

HOUSE JOURNAL

PROCEEDINGS

OF THE

House of Representatives

OF

The Legislature

OF THE

STATE OF KANSAS

REGULAR 2023 SESSION

JANUARY 9 THROUGH ADJOURNMENT APRIL 28, 2023

SUSAN W. KANNARR, *Chief Clerk of the House*

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2023

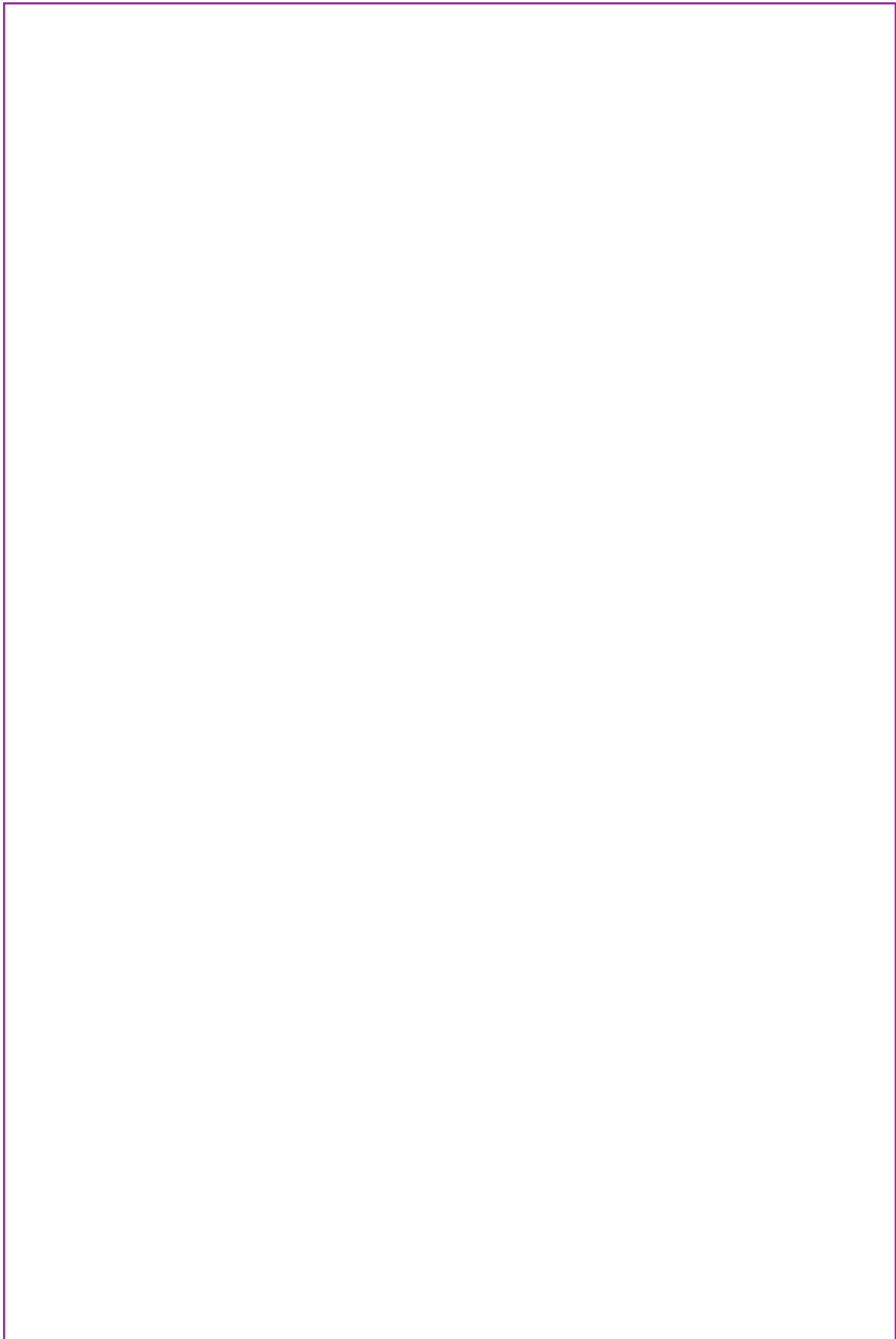


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Governor
LAURA KELLY, Topeka

Lieutenant Governor
DAVID TOLAND, Iola

OFFICERS OF THE HOUSE

Session of 2023

Daniel Hawkins.....Speaker
Blake CarpenterSpeaker Pro Tem
Chris Croft.....Majority Leader
Vic Miller.....Minority Leader
Susan KannarrChief Clerk
Foster Chisholm.....Sergeant-at-Arms

HOUSE OF REPRESENTATIVES—2023

The 2023 Kansas House of Representatives consisted of 85 Republicans and 40 Democrat members. An alphabetical list of members is below.

Name	Party	Dist.	Occupation
Alcala, John , Shawnee	Dem.	57	Retired
Amyx, Mike , Douglas	Dem.	45	Barber
Anderson, Avery , Harvey	Rep.	72	Insurance
Awerkamp, Francis , Pottawatomie	Rep.	61	Business owner
Ballard, Barbara , Douglas	Dem.	44	University Administrator
Barth, Carrie , Douglas	Rep.	5	Benefits Consultant
Bergkamp, Brian , Sedgwick	Rep.	93	Project Manager
Bergquist, Emil , Sedgwick	Rep.	91	Retired Aircraft R&D
Blew, Tory Marie , Barton	Rep.	112	Human Resources
Blex, Doug , Montgomery	Rep.	12	Wildlife Biologist/ Farmer
Bloom, Lewis , Clay	Rep.	64	Farmer
Borjon, Jesse , Shawnee	Rep.	52	Business Owner
Boyd, Brad , Johnson	Dem.	49	Organizer - Prairie Roots
Bryce, Ron , Montgomery	Rep.	11	Physician
Buehler, David , Leavenworth	Rep.	40	Retired U.S. Navy
Butler, Nathan , Geary	Rep.	68	Realtor
Carlin, Sydney , Riley	Dem.	66	Investments, Prop. Mgr.
Carmichael, John , Sedgwick	Dem.	92	Attorney
Carpenter, Will , Butler	Rep.	75	Business Owner
Carpenter, Blake , Sedgwick	Rep.	81	Contractor
Carr, Ford , Sedgwick	Dem.	84	Engineer
Clifford, Bill , Finney	Rep.	122	Ophthalmologist
Collins, Kenneth , Crawford	Rep.	2	Convenience Store Owner
Concannon, Susan , Mitchell	Rep.	107	Philanthropy
Corbet, Ken , Shawnee	Rep.	54	Small Business Owner
Croft, Chris , Johnson	Rep.	8	Retired Army
Curtis, Pam , Wyandotte	Dem.	32	Community Relations
Delperdang, Leo , Sedgwick	Rep.	94	Retired
Dodson, Michael , Riley	Rep.	67	Retired
Donohoe, Owen , Johnson	Rep.	39	Medical Sales
Droge, Duane , Greenwood	Rep.	13	Veterinarian
Ellis, Ronald , Jefferson	Rep.	47	Rancher
Eplee, John , Atchison	Rep.	63	Family Physician
Essex, Robyn , Johnson	Rep.	78	–
Estes, Susan , Sedgwick	Rep.	87	–
Fairchild, Brett , Stafford	Rep.	113	Farmer
Featherston, Linda , Johnson	Dem.	16	Piano Teacher
Francis, Shannon , Seward	Rep.	125	Property Management
Garber, Randy , Nemaha	Rep.	62	Retired Navy/ Construction Worker
Gardner, Fred , Anderson	Rep.	9	Veterinarian
Goddard, Dan , Labette	Rep.	7	Retired

Goetz, Jason, Ford	Rep.	119	Self employed
Haskins, Kirk, Shawnee	Dem.	53	Professor
Haswood, Christina, Douglas	Dem.	10	Public Health Worker
Hawkins, Daniel, Sedgwick	Rep.	100	Insurance Agent
Helgerson, Henry, Sedgwick	Dem.	83	Businessman
Highberger, Dennis "Boog", Douglas	Dem.	46	Attorney
Hill, Scott, Dickinson	Rep.	70	Farmer
Hoffman, Kyle, Comanche	Rep.	116	Farmer/Rancher
Hoheisel, Nick, Sedgwick	Rep.	97	–
Houglad, Allison, Johnson	Dem.	15	Realtor
Houser, Michael, Cherokee	Rep.	1	Construction Estimator
Howe, Steven, Saline	Rep.	71	–
Howell, Leah, Sedgwick	Rep.	82	Self-employed
Howerton, Cyndi, Sedgwick	Rep.	98	Tax service manager
Hoye, Jo Ella, Johnson	Dem.	17	–
Humphries, Susan, Sedgwick	Rep.	99	Attorney
Jacobs, Trevor, Bourbon	Rep.	4	Welder
Johnson, Timothy, Leavenworth	Rep.	38	Teacher (Retired)
Kessler, Tom, Sedgwick	Rep.	96	Owner, Toms Wine and Spirits LLC
Landwehr, Brenda, Sedgwick	Rep.	105	Retired
Lewis, Bob, Finney	Rep.	123	Attorney
Martinez, Angela, Sedgwick	Dem.	103	Direct Care Counselor Wichita Children's Home
Mason, Les, McPherson	Rep.	73	Retired
Maughan, Carl, Sedgwick	Rep.	90	–
Melton, Lynn, Wyandotte	Dem.	36	Retired
Meyer, Heather, Johnson	Dem.	29	Medical Social Worker
Miller, Vic, Shawnee	Dem.	58	Retired
Miller, Dennis, Johnson	Dem.	14	Retired
Miller, Silas, Sedgwick	Dem.	86	Insurance Broker, Family First Life
Minnix, Jim, Scott	Rep.	118	Farmer, Stockman
Moser, Lisa, Pottawatomie	Rep.	106	Rancher
Murphy, Michael, Reno	Rep.	114	B and B Owner/Operator
Neelly, Lance, Leavenworth	Rep.	42	Security Supervisor
Neighbor, Cindy, Johnson	Dem.	18	Retired Medical Administrator
Ohaebosim, KC, Sedgwick	Dem.	89	–
Oropeza, Melissa, Wyandotte	Dem.	37	Nurse Practitioner
Osman, Dan, Johnson	Dem.	48	Attorney
Ousley, Jarrod, Johnson	Dem.	24	Paint Contractor
Owens, Stephen, Harvey	Rep.	74	Self-employed
Patton, Fred, Shawnee	Rep.	50	Attorney
Penn, Patrick, Sedgwick	Rep.	85	–
Pickert, Sandy, Sedgwick	Rep.	88	Retired Registered Nurse
Poetter Parshall, Samantha, Miami	Rep.	6	–
Poskin, Mari-Lynn, Johnson	Dem.	20	Education Consultant

COMMITTEE AND INDIVIDUAL MEMBER INFORMATION

VII

Probst, Jason , Reno	Dem.	102	Freelance Writer
Proctor, Pat , Leavenworth	Rep.	41	Professor
Rahjes, Ken , Phillips	Rep.	110	Agricultural Communications
Resman, John , Johnson	Rep.	121	Retired Deputy Sheriff
Rhiley, Bill , Sumner	Rep.	80	–
Robinson, Marvin , Wyandotte	Dem.	35	–
Roth, Webster , Cowley	Rep.	79	Self employed
Ruiz, Louis , Wyandotte	Dem.	31	Retired, Lucent
Ruiz, Susan , Johnson	Dem.	23	Social Work
Sanders, Clarke , Saline	Rep.	69	–
Sawyer, Tom , Sedgwick	Dem.	95	Accountant
Sawyer Clayton, Stephanie , Johnson	Dem.	19	Social Media Consultant
Schlingensiepen, Tobias , Shawnee	Dem.	55	–
Schmoe, Rebecca , Franklin	Rep.	59	Customer Service, Patriots Bank
Schreiber, Mark , Lyon	Rep.	60	Retired
Seiwert, Joe , Reno	Rep.	101	Agricultural Business Owner
Smith, Eric , Coffey	Rep.	76	Undersheriff
Smith, Chuck , Crawford	Rep.	3	Teacher-Coach
Smith, Adam , Wallace	Rep.	120	Farmer/Rancher
Stogsdill, Jerry , Johnson	Dem.	21	Real Estate Investor
Sutton, Bill , Johnson	Rep.	43	Inventory Control
Tarwater, Sean , Johnson	Rep.	27	Business Owner
Thomas, Adam , Johnson	Rep.	26	Restaurant Owner
Thompson, Mike , Wyandotte	Rep.	33	Retired Military
Titus, Kenny , Riley	Rep.	51	Attorney
Turk, Adam , Johnson	Rep.	117	self employed
Turner, Carl , Johnson	Rep.	28	Financial/Process Improv./Proj. Mgmt.
Underhill, Jeff , Geary	Rep.	65	Insurance Agent, Hometown Insurance
Vaughn, Lindsay , Johnson	Dem.	22	Volunteer Manager
Waggoner, Paul , Reno	Rep.	104	Manager, Waggoners, Inc.
Wasinger, Barb , Ellis	Rep.	111	Business Owner
Waymaster, Troy , Russell	Rep.	109	Farmer/Office Manager
Weigel, Virgil , Shawnee	Dem.	56	Retired
White, Gary , Clark	Rep.	115	Farmer
Williams, Laura , Johnson	Rep.	30	Digital Marketing
Williams, Kristey , Butler	Rep.	77	Former mayor/Formal teacher
Winn, Valdenia , Wyandotte	Dem.	34	College Professor
Woodard, Brandon , Johnson	Dem.	108	Nonprofit Fundraising
Xu, Rui , Johnson	Dem.	25	Marketing Analyst
Younger, David , Grant	Rep.	124	Retired

**STANDING COMMITTEES OF THE HOUSE
LEGISLATIVE SESSION, 2023**

Agriculture and Natural Resources: Rahjes, Chairperson; Moser, Vice-chairperson; Blex, Fairchild, Gardner, Jacobs, Minnix, Murphy, Roth, Seiwert, White, Younger. Carlin, Ranking Minority Member; Featherston, Probst, Schlingensiepen, Xu.

Appropriations: Waymaster, Chairperson; Hoffman, Vice-chairperson; Anderson, Concannon, Corbet, Estes, Francis, Howe, Landwehr, Mason, Owens, Rahjes, Sutton, Tarwater, Turk, Williams, K.. Helgerson, Ranking Minority Member; Alcalá, Ballard, Carlin, Curtis, Ousley, Woodard.

Calendar and Printing: Croft, Chairperson; Hawkins, Vice-chairperson; Carpenter, B., Mason. Miller, V., Ranking Minority Member; Stogsdill.

Child Welfare and Foster Care: Concannon, Chairperson; Johnson, Vice-chairperson; Howell, Howerton, Humphries, Lewis, Pickert, Underhill, Waggoner. Ousley, Ranking Minority Member; Carr, Hougland, Neighbor.

Commerce, Labor and Economic Development: Tarwater, Chairperson; Borjon, Vice-chairperson; Carpenter, W., Dodson, M., Hoffman, Kessler, Mason, Patton, Penn, Sutton, Williams, K., Williams, L.. Probst, Ranking Minority Member; Clayton, Osman, Poskin, Xu.

Corrections and Juvenile Justice: Owens, Chairperson; Smith, E., Vice-chairperson; Butler, Maughan, Resman, Smith, A., Thompson, Titus, Turk. Highberger, Ranking Minority Member; Carmichael, Martinez, Schlingensiepen.

Education: Thomas, Chairperson; Estes, Vice-chairperson; Donohoe, Goetz, Hill, Murphy, Poetter, Rhiley, Sanders, Schmoe, Schreiber, Younger. Stogsdill, Ranking Minority Member; Featherston, Haskins, Miller, S., Ruiz, L..

Elections: Proctor, Chairperson; Waggoner, Vice-chairperson; Bergquist, Collins, Dodson, Essex, Howell, Howerton, Underhill. Woodard, Ranking Minority Member; Hougland, Neighbor, Oropeza.

Energy, Utilities and Telecommunications: Delperdang, Chairperson; Turner, Vice-chairperson; Averkamp, Bergquist, Borjon, Penn, Poetter, Proctor, Roth, Schreiber, Smith, C., Williams, L.. Ohaebosim, Ranking Minority Member; Carmichael, Melton, Neighbor, Schlingensiepen.

Federal and State Affairs: Carpenter, W., Chairperson; Kessler, Vice-chairperson; Bergkamp, Bryce, Buehler, Eplee, Garber, Houser, Howell, Humphries, Jacobs, Moser, Resman, Sanders, Smith, A., Thomas. Hoye, Ranking Minority Member; Boyd, Clayton, Haswood, Highberger, Miller, S., Ruiz, L..

Financial Institutions and Pensions: Hoheisel, Chairperson; Clifford, Vice-chairperson; Blew, Dodson, Donohoe, Lewis, Maughan, Neelly, Schmoie, Smith, C., White, Williams, L..

Xu, Ranking Minority Member; Martinez, Poskin, Sawyer, Weigel.

Health and Human Services: Landwehr, Chairperson; Eplee, Vice-chairperson; Barth, Bergkamp, Bergquist, Blex, Bryce, Buehler, Clifford, Ellis, Gardner, Turner. Ruiz, S., Ranking Minority Member; Boyd, Haswood, Oropeza, Vaughn.

Insurance: Sutton, Chairperson; Penn, Vice-chairperson; Blew, Bergquist, Collins, Dodson, Essex, Howell, Howerton, Proctor, Tarwater, Underhill. Neighbor, Ranking Minority Member; Haskins, Meyer, Miller, S., Woodard.

Interstate Cooperation: Hawkins, Chairperson; Carpenter, B., Vice-chairperson; Croft, Estes, Mason. Winn, Ranking Minority Member; Ballard.

Judiciary: Patton, Chairperson; Schreiber, Vice-chairperson; Borjon, Concannon, Goddard, Humphries, Lewis, Maughan, Neelly, Owens, Smith, E., Titus. Carmichael, Ranking Minority Member; Curtis, Highberger, Osman, Vaughn.

Legislative Budget (House): Waymaster, Chairperson; Hoffman, Vice-chairperson; Carpenter, B., Carpenter, W., Croft, Hawkins. Helgerson, Ranking Minority Member; Miller, V., Winn.

Legislative Modernization: Wasinger, Chairperson; Carpenter, B., Vice-chairperson; Borjon, Droge, Howerton, Murphy, Penn, Rhiley, Schreiber, Turner, Waggoner, Younger. Stogsdill, Ranking Minority Member; Hougland, Meyer, Oropeza, Robinson.

Local Government: Bergquist, Chairperson; Blex, Vice-chairperson; Barth, Bloom, Collins, Essex, Gardner, Poetter, Underhill. Featherston, Ranking Minority Member; Amyx, Melton, Miller, D..

Rules and Journal: Patton, Chairperson; Highberger, Vice-chairperson; Humphries, Maughan, Owens, Smith, A.. Clayton.

Taxation: Smith, A., Chairperson; Bergkamp, Vice-chairperson; Averkamp, Bryce, Buehler, Butler, Corbet, Eplee, Francis, Hoheisel, Kessler, Poetter, Sanders, Thompson, Turner, Wasinger. Sawyer, Ranking Minority Member; Alcalá, Clayton, Haswood, Helgerson, Miller, D., Stogsdill.

Transportation: Francis, Chairperson; Neelly, Vice-chairperson; Anderson, Collins, Delperdang, Essex, Goddard, Hoheisel, Houser, Minnix, Proctor, White. Ballard, Ranking Minority Member; Hoye, Melton, Ohaebosim, Weigel.

Veterans and Military: Ellis, Chairperson; Dodson, Vice-chairperson; Butler, Collins, Goddard, Hill, Johnson, Thompson, Younger. Weigel, Ranking Minority Member; Miller, D., Poskin, Ruiz, S..

Water: Minnix, Chairperson; Howerton, Vice-chairperson; Blex, Bloom, Essex, Fairchild, Goetz, Pickert, Seiwert, Smith, E., Titus, White.
Vaughn, Ranking Minority Member; Amyx, Featherston, Meyer, Stogsdill.

Welfare Reform: Awerkamp, Chairperson; Howell, Vice-chairperson; Droge, Humphries, Johnson, Lewis, Pickert, Roth, Waggoner.
Meyer, Ranking Minority Member; Carr, Hougland, Miller, D..

Budget Committees

Agriculture and Natural Resources Budget: Corbet, Chairperson; Seiwert, Vice-chairperson; Bloom, Garber, Jacobs, Moser.
Carlin, Ranking Minority Member; Alcalá, Curtis.

General Government Budget: Hoffman, Chairperson; Rhiley, Vice-chairperson; Pickert, Smith, C., Turk, Williams, L..
Amyx, Ranking Minority Member; Melton, Robinson.

Higher Education Budget: Howe, Chairperson; Blew, Vice-chairperson; Fairchild, Rahjes, Smith, C., Wasinger.
Woodard, Ranking Minority Member; Amyx, Sawyer.

K-12 Education Budget: Williams, K., Chairperson; Landwehr, Vice-chairperson; Estes, Garber, Goetz, Hill, Johnson, Schmoë, Thomas.
Winn, Ranking Minority Member; Boyd, Ousley, Poskin.

Social Services Budget: Mason, Chairperson; Carpenter, W., Vice-chairperson; Barth, Clifford, Donohoe, Droge.
Ballard, Ranking Minority Member; Ohaebosim, Ruiz, S..

Transportation and Public Safety Budget: Anderson, Chairperson; Resman, Vice-chairperson; Bloom, Delperdang, Ellis, Houser.
Weigel, Ranking Minority Member; Carr, Hoye.

JOINT COMMITTEES

Administrative Rules and Regulations: Wasinger, Chairperson; Penn, Sawyer, Sutton, Waggoner, Winn.
Senate members: Warren, Vice-chairperson; Faust-Goudeau, Francisco, McGinn, Tyson.

Child Welfare System Oversight: Concannon, Vice-chairperson; Howerton, Humphries, Johnson, Ousley, Ruiz, S., Underhill.
Senate members: Gossage, Chairperson; Baumgardner, Erickson, Holscher, O'Shea.

Fiduciary Financial Institutions Oversight: Hoheisel, Chairperson; Osman, Owens, Williams, L., Xu.
Senate members: Longbine, Vice-chairperson; Fagg, Masterson, Pittman.

Information Technology: Hoffman, Chairperson; Haskins, Turner, Wasinger.
Senate members: Petersen, Vice-chairperson; Holland, Kloos, Pittman, Tyson.

***Corrections and Juvenile Justice Oversight:** Owens, Chair; Carlin, Highberger, Hoffman, Hoye, Resman, Smith, E..

+Senate members: Bowers, Corson,, Erickson, Faust-Goudeau, Gossage, O'Shea, Warren.

Kansas Security: Smith, E., Chairperson; Dodson, Ousley, Proctor, Weigel.

Senate members: Petersen, Vice-chairperson; Kloos, Peck, Pittman, Ware.

Legislative Budget Committee: Waymaster, Chairperson; Carpenter, W., Helgerson, Hoffman.

Senate members: Billinger, Vice-chairperson; Claeys, Pettey.

Legislative Coordinating Council: Hawkins, Vice-chairperson; Carpenter, B., Croft, Miller, V..

Senate members: Masterson, Chairperson; Alley, Sykes, Wilborn.

Legislative Post Audit Committee: Tarwater, Chairperson; Francis, Probst, Sawyer, Williams, K..

Senate members: Tyson, Vice-chairperson; Corson, Petersen, Thompson, Ware.

Pensions, Investments and Benefits: Hoheisel, Chairperson; Borjon, Clifford, Neighbor, Schlingensiepen, Tarwater, Turner, Xu.

Senate members: Longbine, Vice-chairperson; Dietrich, Fagg, Holscher, Pettey.

Robert G. (Bob) Bethell Home and Community Based Services and KanCare Oversight: Landwehr, Vice-chairperson; Ballard, Bergquist, Carpenter, W., Concannon, Ruiz, S..

Senate members: Gossage, Chairperson; Baumgardner, Fagg, Pettey, Steffen.

Special Claims Against the State: Humphries, Chairperson; Maughan, Rahjes, Vaughn.

Senate members: Dietrich, Vice-chairperson; Haley, McGinn.

State -Tribal Relations: Carpenter, W., Vice-chairperson; Alcalá, Haswood, Patton, Tarwater.

Senate members: Alley, Chairperson; Bowers, Haley, Kerschen.

State Building Construction: Sutton, Chairperson; Alcalá, Anderson, Delperdang, Ousley.

Senate members: McGinn, Vice-chairperson; Billinger, Claeys, Reddi.

* This committee was renamed to the J. Russell (Russ) Jennings Corrections and Juvenile Justice Oversight Committee effective July 1, 2023 as a result of 2022 HB 2114.

+ Senate member elected as Vice-Chairperson removed from committee and no new election took place prior to Sine Die.

INDIVIDUAL HOUSE MEMBER INFORMATION

Term: Indicates the start and end, if applicable, of member terms. Term begins on start of annual Session of the year indicated unless otherwise noted. Members who left office during Session are shown in italics.

RM denotes Ranking Minority party member.

Alcala, John**Term: 2013****District: 57****Democrat**

Appropriations	Member	9:00 am Daily	112-N
Ag and Natural Resources Bdgt.	Member	1:30 pm Daily	118-N
Taxation	Member	3:30 pm Daily	346-S
State Building Construction (Joint)	Member	On Call	On Call
State -Tribal Relations (Joint)	Member	On Call	On Call

Amyx, Mike**Term: 2019****District: 45****Democrat**

Local Government	Member	9:00 am Mon/Wed	281-N
Water	Member	9:00 am Tue/Thu	218-N
Higher Education Budget	Member	1:30 pm Daily	281-N
General Government Budget	*RM Member	3:30 pm Daily	281-N

Anderson, Avery**Term: 2019****District: 72****Republican**

Appropriations	Member	9:00 am Daily	112-N
Transportation	Member	1:30 pm Daily	582-N
Transp. & Public Safety Bdgt.	Chair	3:30 pm Daily	118-N
State Building Construction (Joint)	Member	12:00:00 PM	On Call

Awerkamp, Francis**Term: 2017****District: 61****Republican**

Energy, Utilities & Telecomm	Member	9:00 am Tue/Thu	582-N
Welfare Reform	Chair	1:30 pm Tue/Thu	152-S
Taxation	Member	3:30 pm Daily	346-S

Ballard, Barbara**Term: 1993****District: 44****Democrat**

Appropriations	Member	9:00 am Daily	112-N
Transportation	*RM Member	1:30 pm Daily	582-N
Social Services Budget	*RM Member	3:30 pm Daily	152-S
Interstate Cooperation	Member	On Call	On Call
Robert G. (Bob) Bethell Jt. Comm. on HCBS & KanCare Oversight	Member	On Call	

COMMITTEE AND INDIVIDUAL MEMBER INFORMATION

XIII

Barth, Carrie

Term: 2023

Local Government	District: 5 Member	Republican 9:00 am Mon/Wed	281-N
Health and Human Services	Member	1:30 pm Daily	112-N
Social Services Budget	Member	3:30 pm Daily	152-S

Bergkamp, Brian

Term: 2021

Federal and State Affairs	District: 93 Member	Republican 9:00 am Daily	346-S
Health and Human Services	Member	1:30 pm Daily	112-N
Taxation	Vice-Chair	3:30 pm Daily	346-S

Bergquist, Emil

Term: 1/23/2018

Energy, Utilities & Telecomm.	District: 91 Member	Republican 9:00 am Tue/Thu	582-N
Local Government	Chair	9:00 am Mon/Wed	281-N
Health and Human Services	Member	1:30 pm Daily	112-N
Elections	Member	3:30 pm Tue/Thu	218-N
Insurance	Member	3:30 pm Mon/Wed	218-N
Robert G. (Bob) Bethell Jt. Comm. on HCBS & KanCare Oversight	Member	On Call	

Blew, Tory Marie

Term: 2017

Financial Institutions and Pensions	District: 112 Member	Republican 9:00 am Mon/Wed	582-N
Higher Education Budget	Vice-Chair	1:30 pm Daily	281-N
Insurance	Member	3:30 pm Mon/Wed	218-N

Blex, Doug

Term: 2017

Local Government	District: 12 Vice-Chair	Republican 9:00 am Mon/Wed	281-N
Water	Member	9:00 am Tue/Thu	218-N
Health and Human Services	Member	1:30 pm Daily	112-N
Agriculture and Natural Resources	Member	3:30 pm Daily	112-N

Bloom, Lewis

Term: 2023

Local Government	District: 64 Member	Republican 9:00 am Mon/Wed	281-N
Water	Member	9:00 am Tue/Thu	218-N
Ag and Natural Resources Bdgt.	Member	1:30 pm Daily	118-N
Transp. & Public Safety Bdgt.	Member	3:30 pm Daily	118-N

Borjon, Jesse

Term: 2021

Energy, Utilities & Telecomm.	District: 52 Member	Republican 9:00 am Tue/Thu	582-N
Legislative Modernization	Member	9:00 am Mon/Wed	218-N
Commerce, Labor & Econ. Dev.	Vice-Chair	1:30 pm Daily	346-S
Judiciary	Member	3:30 pm Daily	582-N
Pensions, Invest. & Benefits (Joint)	Member	On Call	On Call

Boyd, Brad**Term: 2023**Federal and State Affairs
Health and Human Services
K-12 Education Budget**District: 49**Member
Member
Member**Democrat**9:00 am Daily
1:30 pm Daily
3:30 pm Daily346-S
112-N
546-S**Bryce, Ron****Term: 2023**Federal and State Affairs
Health and Human Services
Taxation**District: 11**Member
Member
Member**Republican**9:00 am Daily
1:30 pm Daily
3:30 pm Daily346-S
112-N
346-S**Buehler, David****Term: 2023**Federal and State Affairs
Health and Human Services
Taxation**District: 40**Member
Member
Member**Republican**9:00 am Daily
1:30 pm Daily
3:30 pm Daily346-S
112-N
346-S**Butler, Nathan****Term: 2023**Veterans and Military
Corrections and Juvenile Justice
Taxation**District: 68**Member
Member
Member**Republican**9:00 am Tue/Thu
1:30 pm Daily
3:30 pm Daily281-N
546-S
346-S**Carlin, Sydney****Term: 2023**Appropriations
Ag and Natural Resources Bdgt.
Agriculture and Natural Resources
Corr. & Juv. Justice Overs. (Joint)**District: 66**Member
*RM Member
*RM Member
Member**Democrat**9:00 am Daily
1:30 pm Daily
3:30 pm Daily
On Call112-N
118-N
112-N
On Call**Carmichael, John****Term: 2013**Energy, Utilities & Telecomm.
Corrections and Juvenile Justice
Judiciary
Admin. Rules & Regs. (Joint)**District: 92**Member
Member
*RM Member
*RM Member**Democrat**9:00 am Tue/Thu
1:30 pm Daily
3:30 pm Daily
On Call582-N
546-S
582-N
On Call**Carpenter, Blake****Term: 2015 -1/11/2022; 5/11/2022**Legislative Modernization
Calendar and Printing
Interstate Cooperation
Legislative Budget (House)
Legislative Coordinating Council**District: 81**Vice-Chair
Member
Vice-Chair
Member
Member**Republican**9:00 am Mon/Wed
On Call
On Call
On Call
On Call218-N
On Call
On Call
On Call
On Call

Carpenter, Will

Term: 2013-2016; 2019

Federal and State Affairs
 Commerce, Labor & Econ. Dev.
 Social Services Budget
 State -Tribal Relations (Joint)
 Legislative Budget (House)
 Legislative Budget Committee
 Robert G. (Bob) Bethell Jt. Comm.
 on HCBS & KanCare Oversight

District: 75

Chair
 Member
 Vice-Chair
 Vice-Chair
 Member
 Member
 Member

Republican

9:00 am Daily
 1:30 pm Daily
 3:30 pm Daily
 On Call
 On Call
 On Call
 On Call

346-S
 346-S
 152-S
 On Call
 On Call
 On Call

Carr, Ford

Term: 9/30/2022

Child Welfare and Foster Care
 Welfare Reform
 Transp. & Public Safety Bdgt.

District: 84

Member
 Member
 Member

Democrat

1:30 pm Mon/Wed
 1:30 pm Tue/Thu
 3:30 pm Daily

152-S
 152-S
 118-N

Clifford, Bill

Term: 11/19/2021

Financial Institutions and Pensions
 Health and Human Services
 Social Services Budget
 Pensions, Invest. & Benefits (Joint)

District: 122

Vice-Chair
 Member
 Member
 Member

Republican

9:00 am Mon/Wed
 1:30 pm Daily
 3:30 pm Daily
 On Call

582-N
 112-N
 152-S
 On Call

Collins, Kenneth

Term: 2019

Local Government
 Veterans and Military
 Transportation
 Elections
 Insurance

District: 2

Member
 Member
 Member
 Member
 Member

Republican

9:00 am Mon/Wed
 9:00 am Tue/Thu
 1:30 pm Daily
 3:30 pm Tue/Thu
 3:30 pm Mon/Wed

281-N
 281-N
 582-N
 218-N
 218-N

Concannon, Susan

Term: 2013

Appropriations
 Child Welfare and Foster Care
 Judiciary
 Child Welfare Sys. Oversight (Joint)
 Robert G. (Bob) Bethell Jt. Comm.
 on HCBS & KanCare Oversight

District: 107

Member
 Chair
 Member
 Vice-Chair
 Member

Republican

9:00 am Daily
 1:30 pm Mon/Wed
 3:30 pm Daily
 On Call
 On Call

112-N
 152-S
 582-N

Corbet, Ken

Term: 2013

Appropriations
 Ag and Natural Resources Bdgt.
 Taxation

District: 54

Member
 Chair
 Member

Republican

9:00 am Daily
 1:30 pm Daily
 3:30 pm Daily

112-N
 118-N
 346-S

Croft, Chris**Term: 2013**

Calendar and Printing	District: 8 Chair	Republican On Call	On Call
Interstate Cooperation	Member	On Call	On Call
Legislative Budget (House)	Member	On Call	On Call
Legislative Coordinating Council	Member	On Call	On Call

Curtis, Pam**Term: 2014**

Appropriations	District: 32 Member	Democrat 9:00 am Daily	112-N
Ag and Natural Resources Bdgt.	Member	1:30 pm Daily	118-N
Judiciary	Member	3:30 pm Daily	582-N
Information Technology (Joint)	*RM Member	On Call	On Call

Delperdang, Leo**Term: 2017**

Energy, Utilities & Telecomm.	District: 94 Chair	Republican 9:00 am Tue/Thu	582-N
Transportation	Member	1:30 pm Daily	582-N
Transp. & Public Safety Bdgt.	Member	3:30 pm Daily	118-N
State Building Construction (Joint)	Member	On Call	On Call

Dodson, Michael**Term: 2021**

Financial Institutions and Pensions	District: 67 Member	Republican 9:00 am Mon/Wed	582-N
Veterans and Military	Vice-Chair	9:00 am Tue/Thu	281-N
Commerce, Labor & Econ. Dev.	Member	1:30 pm Daily	346-S
Elections	Member	3:30 pm Tue/Thu	218-N
Insurance	Member	3:30 pm Mon/Wed	218-N
Kansas Security (Joint)	Member	On Call	On Call

Donohoe, Owen**Term: 2007-2012; 2019**

Financial Institutions and Pensions	District: 39 Member	Republican 9:00 am Mon/Wed	582-N
Education	Member	1:30 pm Daily	218-N
Social Services Budget	Member	3:30 pm Daily	152-S

Droge, Duane**Term: 2023***

Legislative Modernization	District: 13 Member	Republican 9:00 am Mon/Wed	218-N
Welfare Reform	Member	1:30 pm Tue/Thu	152-S
Social Services Budget	Member	3:30 pm Daily	152-S

Ellis, Ronald**Term: 2017**

Veterans and Military	District: 47 Chair	Republican 9:00 am Tue/Thu	281-N
Health and Human Services	Member	1:30 pm Daily	112-N
Transp. & Public Safety Bdgt.	Member	3:30 pm Daily	118-N

COMMITTEE AND INDIVIDUAL MEMBER INFORMATION

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Eplee, John

Term: 2017

Federal and State Affairs
Health and Human Services
Taxation

District: 63

Member
Vice-Chair
Member

Republican

9:00 am Daily
1:30 pm Daily
3:30 pm Daily

346-S
112-N
346-S

Essex, Robyn

Term: 2023

Local Government
Water
Transportation
Elections
Insurance

District: 78

Member
Member
Member
Member
Member

Republican

9:00 am Mon/Wed
9:00 am Tue/Thu
1:30 pm Daily
3:30 pm Tue/Thu
3:30 pm Mon/Wed

281-N
218-N
582-N
218-N
218-N

Estes, Susan

Term: 2021

Appropriations
Education
K-12 Education Budget
Interstate Cooperation

District: 87

Member
Vice-Chair
Member
Member

Republican

9:00 am Daily
1:30 pm Daily
3:30 pm Daily
On Call

112-N
218-N
546-S
On Call

Fairchild, Brett

Term: 2021

Water
Higher Education Budget
Agriculture and Natural Resources

District: 113

Member
Member
Member

Republican

9:00 am Tue/Thu
1:30 pm Daily
3:30 pm Daily

218-N
281-N
112-N

Featherston, Linda

Term: 2021

Local Government
Water
Education
Agriculture and Natural Resources

District: 16

*RM Member
Member
Member
Member

Democrat

9:00 am Mon/Wed
9:00 am Tue/Thu
1:30 pm Daily
3:30 pm Daily

281-N
218-N
218-N
112-N

Francis, Shannon

Term: 2015

Appropriations
Transportation
Taxation
Legislative Post Audit Committee

District: 125

Member
Chair
Member
Member

Republican

9:00 am Daily
1:30 pm Daily
3:30 pm Daily
On Call

112-N
582-N
346-S
On Call

Garber, Randy

Term: 2011

Federal and State Affairs
Ag and Natural Resources Bdgt.
K-12 Education Budget

District: 62

Member
Member
Member

Republican

9:00 am Daily
1:30 pm Daily
3:30 pm Daily

346-S
118-N
546-S

Gardner, Fred**Term: 2023**

Local Government	District: 9 Member	Republican 9:00 am Mon/Wed	281-N
Health and Human Services	Member	1:30 pm Daily	112-N
Agriculture and Natural Resources	Member	3:30 pm Daily	112-N

Goddard, Dan**Term: 2023+**

Veterans and Military	District: 7 Member	Republican 9:00 am Tue/Thu	281-N
Transportation	Member	1:30 pm Daily	582-N
Judiciary	Member	3:30 pm Daily	582-N

Goetz, Jason**Term: 2023**

Water	District: 119 Member	Republican 9:00 am Tue/Thu	218-N
Education	Member	1:30 pm Daily	218-N
K-12 Education Budget	Member	3:30 pm Daily	546-S

Haskins, Kirk**Term: 2023**

Education	District: 53 Member	Democrat 1:30 pm Daily	218-N
Insurance	Member	3:30 pm Mon/Wed	218-N
Information Technology (Joint)	Member	On Call	On Call

Haswood, Christina**Term: 2021**

Federal and State Affairs	District: 10 Member	Democrat 9:00 am Daily	346-S
Health and Human Services	Member	1:30 pm Daily	112-N
Taxation	Member	3:30 pm Daily	346-S
State -Tribal Relations (Joint)	Member	On Call	On Call

Hawkins, Daniel**Term: 2013**

Calendar and Printing	District: 100 Vice-Chair	Republican On Call	On Call
Interstate Cooperation	Chair	On Call	On Call
Legislative Budget (House)	Member	On Call	On Call
Legislative Coordinating Council	Vice-Chair	On Call	On Call

Helgerson, Henry**Term: 1983-2000; 1/5/2016**

Appropriations	District: 83 *RM Member	Democrat 9:00 am Daily	112-N
Taxation	Member	3:30 pm Daily	346-S
Legislative Budget (House)	*RM Member	On Call	On Call
Legislative Budget Committee	Member	On Call	On Call

COMMITTEE AND INDIVIDUAL MEMBER INFORMATION

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Highberger, Dennis "Boog"

Term: 2015

Federal and State Affairs	District: 46 Member	Democrat 9:00 am Daily	346-S
Corrections and Juvenile Justice	*RM Member	1:30 pm Daily	546-S
Judiciary	Member	3:30 pm Daily	582-N
Corr. & Juv. Justice Overs. (Joint)	Member	On Call	On Call
Rules and Journal	Vice-Chair	On Call	On Call

Hill, Scott

Term: 2023

Veterans and Military	District: 70 Member	Republican 9:00 am Tue/Thu	281-N
Education	Member	1:30 pm Daily	218-N
K-12 Education Budget	Member	3:30 pm Daily	546-S

Hoffman, Kyle

Term: 2011

Appropriations	District: 116 Vice-Chair	Republican 9:00 am Daily	112-N
Commerce, Labor & Econ. Dev.	Member	1:30 pm Daily	346-S
General Government Budget	Chair	3:30 pm Daily	281-N
Corr. & Juv. Justice Overs. (Joint)	Member	On Call	On Call
Information Technology (Joint)	Chair	On Call	On Call
Legislative Budget (House)	Vice-Chair	On Call	On Call
Legislative Budget Committee	Member	On Call	On Call

Hoheisel, Nick

Term: 2019

Financial Institutions and Pensions	District: 97 Chair	Republican 9:00 am Mon/Wed	582-N
Transportation	Member	1:30 pm Daily	582-N
Taxation	Member	3:30 pm Daily	346-S
Fiduciary Fin. Inst. Oversight (Joint)	Chair	On Call	
Pensions, Invest. & Benefits (Joint)	Chair	On Call	On Call

Houglund, Allison

Term: 2023

Legislative Modernization	District: 15 Member	Democrat 9:00 am Mon/Wed	218-N
Child Welfare and Foster Care	Member	1:30 pm Mon/Wed	152-S
Welfare Reform	Member	1:30 pm Tue/Thu	152-S
Elections	Member	3:30 pm Tue/Thu	218-N

Houser, Michael

Term: 2013

Federal and State Affairs	District: 1 Member	Republican 9:00 am Daily	346-S
Transportation	Member	1:30 pm Daily	582-N
Transp. & Public Safety Bdgt.	Member	3:30 pm Daily	118-N

Howe, Steven

Term: 2021

Appropriations	District: 71 Member	Republican 9:00 am Daily	112-N
Higher Education Budget	Chair	1:30 pm Daily	281-N

Howell, Leah**Term: 1/2021-5/2021, 2022**

Federal and State Affairs	District: 82 Member	Republican 9:00 am Daily	346-S
Child Welfare and Foster Care	Member	1:30 pm Mon/Wed	152-S
Welfare Reform	Vice-Chair	1:30 pm Tue/Thu	152-S
Elections	Member	3:30 pm Tue/Thu	218-N
Insurance	Member	3:30 pm Mon/Wed	218-N

Howerton, Cyndi**Term: 8/24/2021**

Legislative Modernization	District: 98 Member	Republican 9:00 am Mon/Wed	218-N
Water	Vice-Chair	9:00 am Tue/Thu	218-N
Child Welfare and Foster Care	Member	1:30 pm Mon/Wed	152-S
Elections	Member	3:30 pm Tue/Thu	218-N
Insurance	Member	3:30 pm Mon/Wed	218-N
Child Welfare Sys. Oversight (Joint)	Member	On Call	

Hoye, Jo Ella**Term: 2021**

Federal and State Affairs	District: 17 *RM Member	Democrat 9:00 am Daily	346-S
Transportation	Member	1:30 pm Daily	582-N
Transp. & Public Safety Bdgt.	Member	3:30 pm Daily	118-N
Corr. & Juv. Justice Overs. (Joint)	Member	On Call	On Call

Humphries, Susan**Term: 2017**

Federal and State Affairs	District: 99 Member	Republican 9:00 am Daily	346-S
Child Welfare and Foster Care	Member	1:30 pm Mon/Wed	152-S
Welfare Reform	Member	1:30 pm Tue/Thu	152-S
Judiciary	Member	3:30 pm Daily	582-N
Child Welfare Sys. Oversight (Joint)	Member	On Call	
Spec. Claims Against the St. (Joint)	Chair	On Call	On Call
Rules and Journal	Member	On Call	On Call

Jacobs, Trevor**Term: 2017**

Federal and State Affairs	District: 4 Member	Republican 9:00 am Daily	346-S
Ag and Natural Resources Bdgt.	Member	1:30 pm Daily	118-N
Agriculture and Natural Resources	Member	3:30 pm Daily	112-N

Johnson, Timothy**Term: 2021**

Veterans and Military	District: 38 Member	Republican 9:00 am Tue/Thu	281-N
Child Welfare and Foster Care	Vice-Chair	1:30 pm Mon/Wed	152-S
Welfare Reform	Member	1:30 pm Tue/Thu	152-S
K-12 Education Budget	Member	3:30 pm Daily	546-S
Child Welfare Sys. Oversight (Joint)	Member	On Call	

COMMITTEE AND INDIVIDUAL MEMBER INFORMATION

XXI

Kessler, Tom

Term: 2021

Federal and State Affairs
Commerce, Labor & Econ. Dev.
Taxation

District: 96

Vice-Chair
Member
Member

Republican

9:00 am Daily
1:30 pm Daily
3:30 pm Daily

346-S
346-S
346-S

Landwehr, Brenda

Term: 1995-2012; 2017

Appropriations
Health and Human Services
K-12 Education Budget
Robert G. (Bob) Bethell Jt. Comm.
on HCBS & KanCare Oversight

District: 105

Member
Chair
Vice-Chair
Vice-Chair

Republican

9:00 am Daily
1:30 pm Daily
3:30 pm Daily
On Call

112-N
112-N
546-S

Lewis, Bob

Term: 2023

Financial Institutions and Pensions
Child Welfare and Foster Care
Welfare Reform
Judiciary

District: 123

Member
Member
Member
Member

Republican

9:00 am Mon/Wed
1:30 pm Mon/Wed
1:30 pm Tue/Thu
3:30 pm Daily

582-N
152-S
152-S
582-N

Martinez, Angela

Term: 2023

Financial Institutions and Pensions
Corrections and Juvenile Justice

District: 103

Member
Member

Democrat

9:00 am Mon/Wed
1:30 pm Daily

582-N
546-S

Mason, Les

Term: 2014

Appropriations
Commerce, Labor & Econ. Dev.
Social Services Budget
Calendar and Printing
Interstate Cooperation

District: 73

Member
Member
Chair
Member
Member

Republican

9:00 am Daily
1:30 pm Daily
3:30 pm Daily
On Call
On Call

112-N
346-S
152-S
On Call
On Call

Maughan, Carl

Term: 11/16/2022

Financial Institutions and Pensions
Corrections and Juvenile Justice
Judiciary
Spec. Claims Against the St. (Joint)
Rules and Journal

District: 90

Member
Member
Member
Member
Member

Republican

9:00 am Mon/Wed
1:30 pm Daily
3:30 pm Daily
On Call
On Call

582-N
546-S
582-N
On Call
On Call

Melton, Lynn

Term: 2023

Energy, Utilities & Telecomm.
Local Government
Transportation
General Government Budget

District: 36

Member
Member
Member
Member

Democrat

9:00 am Tue/Thu
9:00 am Mon/Wed
1:30 pm Daily
3:30 pm Daily

582-N
281-N
582-N
281-N

Meyer, Heather**Term: 9/7/2021**

Legislative Modernization	District: 29 Member	Democrat 9:00 am Mon/Wed	218-N
Water	Member	9:00 am Tue/Thu	218-N
Welfare Reform	*RM Member	1:30 pm Tue/Thu	152-S
Insurance	Member	3:30 pm Mon/Wed	218-N

Miller, Vic**Term: 1979-1984; 2018-2019; 2021**

Calendar and Printing	District: 58 *RM Member	Democrat On Call	On Call
Legislative Budget (House)	Member	On Call	On Call
Legislative Coordinating Council	Member	On Call	On Call

Miller, Dennis**Term: 2023**

Local Government	District: 14 Member	Democrat 9:00 am Mon/Wed	281-N
Veterans and Military	Member	9:00 am Tue/Thu	281-N
Welfare Reform	Member	1:30 pm Tue/Thu	152-S
Taxation	Member	3:30 pm Daily	346-S

Miller, Silas**Term: 2023**

Federal and State Affairs	District: 86 Member	Democrat 9:00 am Daily	346-S
Education	Member	1:30 pm Daily	218-N
Insurance	Member	3:30 pm Mon/Wed	218-N

Minnix, Jim**Term: 2021**

Water	District: 118 Chair	Republican 9:00 am Tue/Thu	218-N
Transportation	Member	1:30 pm Daily	582-N
Agriculture and Natural Resources	Member	3:30 pm Daily	112-N

Moser, Lisa**Term: 2021**

Federal and State Affairs	District: 106 Member	Republican 9:00 am Daily	346-S
Ag and Natural Resources Bdgt.	Member	1:30 pm Daily	118-N
Agriculture and Natural Resources	Vice-Chair	3:30 pm Daily	112-N

Murphy, Michael**Term: 2021**

Legislative Modernization	District: 114 Member	Republican 9:00 am Mon/Wed	218-N
Education	Member	1:30 pm Daily	218-N
Agriculture and Natural Resources	Member	3:30 pm Daily	112-N

Neely, Lance**Term: 2021**

Financial Institutions and Pensions	District: 42 Member	Republican 9:00 am Mon/Wed	582-N
Transportation	Vice-Chair	1:30 pm Daily	582-N
Judiciary	Member	3:30 pm Daily	582-N

COMMITTEE AND INDIVIDUAL MEMBER INFORMATION

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Neighbor, Cindy

Term: 2003-2004; 2007-2010; 2017	District: 18	Democrat	
Energy, Utilities & Telecomm.	Member	9:00 am Tue/Thu	582-N
Child Welfare and Foster Care	Member	1:30 pm Mon/Wed	152-S
Elections	Member	3:30 pm Tue/Thu	218-N
Insurance	*RM Member	3:30 pm Mon/Wed	218-N
Pensions, Invest. & Benefits (Joint)	Member	On Call	On Call

Ohaebosim, KC

Term: 2017	District: 89	Democrat	
Energy, Utilities & Telecomm.	*RM Member	9:00 am Tue/Thu	582-N
Transportation	Member	1:30 pm Daily	582-N
Social Services Budget	Member	3:30 pm Daily	152-S

Oropeza, Melissa

Term: 2023	District: 37	Democrat	
Legislative Modernization	Member	9:00 am Mon/Wed	218-N
Health and Human Services	Member	1:30 pm Daily	112-N
Elections	Member	3:30 pm Tue/Thu	218-N

Osman, Dan

Term: 8/2/2021	District: 48	Democrat	
Commerce, Labor & Econ. Dev.	Member	1:30 pm Daily	346-S
Judiciary	Member	3:30 pm Daily	582-N
Fiduciary Fin. Inst. Oversight (Joint)	Member	On Call	

Ousley, Jarrod

Term: 2014	District: 24	Democrat	
Appropriations	Member	9:00 am Daily	112-N
Child Welfare and Foster Care	*RM Member	1:30 pm Mon/Wed	152-S
K-12 Education Budget	Member	3:30 pm Daily	546-S
Child Welfare Sys. Oversight (Joint)	Member	On Call	
Kansas Security (Joint)	Member	On Call	On Call
State Building Construction (Joint)	Member	12:00:00 PM	On Call

Owens, Stephen

Term: 2019	District: 74	Republican	
Appropriations	Member	9:00 am Daily	112-N
Corrections and Juvenile Justice	Chair	1:30 pm Daily	546-S
Judiciary	Member	3:30 pm Daily	582-N
Corr. & Juv. Justice Overs. (Joint)	Member	On Call	On Call
Fiduciary Fin. Inst. Oversight (Joint)	Member	On Call	
Rules and Journal	Member	On Call	On Call

Patton, Fred

Term: 2015	District: 50	Republican	
Commerce, Labor & Econ. Dev.	Member	1:30 pm Daily	346-S
Judiciary	Chair	3:30 pm Daily	582-N
State -Tribal Relations (Joint)	Member	On Call	On Call
Rules and Journal	Chair	On Call	On Call

Penn, Patrick**Term: 2021**

Energy, Utilities & Telecomm.	District: 85 Member	Republican 9:00 am Tue/Thu	582-N
Legislative Modernization	Member	9:00 am Mon/Wed	218-N
Commerce, Labor & Econ. Dev.	Member	1:30 pm Daily	346-S
Insurance	Vice-Chair	3:30 pm Mon/Wed	218-N
Admin. Rules & Regs. (Joint)	Member	On Call	On Call

Pickert, Sandy**Term: 2023**

Water	District: 88 Member	Republican 9:00 am Tue/Thu	218-N
Child Welfare and Foster Care	Member	1:30 pm Mon/Wed	152-S
Welfare Reform	Member	1:30 pm Tue/Thu	152-S
General Government Budget	Member	3:30 pm Daily	281-N

Poetter Parshall, Samantha**Term: 2021**

Energy, Utilities & Telecomm.	District: 6 Member	Republican 9:00 am Tue/Thu	582-N
Local Government	Member	9:00 am Mon/Wed	281-N
Education	Member	1:30 pm Daily	218-N
Taxation	Member	3:30 pm Daily	346-S

Poskin, Mari-Lynn**Term: 2021**

Financial Institutions and Pensions	District: 20 Member	Democrat 9:00 am Mon/Wed	582-N
Veterans and Military	Member	9:00 am Tue/Thu	281-N
Commerce, Labor & Econ. Dev.	Member	1:30 pm Daily	346-S
K-12 Education Budget	Member	3:30 pm Daily	546-S

Probst, Jason**Term: 6/26/2017**

Commerce, Labor & Econ. Dev.	District: 102 *RM Member	Democrat 1:30 pm Daily	346-S
Agriculture and Natural Resources	Member	3:30 pm Daily	112-N
Legislative Post Audit Committee	Member	On Call	On Call

Proctor, Pat**Term: 2021**

Energy, Utilities & Telecomm.	District: 41 Member	Republican 9:00 am Tue/Thu	582-N
Transportation	Member	1:30 pm Daily	582-N
Elections	Chair	3:30 pm Tue/Thu	218-N
Insurance	Member	3:30 pm Mon/Wed	218-N
Kansas Security (Joint)	Member	On Call	On Call

Rahjes, Ken**Term: 12/29/2015**

Appropriations	District: 110 Member	Republican 9:00 am Daily	112-N
Higher Education Budget	Member	1:30 pm Daily	281-N
Agriculture and Natural Resources	Chair	3:30 pm Daily	112-N
Spec. Claims Against the St. (Joint)	Member	On Call	On Call

COMMITTEE AND INDIVIDUAL MEMBER INFORMATION

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Resman, John

Term: 2/16/2017

Federal and State Affairs
 Corrections and Juvenile Justice
 Transp. & Public Safety Bdgt.
 Corr. & Juv. Justice Overs. (Joint)

District: 121

Member
 Member
 Vice-Chair
 Member

Republican

9:00 am Daily
 1:30 pm Daily
 3:30 pm Daily
 On Call

346-S
 546-S
 118-N
 On Call

Rhiley, Bill

Term: 2019

Legislative Modernization
 Education
 General Government Budget

District: 80

Member
 Member
 Vice-Chair

Republican

9:00 am Mon/Wed
 1:30 pm Daily
 3:30 pm Daily

218-N
 218-N
 281-N

Robinson, Marvin

Term: 2023

Legislative Modernization
 General Government Budget

District: 35

Member
 Member

Democrat

9:00 am Mon/Wed
 3:30 pm Daily

218-N
 281-N

Roth, Webster

Term: 2023

Energy, Utilities & Telecomm.
 Welfare Reform
 Agriculture and Natural Resources

District: 79

Member
 Member
 Member

Republican

9:00 am Tue/Thu
 1:30 pm Tue/Thu
 3:30 pm Daily

582-N
 152-S
 112-N

Ruiz, Louis

Term: 2005

Federal and State Affairs
 Education

District: 31

Member
 Member

Democrat

9:00 am Daily
 1:30 pm Daily

346-S
 218-N

Ruiz, Susan

Term: 2019

Veterans and Military
 Health and Human Services
 Social Services Budget
 Child Welfare Sys. Oversight (Joint)
 Robert G. (Bob) Bethell Jt. Comm.
 on HCBS & KanCare Oversight

District: 23

Member
 *RM Member
 Member
 Member
 Member

Democrat

9:00 am Tue/Thu
 1:30 pm Daily
 3:30 pm Daily
 On Call
 On Call

281-N
 112-N
 152-S

Sanders, Clarke

Term: 2021

Federal and State Affairs
 Education
 Taxation

District: 69

Member
 Member
 Member

Republican

9:00 am Daily
 1:30 pm Daily
 3:30 pm Daily

346-S
 218-N
 346-S

Sawyer, Tom

Term: 1987-1998; 2003-2009; 2013

Financial Institutions and Pensions
 Higher Education Budget
 Taxation
 Admin. Rules & Regs. (Joint)
 Legislative Post Audit Committee

District: 95

Member
 Member
 *RM Member
 Member
 Member

Democrat

9:00 am Mon/Wed
 1:30 pm Daily
 3:30 pm Daily
 On Call
 On Call

582-N
 281-N
 346-S
 On Call
 On Cal

Sawyer Clayton, Stephanie**Term: 2013**Federal and State Affairs
Commerce, Labor & Econ. Dev.
Taxation
Rules and Journal**District: 19**Member
Member
Member
Member**Democrat**9:00 am Daily 346-S
1:30 pm Daily 346-S
3:30 pm Daily 346-S
On Call On Call**Schlingensiepen, Tobias****Term: 2023**Energy, Utilities & Telecomm.
Corrections and Juvenile Justice
Agriculture and Natural Resources
Pensions, Invest. & Benefits (Joint)**District: 55**Member
Member
Member
Member**Democrat**9:00 am Tue/Thu 582-N
1:30 pm Daily 546-S
3:30 pm Daily 112-N
On Call On Call**Schmoe, Rebecca****Term: 2023**Financial Institutions and Pensions
Education
K-12 Education Budget**District: 59**Member
Member
Member**Republican**9:00 am Mon/Wed 582-N
1:30 pm Daily 218-N
3:30 pm Daily 546-S**Schreiber, Mark****Term: 2017**Energy, Utilities & Telecomm.
Legislative Modernization
Education
Judiciary**District: 60**Member
Member
Member
Vice-Chair**Republican**9:00 am Tue/Thu 582-N
9:00 am Mon/Wed 218-N
1:30 pm Daily 218-N
3:30 pm Daily 582-N**Seiwert, Joe****Term: 2009**Water
Ag and Natural Resources Bdgt.
Agriculture and Natural Resources**District: 101**Member
Vice-Chair
Member**Republican**9:00 am Tue/Thu 218-N
1:30 pm Daily 118-N
3:30 pm Daily 112-N**Smith, Adam****Term: 2017**Federal and State Affairs
Corrections and Juvenile Justice
Taxation
Rules and Journal**District: 120**Member
Member
Chair
Member**Republican**9:00 am Daily 346-S
1:30 pm Daily 546-S
3:30 pm Daily 346-S
On Call On Call**Smith, Charles "Chuck"****Term: 2015**Energy, Utilities & Telecomm.
Financial Institutions and Pensions
Higher Education Budget
General Government Budget**District: 3**Member
Member
Member
Member**Republican**9:00 am Tue/Thu 582-N
9:00 am Mon/Wed 582-N
1:30 pm Daily 281-N
3:30 pm Daily 281-N

Smith, Eric**Term: 2017**

Water	District: 76 Member	Republican 9:00 am Tue/Thu	218-N
Corrections and Juvenile Justice	Vice-Chair	1:30 pm Daily	546-S
Judiciary	Member	3:30 pm Daily	582-N
Corr. & Juv. Justice Overs. (Joint)	Member	On Call	On Call
Kansas Security (Joint)	Chair	On Call	On Call

Stogsdill, Jerry**Term: 2017**

Legislative Modernization	District: 21 *RM Member	Democrat 9:00 am Mon/Wed	218-N
Water	Member	9:00 am Tue/Thu	218-N
Education	*RM Member	1:30 pm Daily	218-N
Taxation	Member	3:30 pm Daily	346-S
Calendar and Printing	Member	On Call	On Call

Sutton, Bill**Term: 2012**

Appropriations	District: 43 Member	Republican 9:00 am Daily	112-N
Commerce, Labor & Econ. Dev.	Member	1:30 pm Daily	346-S
Insurance	Chair	3:30 pm Mon/Wed	218-N
Admin. Rules & Regs. (Joint)	Member	On Call	On Call
State Building Construction (Joint)	Chair	On Call	On Call

Tarwater, Sean**Term: 2017**

Appropriations	District: 27 Member	Republican 9:00 am Daily	112-N
Commerce, Labor & Econ. Dev.	Chair	1:30 pm Daily	346-S
Insurance	Member	3:30 pm Mon/Wed	218-N
Pensions, Invest. & Benefits (Joint)	Member	On Call	On Call
State -Tribal Relations (Joint)	Member	On Call	On Call
Legislative Post Audit Committee	Chair	On Call	On Call

Thomas, Adam**Term: 2019**

Federal and State Affairs	District: 26 Member	Republican 9:00 am Daily	346-S
Education	Chair	1:30 pm Daily	218-N
K-12 Education Budget	Member	3:30 pm Daily	546-S

Thompson, Mike**Term: 2023**

Veterans and Military	District: 33 Member	Republican 9:00 am Tue/Thu	281-N
Corrections and Juvenile Justice	Member	1:30 pm Daily	546-S
Taxation	Member	3:30 pm Daily	346-S

Titus, Kenny**Term: 2023**

Water	District: 51 Member	Republican 9:00 am Tue/Thu	218-N
Corrections and Juvenile Justice	Member	1:30 pm Daily	546-S
Judiciary	Member	3:30 pm Daily	582-N

Turk, Adam**Term: 2023**

Appropriations	District: 117 Member	Republican 9:00 am Daily	112-N
Corrections and Juvenile Justice	Member	1:30 pm Daily	546-S
General Government Budget	Member	3:30 pm Daily	281-N

Turner, Carl**Term: 2021**

Energy, Utilities & Telecomm.	District: 28 Vice-Chair	Republican 9:00 am Tue/Thu	582-N
Legislative Modernization	Member	9:00 am Mon/Wed	218-N
Health and Human Services	Member	1:30 pm Daily	112-N
Taxation	Member	3:30 pm Daily	346-S
Information Technology (Joint)	Member	On Call	On Call
Pensions, Invest. & Benefits (Joint)	Member	On Call	On Call

Underhill, Jeff**Term: 2023**

Local Government	District: 65 Member	Republican 9:00 am Mon/Wed	281-N
Child Welfare and Foster Care	Member	1:30 pm Mon/Wed	152-S
Elections	Member	3:30 pm Tue/Thu	218-N
Insurance	Member	3:30 pm Mon/Wed	218-N
Child Welfare Sys. Oversight (Joint)	Member	On Call	

Vaughn, Lindsay**Term: 2021**

Water	District: 22 *RM Member	Democrat 9:00 am Tue/Thu	218-N
Health and Human Services	Member	1:30 pm Daily	112-N
Judiciary	Member	3:30 pm Daily	582-N
Spec. Claims Against the St. (Joint)	Member	On Call	On Call

Waggoner, Paul**Term: 2021**

Legislative Modernization	District: 104 Member	Republican 9:00 am Mon/Wed	218-N
Child Welfare and Foster Care	Member	1:30 pm Mon/Wed	152-S
Welfare Reform	Member	1:30 pm Tue/Thu	152-S
Elections	Vice-Chair	3:30 pm Tue/Thu	218-N
Admin. Rules & Regs. (Joint)	Member	On Call	On Call

Wasinger, Barb**Term: 2019**

Legislative Modernization	District: 111 Chair	Republican 9:00 am Mon/Wed	218-N
Higher Education Budget	Member	1:30 pm Daily	281-N
Taxation	Member	3:30 pm Daily	346-S
Admin. Rules & Regs. (Joint)	Chair	On Call	On Call
Information Technology (Joint)	Member	On Call	On Call

Waymaster, Troy**Term: 2013**

Appropriations	District: 109 Chair	Republican 9:00 am Daily	112-N
Legislative Budget (House)	Chair	On Call	On Call
Legislative Budget Committee	Chair	On Call	On Call

COMMITTEE AND INDIVIDUAL MEMBER INFORMATION

XXIX

Weigel, Virgil

Term: 2013

Financial Institutions and Pensions	District: 56 Member	Democrat 9:00 am Mon/Wed	582-N
Veterans and Military	*RM Member	9:00 am Tue/Thu	281-N
Transportation	Member	1:30 pm Daily	582-N
Transp. & Public Safety Bdgt.	*RM Member	3:30 pm Daily	118-N
Kansas Security (Joint)	Member	On Call	On Call

White, Gary

Term: 2023

Financial Institutions and Pensions	District: 115 Member	Republican 9:00 am Mon/Wed	582-N
Water	Member	9:00 am Tue/Thu	218-N
Transportation	Member	1:30 pm Daily	582-N
Agriculture and Natural Resources	Member	3:30 pm Daily	112-N

Williams, Laura

Term: 2023

Energy, Utilities & Telecomm.	District: 30 Member	Republican 9:00 am Tue/Thu	582-N
Financial Institutions and Pensions	Member	9:00 am Mon/Wed	582-N
Commerce, Labor & Econ. Dev.	Member	1:30 pm Daily	346-S
General Government Budget	Member	3:30 pm Daily	281-N
Fiduciary Fin. Inst. Oversight (Joint)	Member	On Call	

Williams, Kristey

Term: 2015

Appropriations	District: 77 Member	Republican 9:00 am Daily	112-N
Commerce, Labor & Econ. Dev.	Member	1:30 pm Daily	346-S
K-12 Education Budget	Chair	3:30 pm Daily	546-S
Legislative Post Audit Committee	Member	On Call	On Call

Winn, Valdenia

Term: 2001

K-12 Education Budget	District: 34 *RM Member	Democrat 3:30 pm Daily	546-S
Interstate Cooperation	*RM Member	On Call	On Call
Admin. Rules & Regs. (Joint)	Member	On Call	On Call
Legislative Budget (House)	Member	On Call	On Call

Woodard, Brandon

Term: 2019

Appropriations	District: 108 Member	Democrat 9:00 am Daily	112-N
Higher Education Budget	*RM Member	1:30 pm Daily	281-N
Elections	*RM Member	3:30 pm Tue/Thu	218-N
Insurance	Member	3:30 pm Mon/Wed	218-N

Xu, Rui

Term: 2019

Financial Institutions and Pensions	District: 25 *RM Member	Democrat 9:00 am Mon/Wed	582-N
Commerce, Labor & Econ. Dev.	Member	1:30 pm Daily	346-S
Agriculture and Natural Resources	Member	3:30 pm Daily	112-N
Fiduciary Fin. Inst. Oversight (Joint)	Member	On Call	
Pensions, Invest. & Benefits (Joint)	Member	On Call	On Call

Younger, David**Term: 2023**

Legislative Modernization

Veterans and Military

Education

Agriculture and Natural Resources

District: 124

Member

Member

Member

Member

Republican

9:00 am Mon/Wed

9:00 am Tue/Thu

1:30 pm Daily

3:30 pm Daily

218-N

281-N

218-N

112-N

*Representative Droge was appointed to fill 2023-2024 term of Rep. Newland who resigned 12/8/2022. No replacement was appointed for the remainder of the 2021-2022 term.

+ Representative Goddard previously served one term in the Kansas Senate from 2017-2020.

**Constitutional Provisions
Governing
the
Kansas Legislature**



State of Kansas

KANSAS CONSTITUTIONAL PROVISIONS CONCERNING LEGISLATIVE POWERS

Article 2.—LEGISLATIVE

§ 1. Legislative power.—The legislative power of this state shall be vested in a house of representatives and senate.

§ 2. Senators and representatives.—The number of representatives and senators shall be regulated by law, but shall not exceed one hundred twenty-five representatives and forty senators. Representatives and senators shall be elected from single-member districts prescribed by law. Representatives shall be elected for two year terms. Senators shall be elected for four year terms. The terms of representatives and senators shall commence on the second Monday of January of the year following election.

§ 3. Compensation of members of legislature.—The members of the legislature shall receive such compensation as may be provided by law or such compensation as is determined according to law.

§ 4. Qualifications of members.—During the time that any person is a candidate for nomination or election to the legislature and during the term of each legislator, such candidate or legislator shall be and remain a qualified elector who resides in his or her district.

§ 5. Eligibility and disqualification of members.—No member of congress and no civil officer or employee of the United States or of any department, agency, or instrumentality thereof shall be eligible to be a member of the legislature. Any member of the legislature who accepts any appointment or election contrary to the foregoing shall be disqualified as a member of the legislature.

§ 6. This section was eliminated by the 1974 revision of this article.

§ 7. This section was eliminated by the 1974 revision of this article.

§ 8. Organization and sessions.—The legislature shall meet in regular session annually commencing on the second Monday in January, and all sessions shall be held at the state capital. The duration of regular sessions held in even-numbered years shall not exceed ninety calendar days. Such sessions may be extended beyond ninety calendar days by an affirmative vote of two-thirds of the members elected to each house. Bills and concurrent resolutions under consideration by the legislature upon adjournment of a regular session held in an odd-numbered year may be considered at the next succeeding regular session held in an even-numbered year, as if there had been no such adjournment.

The legislature shall be organized concurrently with the terms of representatives except that the senate shall remain organized during the terms of senators. The president of the senate shall preside over the senate, and the speaker of the house of representatives shall preside over the house of representatives. A majority of the members then elected (or appointed) and qualified of the house of representatives or the senate shall constitute a quorum of that house. Neither house, without the consent of the other, shall adjourn for more than two days, Sundays excepted.

Each house shall elect its presiding officer and determine the rules of its proceedings,

except that the two houses may adopt joint rules on certain matters and provide for the manner of change thereof. Each house shall provide for the expulsion or censure of members in appropriate cases.

Each house shall be the judge of elections, returns and qualifications of its own members.

§ 9. Vacancies in legislature.—All vacancies occurring in either house shall be filled as provided by law.

§ 10. Journals.—Each house shall publish a journal of its proceedings. The affirmative and negative votes upon the final passage of every bill and every concurrent resolution for amendment of this constitution or ratification of an amendment to the Constitution of the United States shall be entered in the journal. Any member of either house may make written protest against any act or resolution, and the same shall be entered in the journal without delay or alteration.

§ 11. This section was eliminated by the 1974 revision of this article.

§ 12. Origination by either house.—Bills and concurrent resolutions may originate in either house, but may be amended or rejected by the other.

§ 13. Majority for passage of bills.—A majority of the members then elected (or appointed) and qualified of each house, voting in the affirmative, shall be necessary to pass any bill. Two-thirds (2/3) of the members then elected (or appointed) and qualified in each house, voting in the affirmative, shall be necessary to ratify any amendment to the Constitution of the United States or to make any application for congress to call a convention for proposing amendments to the Constitution of the United States.

§ 14. Approval of bills; vetoes.—(a) Within ten days after passage, every bill shall be signed by the presiding officers and presented to the governor. If the governor approves a bill, he shall sign it. If the governor does not approve a bill, the governor shall veto it by returning the bill, with a veto message of the objections, to the house of origin of the bill. Whenever a veto message is so received, the message shall be entered in the journal and in not more than thirty calendar days (excluding the day received), the house of origin shall reconsider the bill. If two-thirds of the members then elected (or appointed) and qualified shall vote to pass the bill, it shall be sent, with the veto message, to the other house, which shall in not more than thirty calendar days (excluding the day received) also reconsider the bill, and if approved by two-thirds of the members then elected (or appointed) and qualified, it shall become a law, notwithstanding the governor's veto.

If any bill shall not be returned within ten calendar days (excluding the day presented) after it shall have been presented to the governor, it shall become a law in like manner as if it had been signed by the governor.

(b) If any bill presented to the governor contains several items of appropriation of money, one or more of such items may be disapproved by the governor while the other portion of the bill is approved by the governor. In case the governor does so disapprove, a veto message of the governor stating the item or items disapproved, and the reasons therefor, shall be appended to the bill at the time it is signed, and the bill shall be returned with the veto message to the house of origin of the bill. Whenever a veto

message is so received, the message shall be entered in the journal and, in not more than thirty calendar days, the house of origin shall reconsider the items of the bill which have been disapproved. If two-thirds of the members then elected (or appointed) and qualified shall vote to approve any item disapproved by the governor, the bill, with the veto message, shall be sent to the other house, which shall in not more than thirty calendar days also reconsider each such item so approved by the house of origin, and if approved by two-thirds of all the members then elected (or appointed) and qualified, any such item shall take effect and become a part of the bill.

§ 15. Requirements before bill passed.—No bill shall be passed on the day that it is introduced, unless in case of emergency declared by two-thirds of the members present in the house where a bill is pending.

§ 16. Subject and title of bills; amendment or revival of statutes.—No bill shall contain more than one subject, except appropriation bills and bills for revision or codification of statutes. The subject of each bill shall be expressed in its title. No law shall be revived or amended, unless the new act contain the entire act revived or the section or sections amended, and the section or sections so amended shall be repealed. The provisions of this section shall be liberally construed to effectuate the acts of the legislature.

§ 17. Uniform operation of laws of a general nature.—All laws of a general nature shall have a uniform operation throughout the state: *Provided*, The legislature may designate areas in counties that have become urban in character as “urban areas” and enact special laws giving to any one or more of such counties or urban areas such powers of local government and consolidation of local government as the legislature may deem proper.

§ 18. Election or appointment of officers; filling vacancies.—The legislature may provide for the election or appointment of all officers and the filling of all vacancies not otherwise provided for in this constitution.

§ 19. Publication of acts.—No act shall take effect until the enacting bill is published as provided by law.

§ 20. Enacting clause of bills; laws enacted only by bill.—The enacting clause of all bills shall be “Be it enacted by the Legislature of the State of Kansas:”. No law shall be enacted except by bill.

§ 21. Delegation of powers’ of local legislation and administration.—The legislature may confer powers of local legislation and administration upon political subdivisions.

§ 22. Legislative immunity.—For any speech, written document or debate in either house, the members shall not be questioned elsewhere. No member of the legislature shall be subject to arrest—except for treason, felony or breach of the peace—in going to, or returning from, the place of meeting, or during the continuance of the session; neither shall he be subject to the service of any civil process during the session, nor for fifteen days previous to its commencement.

§ 23. This section was eliminated by the 1974 revision of this article.

§ 24. **Appropriations.**—No money shall be drawn from the treasury except in pursuance of a specific appropriation made by law.

§ 25. This section was eliminated by the 1974 revision of this article.

§ 26. **This section was repealed by the adoption of 1972 HCR 1097, on Aug. 1, 1972.**

§ 27. **Impeachment.**—The house of representatives shall have the sole power to impeach. All impeachments shall be tried by the senate; and when sitting for that purpose, the senators shall take an oath to do justice according to the law and the evidence. No person shall be convicted without the concurrence of two-thirds of the senators then elected (or appointed) and qualified.

§ 28. **Officers impeachable; grounds; punishment.**—The governor and all other officers under this constitution, shall be removed from office on impeachment for, and conviction of treason, bribery, or other high crimes and misdemeanors.

§ 29. This section was eliminated by the 1974 revision of this article.

§ 30. **Delegations to interstate bodies.**—The legislature may confer legislative powers upon interstate bodies, comprised of officers of this state or its political subdivisions acting in conjunction with officers of other jurisdictions, relating to the functions thereof. Any such delegation, and any agreement made thereunder shall be subject to limitation, change or termination by the legislature, unless contained in a compact approved by the congress.

**Joint Rules of the
Senate and
House of Representatives**



State of Kansas

2023 - 2024

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**JOINT RULES OF THE SENATE AND
HOUSE OF REPRESENTATIVES
2023-2024**

Joint Rule 1. Joint rules; application and date of expiration; adoption, amendment, suspension and revocation.

(a) *Joint rules; expiration, adoption, amendment, suspension and revocation; vote required.* Joint rules are adopted under the authority of section 8 of article 2 of the Constitution of the State of Kansas and shall govern matters made subject thereto except when otherwise specifically provided by joint rule. Joint rules shall expire at the conclusion of the terms of representatives. Joint rules shall be adopted, amended, suspended and revoked by concurrent resolution of the two houses of the legislature. Concurrent resolutions adopting joint rules shall receive the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified in each house.

(b) *Amendment, suspension or revocation of joint rules; previous notice; vote required.* After one day's previous notice, joint rules may be amended, suspended or revoked by the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified in each house. Upon the filing of such notice in either house, a message shall be sent to the other house advising of the filing of such notice and the reading of the message shall constitute notice to the members of such house. If such previous notice is not given, the affirmative vote of 2/3 of the members then elected (or appointed) and qualified in each house shall be required for the amendment, suspension or revocation of a joint rule.

(c) *Amendment, suspension or revocation of joint rules at commencement of legislative session; vote required; conditions.* Notwithstanding any provision of this rule to the contrary, no notice shall be required for the adoption of a concurrent resolution amending, suspending or revoking any one or more joint rules at the commencement of a legislative session, and adoption of any such concurrent resolution shall require only the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified in each house, subject to the following conditions: (1) The concurrent resolution is sponsored by the speaker or the president; and (2) either: (a) A copy thereof is mailed to each member of the legislature by deposit in the United States mails not later than 11:00 p.m. on the Thursday preceding the Monday on which the legislative session is to commence; or (b) in lieu of mailing, copies of the concurrent resolution are made available to members on the first day of the legislative session and final action is taken on a subsequent legislative day.

Joint Rule 2. Joint sessions.

(a) *Joint session called by concurrent resolution; vote required; time, place and subject matter.* A joint session of the senate and house of representatives may be called by concurrent resolution adopted by the affirmative vote of not less than a majority of the members elected (or appointed) and qualified in each house of the legislature or as may otherwise be prescribed by law. Any such resolution shall fix the time and place of the joint session, and the subject matter to be considered at the joint session. Joint sessions shall consider only such matters as are prescribed by law or by the concurrent resolution calling such joint session.

(b) *Presiding officer at joint sessions; record of joint session; rules applicable.* The speaker of the house of representatives shall preside at all joint sessions of the senate and house of representatives, and the clerk of the house of representatives shall keep a record of the proceedings thereof and shall enter the record of each such session in the journal of the house of representatives. The rules of the house of representatives and the joint rules of the two houses, insofar as the same may be applicable shall be the rules for joint sessions of the two houses.

(c) *Votes in joint session; taking; requirements.* All votes in a joint session shall be taken by yeas and nays, and in taking the same it shall be the duty of the secretary of the senate first to call the names of the members of the senate, and after which the clerk of the house of representatives shall in like manner call the names of the members of the house. Each member of the senate and the house of representatives present shall be required to vote on all matters considered in joint session, unless excused by a vote of a majority of the members of both houses present.

Joint Rule 3. Conference committee procedure.

(a) *Action by house of origin of bill or concurrent resolution amended by other house.* When a bill or concurrent resolution is returned to the house of origin with amendments by the other house, the house of origin may: (1) Concur in such amendments; (2) refuse to concur in such amendments; or (3) refuse to concur in such amendments and request a conference on the bill or concurrent resolution.

(b) *Concurrence by house of origin; concurrence prior to taking action on conference committee report by other house; final action; effect of failure of motion to concur.* The house of origin of any bill or concurrent resolution may concur in any amendments made by the other house, except that if the bill or concurrent resolution has been referred to a conference committee such action may only be taken prior to the taking of final action upon the conference committee report upon such bill or concurrent resolution by the other house. A vote in the house of origin of any bill or concurrent resolution on a motion to

concur in amendments to such bill or concurrent resolution by the other house shall be considered action on the final passage of the bill or concurrent resolution and the affirmative and negative votes thereon shall be entered in the journal. If the motion to concur is upon amendments to a bill or concurrent resolution for which a conference committee has been appointed and action has not been taken upon the report of such committee by the other house and such motion fails, the bill or concurrent resolution shall not be deemed to have been killed thereby and the motion to concur may be renewed but not on the same legislative day. If the motion to concur is upon amendments to a bill or concurrent resolution for which a conference committee has not been appointed and such motion fails, the bill or concurrent resolution shall be deemed to be killed.

(c) *Motion to nonconcur; when considered final action; effect of adoption of motion.* A vote in the house of origin of any bill or concurrent resolution on a motion to nonconcur or to refuse to concur in amendments to such bill or concurrent resolution by the other house which is not coupled with a request for the appointment of a conference committee shall be considered action on final passage of the bill or concurrent resolution and the affirmative and negative votes thereon shall be entered in the journal, and the bill or concurrent resolution shall be deemed killed on the adoption thereof.

(d) *House of origin refusal to concur or nonconcur; request for conference; procedure.* When a bill or concurrent resolution is returned by either house to the house of origin with amendments, and the house of origin refuses to concur or to nonconcur therein, a conference may be requested by a majority vote of the members present and voting. Such request shall be transmitted to the other house by message which shall include the names of the conferees on the part of the requesting house. Upon receipt of any such message, the receiving house may, in like manner, approve such conference, and shall thereupon notify the requesting house by message stating the names of its conferees.

(e) *Membership; appointment; chairperson; house of origin of substitute or materially changed bill or concurrent resolution; meetings of conference committee.* Each conference committee shall consist of three members of the senate and three members of the house of representatives, unless otherwise fixed by agreement of the president of the senate and speaker of the house. Senate members shall be appointed by the president of the senate and house members shall be appointed by the speaker of the house of representatives. The president or the speaker may replace any conferee previously appointed by such person. Not fewer than one member appointed from each house shall be a member of the minority political party of such house except when such representation for such house is waived by the minority leader of such house.

In all cases, the first-named member of the house of origin of the bill or concurrent resolution assigned to the committee shall be chairperson of the conference committee. The house of origin of a substitute bill or substitute concurrent resolution shall be the house in which the bill or concurrent resolution in its original form was introduced. The chairperson of a conference committee on a bill or concurrent resolution the subject matter of which has been ruled to be materially changed shall be a member of the house which amended the bill or concurrent resolution to materially change the subject matter. Each conference committee shall meet on the call of its chairperson. All meetings of conference committees shall be open to the public and no meeting shall be adjourned to another time or place in order to subvert such policy.

(f) *Conference committee reports; matters which may be included; report not subject to amendment; house which acts first on report; copies of reports; reports considered under any order of business.* Only subject matters which are or have been included in the bill or concurrent resolution in conference or in bills or concurrent resolutions which have been passed or adopted in either one or both houses during the current biennium of the legislature may be included in the report of the conference committee on any bill or concurrent resolution except in any appropriations bill there may be included a proviso relating to any such item of appropriation.

Subject to any limitations imposed under the constitution of the state of Kansas, no more than a total of four additional bills or concurrent resolutions or parts of bills or concurrent resolutions in conference or bills or concurrent resolutions or parts of bills or concurrent resolutions which have passed in either one or both houses during the current biennium of the legislature may be included in the report of the conference committee on any bill or concurrent resolution, except that reports of conference committees on any taxation bill are not subject to the limitation contained in this provision.

A conference committee report shall not be subject to amendment.

The original signed conference committee report shall be submitted to and acted upon first by the house other than the house of origin of the bill or concurrent resolution. Except when a conference committee report is an agree to disagree coupled with a request that a new conference committee be appointed or is a recommendation to accede to or recede from all amendments of the second house, electronic and paper copies of the report shall be made available to all members of the house considering the report not later than 30 minutes before the time of its consideration, except that if the report is more than six pages in length no paper copies will be required to be distributed to individual members provided that at least 10 paper copies of the report are made available to members at the clerk's or secretary's desk at the front of the respective house. By written notice, the majority leader may direct the clerk or secretary to increase from six pages to some greater number of pages the size

of conference committee reports that need not be distributed by paper copies to individual members pursuant to this rule. The affirmative vote of 2/3 of the members present in the house at the time of consideration of the report shall be sufficient to dispense with distribution of copies of the conference committee report to all members of that house. Reports of conference committees may be received and considered under any order of business.

(g) *Signatures required on conference committee reports.* All initial conference committee reports other than an agreement to disagree coupled with a request that a new conference committee be appointed shall be signed by all of the conferees. All initial conference committee reports which are an agreement to disagree coupled with a request that a new conference committee be appointed shall be signed by a majority of the conferees appointed in each house. If a conference committee report which is an agreement to disagree coupled with a request that a new conference committee be appointed is not adopted, a subsequent conference committee report shall be signed by all conferees unless a subsequent conference committee report which is an agreement to disagree coupled with a request that a new conference committee be appointed is adopted, in which case a conference committee report subsequent to the adoption of such report shall be signed by a majority of the conferees appointed in each house. All other conference committee reports shall be signed by a majority of the conferees appointed in each house.

(h) *Vote to adopt conference committee report final action; effect of failure of motion to adopt conference committee report.* The vote to adopt the report of a conference committee, other than a report of failure to agree coupled with a recommendation for appointment of a new conference committee, shall be considered final action on the bill or concurrent resolution and the affirmative and negative votes thereon shall be entered in the journal. If the motion fails, the bill or concurrent resolution shall be deemed to be killed. If the motion on a conference committee report which is an agreement to disagree coupled with a request that a new conference committee be appointed fails, the bill or concurrent resolution shall not be deemed to have been killed thereby and remains in conference.

(i) *Report of conference committee unable to agree; effect of failure to request new conference committee; effect of failure of motion to adopt report requesting new conference committee.* If a conference committee upon any bill or concurrent resolution is unable to agree, it shall report that fact to both houses. Such report may request that a new conference committee be appointed thereon. If the committee so reports but fails to request the appointment of a new conference committee thereon, the bill or concurrent resolution shall be deemed to have been killed upon the adoption by either

house of such report. If the motion to adopt a report requesting the appointment of a new conference committee fails, the bill or concurrent resolution shall be deemed to be killed.

(j) *Bills or concurrent resolutions under consideration by conference committees and reports thereof; carryover from odd-numbered to even-numbered year.* Bills or concurrent resolutions under consideration by a conference committee, or a report of which has been filed but no action taken thereon in either house, at the time of adjournment of a regular session of the legislature held in an odd-numbered year shall remain alive during the interim and may be considered by the committee and legislature as the case may be at the regular session held in the following even-numbered year.

Joint Rule 4. Deadlines for introduction and consideration of bills.

The senate and house of representatives shall observe the following schedule of deadlines in making requests for drafting and in the introduction and consideration of bills.

(a) *Bill request deadline for individual members.* Except for bills introduced pursuant to (i) of this rule, no request to draft bills, except those made by committees, through their respective chairpersons, shall be made to, or accepted by, the office of the revisor of statutes after the hour of 5:00 p.m. on January 30, 2023, during the 2023 regular session and on January 29, 2024, during the 2024 regular session.

(b) *Bill introduction deadline for individual members.* Except as provided in (i) of this rule, no bill sponsored by a member or members shall be introduced in either house of the legislature after the hour of adjournment on February 8, 2023, during the 2023 regular session and on February 7, 2024, during the 2024 regular session. Such deadline for the introduction of bills by individual members may be changed to an earlier date in either house at any time by resolution duly adopted by the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified in such house.

(c) *Bill request deadline for certain committees.* Except for bills to be introduced pursuant to (i) of this rule, no committee except the committee on ways and means of the senate, the committee on assessment and taxation of the senate, select committees of either house when so authorized, the committee on federal and state affairs of either house or the house committees on calendar and printing, appropriations and taxation shall make a request to the office of the revisor of statutes for any bill to be drafted for sponsorship by such committee after the hour of 5:00 p.m. on February 6, 2023, during the 2023 regular session and on February 5, 2024, during the 2024 regular session.

(d) *Bill introduction deadline for certain committees.* Except as provided in (i) of this rule, no bill sponsored by any committee of either house of the legislature, except the committee on ways and means of the senate, the committee on assessment and taxation of the senate, select committees of either house when so authorized, the committee on federal and state affairs of either house or the house committees on calendar and printing, appropriations and taxation shall be introduced in either house after the hour of adjournment on February 10, 2023, during the 2023 regular session and on February 9, 2024, during the 2024 regular session.

(e) *House of origin bill consideration deadline.* No bill, except bills sponsored by, referred to or acted upon by the committee on ways and means of the senate, the committee on assessment and taxation of the senate, select committees of either house when so authorized, the committee on federal and state affairs of either house or the house committees on calendar and printing, appropriations and taxation shall be considered in the house in which such bill originated after the hour of adjournment on February 24, 2023, during the 2023 regular session and on February 23, 2024, during the 2024 regular session.

(f) *Second house bill consideration deadline.* No bill, except bills sponsored by, referred to or acted upon by the committee on ways and means of the senate, the committee on assessment and taxation of the senate, select committees of either house when so authorized, the committee on federal and state affairs of either house or the house committees on calendar and printing, appropriations and taxation shall be considered by either house, not the house of origin of such bill, after the hour of adjournment on March 29, 2023, during the 2023 regular session and on March 28, 2024, during the 2024 regular session.

(g) *Exceptions to limitation of (d), (e) and (f); procedure.* Specific exceptions to the limitations prescribed in subsections (d), (e) and (f) may be made in either house by resolution adopted by the affirmative vote of not less than a majority of the members of such house then elected (or appointed) and qualified.

(h) *Deadline which falls on day neither house in session; effect.* In the event that any deadline prescribed in this rule falls on a day that neither house of the legislature is in session, such deadline shall be observed on the next following day that either house is in session.

(i) *Bills introduced in odd-numbered years after deadlines; effect.* Bills may be introduced by members and committees in regular sessions occurring in an odd-numbered year after the times prescribed in (b) and (d) of this rule, but there shall be no final action thereon by either house during the session when introduced. Such bills shall be held over for consideration at the next

succeeding regular session held in an even-numbered year.

(j) *Modification of schedule of deadlines for introduction and consideration of bills; procedure.* In any regular session a concurrent resolution may be adopted by the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified in each house setting forth a different schedule of deadlines for introduction and consideration of bills for that session and the provisions of such concurrent resolution shall apply to such session notwithstanding provisions of this rule to the contrary.

(k) *Bill consideration deadline; exceptions.* No bills shall be considered by the Legislature after April 6, 2023, during the 2023 regular session and after April 5, 2024, during the 2024 regular session except bills vetoed by the governor, the omnibus appropriation act and the omnibus reconciliation spending limit bill provided for under K.S.A. 75-6702, and amendments thereto. This subsection (k) may be suspended for the consideration of a specific bill or bills not otherwise exempt under this subsection by the affirmative vote of a majority of the members then elected (or appointed) and qualified in the house in which the bill is to be considered.

Joint Rule 5. Closure of meetings to consider matters relating to security.

Any standing committee of the house of representatives, any standing committee of the senate, the legislative coordinating council, any joint committee of both houses of the legislature, any special or select committee of the house of representatives or the senate, the house of representatives in session, the senate in session or a joint session of the house of representatives and the senate may meet in closed, executive session for the purpose of receiving information and considering matters relating to the security of state officers or employees, or both, or the security of buildings and property under the ownership or control of the state of Kansas.

Rules of the Kansas House of Representatives



**2023-2024
Biennium**

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INDEX TO HOUSE RULES

Rules of the House of Representatives 2023-2024

Changes from 2021-2022 House Rules shown in italics

ARTICLE 1. HOUSE SESSIONS; GENERAL OPERATION

Rule 101. Time of Meeting.

The hour of meeting on the first day of each regular session shall be at 2:00 p.m., and on other days, shall be the hour set at adjournment on the previous legislative day except that if no hour of meeting is set at adjournment on the previous legislative day, the hour of meeting shall be 11:00 a.m.

No hour of meeting on any day of the session shall be set prior to 8:00 a.m., and no meeting on any day of the session may continue after 12 midnight, except when a question is under consideration, the meeting may continue until the question is disposed. No meeting may take place between the hours of 12 midnight and 8:00 a.m. on any day of the session.

Rule 102. Speaker Taking Chair.

The Speaker shall take the chair each day, at the hour to which the House has adjourned. The Speaker shall call the House to order and proceed to business in accordance with the Rules of the House.

Rule 103. First Business.

The first business each legislative day shall be the taking of the roll, the taking of roll shall be followed by prayer and the prayer shall be followed by the recitation of the pledge of allegiance to the flag of the United States of America led by a member designated by the Speaker.

Rule 104. Order of Business.

(a) The regular order of business each legislative day, except on days and at times set apart for the consideration of special orders and except as provided by the joint rules of the House and Senate, shall be as follows:

- (1) Introduction and reference of bills and concurrent resolutions.
- (2) Reports of select committees.
- (3) Receipt of messages from the Governor.
- (4) Communications from state officers.
- (5) Messages from the Senate.
- (6) Introduction and notice of original motions and house resolutions.
- (7) Consideration of motions and house resolutions offered on a previous day.
- (8) The unfinished business before the House at the time of adjournment on the previous day.
- (9) Consent calendar.
- (10) Final Action on bills and concurrent resolutions.
- (11) Bills under consideration to concur and nonconcur.
- (12) General Orders.
- (13) Reports of standing committees.

(b) The presentation of petitions shall be a special order of business on Friday of each week immediately preceding the regular order of business.

Rule 105. Members Excused from Attendance.

Members may be excused from attendance on any legislative day by the Speaker for the following reasons and such reasons shall be shown in the Journal: (1) Verified illness; (2) legislative business; and (3) excused absence by the Speaker.

Rule 106. Introduction of Guests.

Except when permission has been given by the Speaker before taking the chair, no guests in the gallery shall be introduced to the House.

Rule 107. Session Proforma.

(a) The House of Representatives may meet from time to time for the sole purpose of processing routine business of the House of Representatives. These sessions shall be known as Session Proforma.

(b) Time of Meeting. Session Proforma shall be announced at least one legislative day in advance with the hour for meeting Proforma set on the previous legislative day.

(c) Order of Business. The only orders of business that may be considered during Session Proforma are:

- (1) Introduction and reference of bills and concurrent resolutions.
- (2) Receipts of messages from the Governor.
- (3) Communications from State Officers.
- (4) Messages from the Senate.
- (5) Reports of Standing Committees.
- (6) Presentation of Petitions.

(d) Motions. No motion shall be in order other than the motion to adjourn.

(e) Objections. Any objection by any member shall require the Session Proforma to adjourn to the next day, Saturday and Sunday excluded, at 11:00 a.m.

(f) Quorum and Roll. There shall be no requirement for a quorum or taking of the roll. No demand for a roll call for a quorum shall be in order.

(g) Effect on Certain Rules. If a legislative day referred to in Rule 1309, 1503, 1505, 2303, 2705 or 3705 occurs on a legislative day which is also the day on which a Session Proforma is held, the term "legislative day" as used in such rule means the next legislative day subsequent to the legislative day on which the Session Proforma is held.

Rule 108. Rulings on Germaneness, Division of Amendments, Points of Order and Procedural Motions.

Any member, upon recognition by the presiding officer, may request a ruling upon the germaneness of any amendment to a bill or resolution, the division of an amendment to a bill or resolution, a point of order or a procedural motion. Any such ruling shall be made by the chairperson of the House Committee on Rules and Journal, or in the absence of the chairperson the vice chairperson of the Committee. At the time of making such ruling, the chairperson, or vice chairperson, shall state the reasons or basis for such ruling.

Appeals from rulings of the chairperson, or vice chairperson, may be taken upon the motion of any member. Such appeals shall be in order at the time of the making of the ruling and shall take precedence over any question pending at the time the chairperson, or vice chairperson, makes such ruling.

Appeals from rulings on questions of germaneness of an amendment shall be debatable only by the member making the motion to amend which is the subject of

the ruling, the member carrying the measure sought to be amended, the Majority Leader or a member designated by the Majority Leader and the Minority Leader or a member designated by the Minority Leader.

Appeals from rulings on requests for division of an amendment shall be debatable only by the member requesting division of the motion to amend, the member making the motion to amend which is the subject of the ruling, the member carrying the measure sought to be amended, the Majority Leader or a member designated by the Majority Leader and the Minority Leader or a member designated by the Minority Leader.

Appeals from rulings on a point of order or procedural motion shall be debatable only by the member raising the point of order or making the procedural motion which is the subject of the ruling, the member appealing the ruling, the Majority Leader or a member designated by the Majority Leader and the Minority Leader or a member designated by the Minority Leader.

Each member may speak no more than two minutes. Debate shall be limited to the question of the ruling of the chairperson, or vice chairperson, and, in the case of division of an amendment, shall be limited as provided in Rule 2105.

At the conclusion of debate the presiding officer shall inquire: "Shall the chairperson's (or vice chairperson's) ruling be sustained?"

ARTICLE 3. QUORUM

Rule 301. Quorum, What Constitutes.

A majority of all members then elected (or appointed) and qualified shall constitute a quorum. In the absence of a quorum no business shall be transacted by the House, except as provided in Rule 107, 302 and 303 or to recess or adjourn.

Rule 302. Absence of Quorum.

In the absence of a quorum during any session of the House, the members present may do what is necessary to attain a quorum. In the absence of a quorum while in the committee of the whole, the committee shall rise and report. Reprimand, censure or expulsion may be imposed as provided by Article 49 when there is found to be no sufficient excuse for absence of a member.

Rule 303. Roll Call to Determine Quorum.

A roll call shall be taken to determine the existence of a quorum on demand of any member. The result of each roll call to ascertain a quorum shall be recorded in the Journal by statement of the total number present, naming only the absentees.

ARTICLE 5. CONDUCT IN THE HOUSE CHAMBER

Rule 501. Admission to Floor.

(a) During daily sessions, from the time of convening until adjournment to the following legislative day, only the following classes of persons shall be admitted to the floor of the House, the cloakrooms to the east of the house chamber and the hallway at the west of the house chamber: (1) Members of the Legislature; (2) officers and employees of the legislative branch who are properly identified; (3) persons having permits from the Speaker; (4) infants or children who are being

breastfed by their mother who is a member of legislature.

(b) No person who is an officer or employee of the executive or judicial branch of Kansas government or an employee of the federal government shall be admitted to the area of the chamber on which legislators' desks are located during the time the House of Representatives is in session, except as provided by resolution, nor shall any such person be on the floor of the House chamber during a call of the House. No person, other than a member, shall lean on the railings on the floor of the House chamber next to the area of the chamber on which legislators' desks are located during any time the House is on final action.

(c) No person registered with the Secretary of State as a lobbyist shall be on the floor of the House chamber 15 minutes before the time of convening the daily session until 15 minutes after adjournment to the following legislative day.

(d) The sergeant at arms shall remove all persons from the floor, except persons authorized under the Rules of the House or a House resolution.

(e) The provisions of this rule shall not be construed to prevent the right of access (through the west hallway) by persons going directly to or returning from the offices of the Speaker and the Majority Leader.

Rule 502. Food and Drink.

Members may have food or drink, or both, on their desks in the House chamber only when the member is present at the member's desk.

Rule 503. Galleries.

(a) The Speaker may designate that one or both galleries of the House and other areas of the House Chamber be utilized as part of the House Chamber for the purpose of seat assignments, including temporary assignments, to ensure the proper order and conduct of legislative business. In such case, all rules of the House related to the Chamber and floor of the House are applicable to the galleries and other areas of the House Chamber. In such case, no visitors shall be allowed in one or both of the galleries of the House in accordance with such designation. If no such designation is made by the Speaker, the provisions of subsection (b) are applicable.

(b) Visitors shall be allowed in one or both galleries of the House in accordance with directions to the sergeant at arms from the Speaker. Except for security personnel authorized by the Speaker, the use of telephones and the making of telephone calls in the galleries of the House are prohibited.

Rule 504. Placing Material on Member's Desk.

No items or material shall be placed upon the desk of any member of the House unless any such item or material bears the signature and printed name of the member responsible for its distribution. This Rule 504 shall not apply to items or material provided by legislative staff.

Rule 505. Photographic Record of Vote.

No photographic or similar record shall be made of the vote of any member upon any measure upon which a division of the assembly has been called.

Rule 506. Wireless Electronic Telecommunications Devices.

Except for security personnel authorized by the Speaker, the use of wireless electronic telecommunications devices emitting an audible sound or tone to announce or initiate communications in the House chamber is prohibited during any time the House is in session.

Rule 507. Computer Usage.

Computers may be used on the floor of the House chamber only for legislative or personal business during any time the House is in session.

ARTICLE 7. INTRODUCTION OF BILLS AND RESOLUTIONS**Rule 701. Introduction of House Bills and Resolutions.**

Every House bill or resolution intended to be introduced shall be delivered to the chief clerk. The delivery shall be by a legislator who is a sponsor of the legislation or by a legislator who is the chairperson or vice chairperson of a legislative committee that has authorized the introduction, or by a legislative staff person or another member of the House authorized by such legislator. Such bill or resolution shall contain the name of the legislator or the committee that is the sponsor of the legislation and the name of the person, state or local agency, organization or entity, if any, that requested the bill for introduction by the legislator or committee. In lieu of introduction as provided by this rule, introduction may be as provided by law for prefiled bills and resolutions.

Rule 702. Introduction of Senate Bills and Concurrent Resolutions.

Senate bills and concurrent resolutions sent to the House shall be introduced upon reading of the message received by the chief clerk.

Rule 703. Reading of Bills and Resolutions for Introduction.

For the purpose of introduction, the chief clerk shall read bills and resolutions by title, except citations of statutes. The Speaker may require any House resolution to be read in full. The name of the sponsor shall be read if there is only one sponsor. If there are two sponsors, both names shall be read. If there are more than two sponsors, the name of the first sponsor shall be read, followed by the words "and others."

Rule 704. Senate Bills and Concurrent Resolutions; Procedure Following Introduction.

Following introduction, all Senate bills and Senate concurrent resolutions when in the House shall follow the same procedure as House bills and House concurrent resolutions.

ARTICLE 9. REFERENCE OF BILLS AND RESOLUTIONS**Rule 901. Reference, Generally.**

(a) On the day of introduction or the following legislative day, the Speaker shall refer each bill to:

- (1) A standing committee,
- (2) a select committee,
- (3) the committee of the whole House,
- (4) two or more standing committees separately, or
- (5) two or more standing committees jointly.

(b) On the day of introduction or the following legislative day, the Speaker shall refer each concurrent resolution:

- (1) In any way that a bill may be referred under subsection (a), if the concurrent

resolution is a proposition to amend the Constitution of Kansas, to call a constitutional convention to amend or revise the Constitution of Kansas, to ratify an amendment to the Constitution of the United States, to apply for a United States constitutional convention, or to amend the joint rules of the House and Senate;

(2) if the concurrent resolution is not one of those specified in subpart (1) of this subsection (b), it may be referred in any way that a bill may be referred under subsection (a), or the Speaker may authorize consideration thereof on the day of introduction under the order of business introduction and reference of bills and concurrent resolutions.

(c) On the day of introduction, the Speaker may refer any House resolution (1) in any way that a bill may be referred under subsection (a) or (2) make no reference, except the Speaker shall make any reference required by the Rules of the House.

(d) Bills or resolutions prefiled under K.S.A. 46-801 et seq., and amendments thereto, for the regular session of the legislature held in even-numbered years may be referred by the Speaker to the appropriate committee or the committee of the whole at any time subsequent to the prefiling of such bill or resolution with the chief clerk of the House.

Rule 902. Appropriation Bills.

Bills containing more than one item of appropriation shall be referred to the standing committee on appropriations, except that bills introduced by the committee on appropriations may be referred to the committee of the whole House.

Rule 903. Separately Referred Bills and Resolutions.

(a) When a bill or resolution has been referred separately to two or more standing committees, each committee shall consider the bill or resolution separately in the order specified by the Speaker.

(b) If the first committee to which a bill or resolution has been separately referred reports the bill or resolution adversely, the bill or resolution shall not be considered by the second committee, unless returned to the second committee by the committee of the whole House in accordance with Rule 1505.

(c) When a bill has been referred separately and the report of the first committee was not adverse, the report of the second committee shall be the report considered by the committee of the whole House.

Rule 904. Jointly Referred Bills and Resolutions.

When a bill or resolution is jointly referred, it shall be considered and acted upon at a joint meeting of the two committees. The chairperson of the first committee named in the joint referral shall be the chairperson of the joint committee when considering such bill or resolution.

ARTICLE 11. COMMITTEES; COMPOSITION

***Rule 1101. Standing Committees; Names and Members.**

(a) The standing committees of the House shall be the following and have the number of members indicated for each:

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2. Appropriations.....	23
3. Child Welfare and Foster Care	13
4. Calendar and Printing.....	6

5. Commerce, Labor and Economic Development 17

6. Corrections and Juvenile Justice 13

7. Education 17

8. Elections..... 13

9. Energy, Utilities and Telecommunications..... 17

10. Federal and State Affairs 23

11. Financial Institutions and *Pensions* 17

12. Health and Human Services 17

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(b) The house standing committee on commerce and economic development shall constitute the successor committee to the house standing committee on economic development and tourism, the house standing committee on tourism and the house standing committee on tourism and parks for purposes of references in statutory or other documents. The house standing committee on commerce and economic development shall constitute the successor committee to the house standing committee on commerce and labor, the house standing committee on economic development and the house standing committee on new economy for purposes of references in statutory or other documents. The house standing committee on agriculture and natural resources shall constitute the successor committee to the house standing committee on environment for purposes of references in statutory or other documents. The house standing committee on insurance and the house standing committee on financial institutions shall constitute the successor committees to the house standing committee on insurance and financial institutions for purposes of references in statutory or other documents. The house standing committee on commerce, labor and economic development shall constitute the successor committee to the house standing committee on commerce and economic development for purposes of references in statutory and other documents. The house standing committee on energy and environment and the house standing committee on utilities and telecommunications shall constitute the successor committees to the house standing committee on energy and utilities for purposes of references in statutory and other documents. The house standing committee on agriculture shall constitute the successor committee to the house standing committee on agriculture and natural resources for purposes of references in the following Kansas statutes: K.S.A. 2016 Supp. 2-3805 and 76-4,112. The house standing committee on agriculture shall constitute the successor committee to the house standing committee on energy and environment for purposes of references in the following Kansas statute: K.S.A. 2016 Supp. 66-1285 and shall constitute the successor committee to the house standing committee on utilities and communications for purposes of references in statutory and other documents. The house standing committee on financial institutions and pensions shall constitute the successor committee to the house standing

committee on financial institutions and the house standing committee on pensions and benefits for purposes of references in statutory or other documents. The house standing committee on government, technology and security shall constitute the successor committee to the house standing committee on veterans, military and homeland security for purposes of references in the following Kansas statutes: K.S.A. 74-2012 and K.S.A. 2016 Supp. 75-5156 and 75-5158. The house standing committee on veterans and military shall constitute the successor committee to the house standing committee on veterans, military and homeland security for purposes of references in statutory or other documents except for references in the following Kansas statutes: K.S.A. 74-2012 and K.S.A. 2016 Supp. 75-5156 and 75-5158. The house standing committee on water and environment shall constitute the successor committee to the house standing committee on energy and environment for purposes of references in the following Kansas statutory documents: 65-3407c. The house committee on general government budget shall constitute the successor committee to the house standing committee on government technology and security for purposes of references in the following statutes: K.S.A. 74-2012 and K.S.A. 2018 Supp. 75-5156 and 75-5158. The house standing committee on energy, utilities and telecommunications shall constitute the successor committee to the house standing committee on water and environment for purposes of references in statutory and other documents and in K.S.A. 65-3407c. For purposes of references in statutes and other documents, the House standing Committee on Insurance and Pensions shall constitute the successor committee to the House standing Committee on Financial Institutions and Pensions for pension matters, the House standing Committee on Financial Institutions and Rural Development shall constitute the successor committee to the House standing Committee on Rural Revitalization for rural development matters and the House standing Committee on Water shall constitute the successor committee to the House standing Committee on Energy, Utilities and Telecommunications for water matters. *For purposes of references in statutes and other documents, the House standing Committee on Agriculture and Natural Resources shall constitute the successor committee to the House standing Committee on Agriculture. For purposes of references in K.S.A. 46-3901 and other statutes and other documents, the House standing Committee on Child Welfare and Foster Care shall constitute the successor committee to the House standing Committee on Children and Seniors. For purposes of references in statutes and other documents, the House standing Committee on Financial Institutions and Pensions shall constitute the successor committee to the House standing Committee on Financial Institutions and Rural Development. For purposes of references in statutes and other documents, the House standing Committee on Insurance shall constitute the successor committee to the House standing committee on Insurance and Pensions for insurance matters and the House standing committee on Financial Institutions and Pensions shall constitute the successor committee to the House standing Committee on Insurance and Pensions for pension matters.*

(c) The House standing Committee on Legislative Modernization shall study the Rules of the House of Representatives and make recommendations to the Legislature to improve the legislative process, increase transparency and utilize technology.

Rule 1102. Committee Appointments.

(a) The Speaker shall appoint the members of the standing committees. The Speaker may remove or replace any such committee member at any time.

(b) The Speaker shall appoint the chairperson and vice chairperson of each standing committee. The Speaker may remove or replace any such chairperson or vice chairperson at any time.

Rule 1103. Select Committees.

The Speaker may appoint select committees and the chairpersons and vice chairpersons thereof. The Speaker may remove or replace any such chairpersons or vice chairpersons or members of such committees. Select committees shall meet on call of the chairperson or when directed by the Speaker.

Rule 1104. Announce Appointments.

All committee appointments shall be announced in open session.

***Rule 1105. Budget Committees.**

(a) There is hereby created the following budget committees of the committee on appropriations, which shall have the number of members indicated for each:

- 1. Agriculture and natural resources budget 9
- 2. General government budget 9
- 3. Higher education budget 9
- 4. K-12 education budget 13
- 5. Legislative budget 9
- 6. Social services budget 9
- 7. Transportation and public safety budget 9

(b) Members of the budget committees are not required to be members of the committee on appropriations. The Speaker shall appoint the members, chairpersons and vice chairpersons of the budget committees. The Speaker may remove or replace any such chairperson, vice chairperson or member at any time.

(c) Budget committees shall be advisory to and make recommendations to the committee on appropriations regarding matters referred to the budget committee by the committee on appropriations. A budget committee is authorized to introduce bills or resolutions within the subject matter of the budget committee. Except as otherwise provided in this rule, budget committees shall be deemed to be standing committees under the rules of the House of Representatives. Budget committee meetings are subject to the Kansas open meetings act, K.S.A. 75-4317a et seq., and amendments thereto.

ARTICLE 13. COMMITTEES; PROCEDURE

Rule 1301. Committee Meetings; Time and Place.

(a) When the Legislature is in session, standing committees shall meet at the times and place assigned by the Speaker on the call of the chairperson.

(b) Also, when the Legislature is in session, a standing committee shall meet upon written request of three members of the committee. Such a request shall be submitted to the Speaker and the chairperson at least one legislative day before the requested time of meeting. The time and place of a meeting under this subsection (b) shall be set by the chairperson with the approval of the Speaker.

Rule 1302. Notice and Agenda for Committee Meetings.

The chairperson shall provide notice of meetings and an agenda or agenda information to committee members, the chief clerk and the public. The chief clerk shall

include in the calendar such information as is practical.

Rule 1303. Duties of Committee Chairperson.

The principal duties of the chairperson of a standing committee are:

- (a) To preside over meetings of the committee and to put all questions;
- (b) to maintain order and decide all questions of order subject to appeal to the committee;
- (c) to supervise and direct staff of the committee;
- (d) to keep, or have the committee secretary keep, subject to the approval of the committee at a subsequent meeting, minutes of meetings which shall include:
 - (1) The time and place of each meeting of the committee;
 - (2) the attendance of committee members; and
 - (3) the names and city and state of residence of persons appearing before the committee and whom each represents; and
 - (4) when a committee recommends amendments to a bill that strike all sections in the bill subsequent to the enacting clause that contain new or amendatory language and inserts sections that contain new or amendatory language, a notation specifying: (A) The committee that recommended the amendment or amendments; (B) the date the amendment or amendments were recommended; and (C) the bill number of the source bill or bills, if any, that included the inserted sections added to the underlying bill pursuant to the amendment or amendments. Such information contained in this subsection shall also be included in the committee action index;
- (e) to prepare and sign reports of the committee and submit them promptly to the chief clerk;
- (f) to appoint subcommittees to perform duties on an informal basis; and
- (g) to inform the Speaker of any committee activity which caused any member of the committee to be absent during any recorded vote.

***Rule 1304. Introduction of Committee Bills and Resolutions.**

(a) A committee may sponsor bills and resolutions for introduction while the Legislature is in session respecting any matters referred to it. Requests for introduction of bills made before a committee shall be made by a legislator or a person, state or local agency, organization or entity. A legislator whose purpose is to request introduction of a bill on behalf of a person, state or local agency, organization or entity shall state such purpose when making the request.

All requests for introduction, when approved by the committee, *along with the name of the person requesting the introduction of the bill and the name of any person, organization or entity on whose behalf such request is made*, shall be recorded in the minutes.

Unless approved by the Speaker, a standing committee may sponsor bills and resolutions for introduction only within the general subject area assigned to the committee.

No standing committee shall originate a bill which is substantially identical with any bill which has been referred to another standing committee, and which is under consideration by such committee.

(b) Requests for bill introductions shall be the first order of business for each committee meeting, except that for committees subject to the committee bill request deadline specified in joint rule 4(c) of the joint rules of the Senate and House of Representatives, until the last day for committee to request bills for introduction in such joint rules.

The person making the request shall state for the minutes of the committee such person's name, a short description of the bill, the RS number and the name of the individual or organization on behalf of which the bill is being requested, if any. To be considered, a request must have previously been assigned an RS number by the Office of Revisor of Statutes. Requests for bill introductions shall be deemed accepted as offered unless there is objection by a committee member. Upon objection, a vote of the committee will be required to accept the request for introduction.

Rule 1305. Quorum of a Committee.

A quorum shall be present at a meeting for a committee to act officially. A quorum of a committee is a majority of the members of the committee. A quorum of a committee may transact business and a majority of the quorum, even though it is a minority of the committee, may adopt a committee report.

Rule 1306. Voting in Committees.

(a) All final actions by a committee shall be taken at a called meeting while the Legislature is in session. The final action taken shall be recorded in the committee minutes. An individual member's vote may be recorded at the member's request.

(b) The committee chairperson may vote but shall not be required to vote unless the committee is equally divided. If the chairperson's vote makes the division equal, the question shall be lost.

(c) An action formally taken by a committee cannot be altered in the committee except by reconsideration and further formal action of the committee.

(d) A motion to take from the table may be adopted by the affirmative vote of a majority of the members present at any called meeting of the committee.

Rule 1307. Procedure in General.

Committee procedure shall be informal, but where any questions arise thereon, the rules or practices of the House are applicable except that the right of a member to speak to any question shall not be subject to the limitations prescribed by Rule 1704. All motions in a committee shall require a second.

Rule 1308. Committee Action on Bills and Resolutions.

(a) A committee shall not take action to report a bill out of committee on the same day that the committee holds a hearing on the bill unless the committee approves such action by a two-thirds vote.

(b) A committee may recommend amendments to measures referred to it which are germane to the subject of the measure. Committee recommendations shall be made by committee report to the House. Committee reports shall be signed by the chairperson or other committee members authorized by the committee to make the report, and shall be transmitted to the House not later than the second legislative day following the action of the committee.

If a committee recommends amendments to a bill or resolution referred to it that strike all sections in the bill or resolution subsequent to the enacting clause that contain new or amendatory language or resolving clause and inserts sections that contain new or amendatory language, and the bill or resolution was sponsored by an individual member or members, the committee becomes the sponsor of the bill or resolution and the committee name will be printed on the bill as the sponsor.

(c) All committee reports on bills and resolutions shall be recorded in the Journal.

(d) If amendments are pending on a measure when referred to a committee, the amendments accompany the bill and the committee may recommend the adoption

or rejection of the amendments already proposed and make further recommendations.

Rule 1309. Motion to Withdraw a Bill or Resolution from a Committee.

(a) If a committee does not report on any bill or resolution within 10 legislative days after its reference to the committee, the bill or resolution may be withdrawn from the committee by an affirmative vote of 70 members of the House.

Such a motion shall be made in writing, giving the reasons for withdrawal from the committee. Such motion shall be made under the order of business introduction and notice of original motions and House resolutions. Only one bill or resolution may be named in such a motion. The motion shall be read by the chief clerk or the member making the motion and shall be printed in the calendar of the next legislative day under the order of business consideration of motions and House resolutions offered on a previous day. The motion shall be considered on the legislative day following the day it is made. If the motion prevails, the bill or resolution shall be placed on the calendar under the order of business General Orders.

(b) Motions to withdraw a bill or resolution from a committee are not subject to amendment or debate.

(c) The provisions of subsections (a) and (b) of this rule shall not apply to resolutions adopting or amending rules of the House. Resolutions relating to the adoption or the amendment of rules of the House may be withdrawn from the Committee on Rules and Journal at any time by the affirmative vote of 63 members of the House.

Rule 1310. Wireless Electronic Telecommunications Devices.

Except for security personnel authorized by the Speaker, the use of wireless electronic telecommunications devices emitting an audible sound or tone to announce or initiate communications in a committee room is prohibited during any time when a committee or subcommittee is in session in the room.

ARTICLE 15. CALENDAR LOCATION OF BILLS AND RESOLUTIONS

Rule 1501. General Orders; Description and Function.

Bills, concurrent resolutions and House resolutions reported for further action by the committee to which they were referred and bills and concurrent resolutions referred directly to the committee of the whole shall constitute the General Orders of the calendar of the House. The titles of such bills and resolutions shall appear under the heading General Orders in the order directed by the Speaker and the Majority Leader. The reporting committee and its action on the bill or resolution shall be shown under each bill and resolution. Such bills and resolutions shall be considered by the committee of the whole in the order which they appear on General Orders. The Speaker and the Majority Leader may consult with the Committee on Calendar and Printing in preparing the order of bills and resolutions under this rule.

Rule 1502. Posting of Sequence for Succeeding Day.

When the Speaker and the Majority Leader have prepared the sequence of bills and resolutions to appear on General Orders for the succeeding legislative day, a copy of the list giving the number designation of each bill and resolution in the order they are to appear shall be posted near the entrance to the House chamber. No bill or resolution shall appear on General Orders or be considered in the committee of the whole without notice of the same having been announced in the House not

later than 4:00 p.m. or prior to adjournment if at a later hour on the previous day.

Rule 1503. Change in the Sequence on General Orders.

(a) The order of a bill or resolution on General Orders may be changed by unanimous consent or by the affirmative vote of 70 members on a motion made as provided in this subsection.

Such a motion shall be made in writing, giving the reasons for the proposed change. Such motion shall be made under the order of business introduction and notice of original motions and House resolutions. Only one bill or resolution may be named in such a motion. The motion shall be read by the chief clerk or the member making the motion and shall be printed in the calendar of the next legislative day under the order of business consideration of motions and House resolutions offered on a previous day. The motion shall be considered on the legislative day following the day it is made.

If such a motion fails, a motion to change the order on General Orders of such bill shall not be in order until the fifth legislative day following such failure.

(b) Motions to change the order of a bill or resolution on General Orders are not subject to amendment or debate.

(c) This Rule 1503 does not apply to the addition or removal of a bill or resolution from General Orders.

Rule 1504. Adversely Reported Bills and Resolutions; Calendar Location.

Bills and resolutions that are adversely reported shall appear on the calendar for one day under the heading bills adversely reported.

Rule 1505. Motion to Move Adversely Reported Bill or Concurrent Resolution to General Orders.

(a) A motion to add an adversely reported bill or resolution to General Orders shall be made in writing. Such motion shall be made under the order of business introduction and notice of original motions and House resolutions, and such motion may not be made after the legislative day when the bill or resolution appears on the calendar under Rule 1504. The motion shall be read by the chief clerk or the member making the motion and shall be printed in the calendar of the next legislative day under the order of business consideration of motions and House resolutions offered on a previous day. The motion shall be considered on the legislative day following the day it is made.

(b) When a bill or resolution has been separately referred and is adversely reported by the first committee of separate reference, a motion to add the adversely reported bill or resolution to General Orders is not in order, but a motion to move the adversely reported bill or resolution to the next committee of separate reference may be made in the same manner as the motion in subsection (a).

(c) Adoption of a motion under this Rule 1505 requires the affirmative vote of 70 members of the House.

(d) If a motion under subsection (a) prevails, the words "Adversely Reported" shall be printed in a line below the title of the bill when it is listed on General Orders.

Rule 1506. Motion to Lay on Table Bill or Resolution while on Final Action Subject to Amendments and Debate.

When a motion to lay on the table a bill or resolution is adopted while on final action subject to amendment and debate, on the next legislative day such bill or

resolution shall be placed on the calendar under the order of business the unfinished business before the House at the time of adjournment on the previous day.

Rule 1507. Disposition of Bills Subject to Certain Deadlines.

Any bill which is subject to a deadline for consideration under subsection (e) or subsection (f) of Joint Rule 4 of the Joint Rules of the Senate and House of Representatives and which remains on General Orders at the close of business on such deadline day shall be considered as killed and shall be stricken from the calendar unless such bill is referred by the speaker to a committee before the close of business on such day. Any bill so referred shall be subject to all applicable deadlines under the Joint Rules of the Senate and House of Representatives.

ARTICLE 17. MEMBERS ADDRESSING THE HOUSE

Rule 1701. Requesting the Floor.

Any member desiring to request the floor shall press the member's "speak bill" button, and shall not proceed until recognized by the chair.

Rule 1702. Order During Speaking.

While a member is speaking to the House, no other member shall engage in private conversation or pass between the member speaking and the chair.

Rule 1703. When Question is Put.

While a question is being put or a roll call or division is being taken, members are not to speak or leave their seats.

Rule 1704. Violation of Rules While Speaking.

(a) Members shall address the House from the microphone located in the well of the House chamber.

(b) No member shall speak more than twice on the same day to the same question without leave of the House, unless the member is the mover or is carrying the measure, in which case such member may open and close the debate and may respond to direct questions from other members addressed to them during the course of consideration of the measure.

For the purposes of this subsection, an amendment to any measure shall be considered as a separate and independent question.

(c) The privilege of a member carrying a measure to open and close the debate shall not be affected by any order for the previous question or that debate shall cease. Such member may occupy 20 minutes in closing the debate after the previous question is ordered and may divide that time with other members.

(d) While a member is carrying a measure, such member may yield to another member for explanation of the measure, or for personal explanation, or for a motion to adjourn without losing the privilege to carry the measure for the remainder of their time except that such member may not yield to any member who has already spoken twice on such question on the same day.

(e) If any member, in speaking, violates the rules of the House, the chair shall call such member to order.

Rule 1705. Point of Personal Privilege.

Except when permission has otherwise been given by the Speaker before taking

the chair:

(a) A member shall be allowed to raise a point of personal privilege only for the following purposes: (1) Recognition of another member or former member of the House; or (2) recognition of an individual or group which has received statewide or national award or statewide or national recognition.

(b) A member shall be allowed to speak not more than five minutes in making a point of personal privilege.

ARTICLE 19. COMMITTEE OF THE WHOLE

Rule 1901. Motion to go into Committee of the Whole House.

When the order of business General Orders is reached, a motion shall be in order for the House to go into Committee of the Whole for consideration of bills and resolutions as listed on General Orders.

Rule 1902. Committee of the Whole; Normal Procedure.

Bills and resolutions shall be considered in the Committee of the Whole as follows: If the standing committee has recommended that the bill or resolution be amended, the standing committee report shall first be considered, and if it is adopted, the bill as amended by the committee report shall be considered and amendments from the floor are in order. If the committee report is not adopted, or if the committee has recommended no amendments, the bill, without committee amendments, shall be considered and amendments from the floor are in order. After the original bill, together with standing committee amendments if any, has been considered, a motion that when the committee arises it report a bill favorably, or report a bill favorably as amended, shall not be in order until all other motions have been disposed of, and such a motion shall not be offered as a substitute motion. A motion to strike the enacting clause is in order at any stage until the final vote is announced. The motion to strike the enacting clause may be debated upon the merit of the proposition, and shall not be subject to amendment or substitution. A roll call vote shall be taken upon a motion to strike the enacting clause.

Rule 1903. Motion to Pass Over a Bill or Resolution While in Committee of the Whole.

When in the Committee of the Whole, either (1) a motion to pass over a bill or resolution and that it retain its place on the Calendar or (2) a motion to pass over a bill or resolution and that it retain a place on General Orders shall be in order only after the chairperson has announced that the next order of business is such bill or resolution and has recognized a member to carry it. Either motion shall require the vote of a majority of the members present for adoption. Motions under this rule shall not be subject to debate.

Rule 1904. Motions to Refer Bills or Resolutions to a Committee While in Committee of the Whole.

When in the Committee of the Whole, a motion may be made to refer a bill or resolution to a standing committee only after the chairperson has announced that the next order of business is such bill or resolution and has recognized a member to carry it. Such motion shall require the vote of a majority of the members present for adoption.

Rule 1905. Striking Bills and Resolutions from the Calendar While in Committee of the Whole.

(a) While in Committee of the Whole, a motion to strike a bill or resolution from the calendar shall be in order only after the chairperson has announced that the next order of business is such bill or resolution and has recognized a member to carry it.

(b) A motion to strike a bill from the calendar under this Rule 1905 (1) shall require a vote of a majority of the members present for adoption, and (2) shall be subject to roll call in accordance with subsection (e) of Rule 2507, but shall not be subject to a call of the House under Rule 2508.

Rule 1906. Requesting the Floor.

Any member desiring to request the floor shall press such member's "speak bill" button to speak on a bill or offer an amendment and "speak amendment" button to speak on a pending amendment, and shall not proceed until recognized by the chairperson of the Committee of the Whole.

Rule 1907. Rules Applicable.

The same rules, except Rule 2508, shall be observed in the Committee of the Whole as in the House, so far as the same are applicable, except that the previous question and the motion to lay on the table shall not apply.

Rule 1908. Rise and Report.

A motion for the Committee of the Whole to rise and report shall be in order at any stage, and shall be decided without debate. When the Committee of the Whole has a bill under consideration and rises without final action thereon, the bill shall retain a place on General Orders.

Rule 1909. Effect of Recommendation of Committee of the Whole.

Bills recommended for passage and resolutions recommended for adoption by the Committee of the Whole shall not be subject to amendment or debate after the adoption by the House of the Committee of the Whole report. When a bill or resolution is reported with the recommendation that the enacting or resolving clause be stricken, and the Committee of the Whole report is adopted by the House, the bill or resolution shall be considered as killed and shall be stricken from the calendar.

Rule 1910. Report of Committee of the Whole.

When the report of the Committee of the Whole recommends the passage of a bill or adoption of a resolution, and the report is adopted by the House, such bills and resolutions shall be considered as ordered to the order of business Final Action. If the bill or resolution has been amended by the Committee of the Whole it shall be reprinted.

ARTICLE 21. AMENDMENT OF BILLS AND RESOLUTIONS**Rule 2101. Germaneness.**

Amendments to bills and resolutions shall be germane to the subject of the bill or resolution. The principal test of whether an amendment is germane shall be its relationship to the subject of the bill or resolution, rather than to wording of the title thereof. The amendment, including any amendment from the floor to strike all of the substantive provisions of a bill or resolution and insert other provisions, must

be relevant, appropriate, and have some relation to or involve the same subject as the bill or resolution to be amended. For the purposes of this rule the subject matter of any appropriation bill is the spending and appropriating of money and any amendment which changes the amount of money spent in any state agency or program is germane to any appropriation bill.

Rule 2102. Form of Amendment Motions.

Motions to amend bills and resolutions shall specify the page and line number, as shown on the printed bill or resolution, and shall be in writing on a form provided by the House or a form substantially similar. A motion shall be out of order unless the written motion is first delivered to the chief clerk. In the case of amendment by substitute bill, motion shall be made to substitute a written bill for the bill under consideration.

Rule 2103. Reading Amendments; General Rule.

Motions to amend bills and resolutions shall not require readings as for bills introduced, except as otherwise provided in Rule 2107, but shall be subject to Rule 2306.

Rule 2104. Motions to Amend Motions.

A motion to amend a motion to amend a bill or resolution shall not be in order.

Rule 2105. Dividing Amendments.

(a) When any motion to amend a bill or resolution contains distinct propositions, it shall be divided by the presiding officer at the request of any member. The division by the presiding officer shall be made in accordance with the following:

(1) A motion to strike out and insert words of less than a sentence shall be indivisible;

(2) the distinct propositions shall be only in the form submitted in the motion to amend;

(3) each proposition must be so distinct that, one being removed, the remainder may stand entirely on their own; and

(4) those portions of a motion to amend a bill as described in Rule 2110 shall be indivisible.

(b) Upon a request to divide a motion to amend a bill or resolution, the presiding officer shall inquire as to whether there is a request for a ruling on germaneness of the motion to amend. If such a request is made, the issue of germaneness shall be determined prior to dividing the motion.

If no request for a ruling on germaneness of the motion to amend is made, the presiding officer shall proceed to divide the motion to amend in accordance with this rule, and no subsequent request for a ruling on germaneness of any distinct proposition of the motion so divided shall be in order.

(c) The presiding officer, or any member, may request that the member requesting the division make the request in writing specifying the manner in which the motion to amend should be divided.

(d) The division of the motion to amend shall be in accordance with the rules of the House and with items (1) to (4), inclusive, of subsection (a). The ruling of the chairperson of the Committee on Rules and Journal, or in the chairperson's absence the vice chairperson of the Committee, on how to divide the motion to amend shall not be subject to appeal except that any member may appeal the ruling of the chairperson, or vice chairperson, on the grounds that the division is not in accordance

with a rule of the House including the provisions of items (1), (2), (3) or (4) of subsection (a), or any combination thereof.

Rule 2106. Substitute Motions.

No substitute motion to amend a bill or resolution shall be in order.

Rule 2107. Subject Change by Senate.

(a) When the Senate adopts amendments to a House bill which materially changes its subject, upon return of such bill to the House, it shall be read as provided for the introduction of bills and be referred as provided in Rule 901.

(b) The Speaker may determine when a bill is subject to subsection (a). An affirmative vote of 70 members shall be required to sustain a challenge to the Speaker's determination hereunder.

Rule 2108. Motions to Strike Out and Insert.

The rejection of a motion to amend a bill or resolution by striking out and inserting one proposition shall not prevent a motion to strike out and insert another proposition, nor prevent a subsequent motion simply to strike out; nor shall the rejection of a motion simply to strike out prevent a subsequent motion to strike out and insert.

Rule 2109. Identical Motions.

Except upon the unanimous consent of the House, an identical motion to amend a bill or resolution shall not be made a second time on the same legislative day.

***Rule 2110. Floor Amendments to Bills Making Appropriations.**

(a) Unless by majority consent to correct an error in drafting, no floor amendment to increase the amount of expenditures that would be authorized in a provision of an appropriations bill shall be in order unless the amendment contains a provision reducing, by a like or greater amount, expenditures that would be authorized in another provision of such appropriations bill.

ARTICLE 23. PROCEDURAL MOTIONS

Rule 2301. Order of Motions.

When a question is under consideration, no motion shall be received except as specified under the Rules of the House, which motions shall have precedence in the following order:

- (a) For adjournment of the House.
- (b) For call of the House.
- (c) To lay on the table.
- (d) For the previous question.
- (e) To postpone to a certain time.
- (f) To commit to a standing committee.
- (g) To commit to a select committee.
- (h) To reject the adoption of reports of conference committees coupled with the request for appointment of a new conference committee.
- (i) To adopt the report of conference committees.
- (j) To amend.
- (k) To postpone indefinitely.

Rule 2302. Motion to Adjourn.

The motion to adjourn shall always be in order, except while a vote is being taken and until announced, or when a member has the floor, or when the previous question is pending; but a motion to recess is not equivalent to a motion to adjourn.

Rule 2303. Motion to Reconsider.

A motion to reconsider shall take precedence of all other questions except the motion to adjourn.

No motion for reconsideration of any vote shall be in order, unless made on the same day or the legislative day following that on which the decision to be reconsidered took place, nor unless a member voting with the prevailing side shall move such reconsideration.

A motion for reconsideration, being put and lost, shall not be renewed, nor shall any subject or vote be a second time reconsidered without unanimous consent, but this provision shall not be construed as preventing the introduction of a bill on the same subject.

The member moving for reconsideration shall be allowed not more than two minutes for stating the reasons in support of the motion. Such motion shall be subject to debate by any member, stating reasons in support or opposition to the motion. Each of such members shall be allowed not more than one minute for the purpose of such debate.

Such motion shall require the affirmative vote of members equal in number to that required to take the action proposed to be reconsidered.

A motion to reconsider any final action of the House shall be in order at any time prior to the time at which the message of the House thereon is read into the record of the Senate. A motion to reconsider any final action of the House may be made after the time at which the message of the House thereon is read into the report of the Senate but any action taken pursuant thereto will be contingent upon the return of the measure to the House by the Senate.

Rule 2304. Previous Question.

The "previous question" shall be: "Shall the main question be now put?" and until it is decided shall preclude all amendments or debate. When voting on the previous question, the House decides that the main question shall not now be put, the main question shall be considered as still remaining under debate. The main question shall be on the passage of the bill, resolution or other matter under consideration. When amendments are pending, a vote shall first be taken upon such amendments in their order without further debate or amendment. A majority vote of the members present shall order the previous question.

Rule 2305. Motions Not Subject to Debate.

All questions relating to priority of business shall be decided without debate. The motion to adjourn, to change the order of consideration of a bill, for a call of the House, and to lay on the table shall be decided without amendment or debate. The several motions to postpone or commit shall preclude all debate on the main question.

Rule 2306. Motion to Refer Bills or Resolutions to Committee When Not in Committee of the Whole.

When not in the Committee of the Whole, a motion to refer a bill or resolution from the Calendar to a standing committee shall be in order only when the body is

meeting as the House of Representatives and shall be authorized only when offered by the Majority Leader, or in the absence of the Majority Leader, by the Assistant Majority Leader. Such motion shall require the affirmative vote of a majority of the members then elected (or appointed) and qualified to the House.

Rule 2307. Motion to Strike Bills and Resolutions from Calendar When Not in Committee of the Whole.

When not in the Committee of the Whole, a motion to strike a bill or resolution from the Calendar shall be in order only when the body is meeting as the House of Representatives and shall be authorized only when offered by the Majority Leader, or in the absence of the Majority Leader, by the Assistant Majority Leader. Such motion shall require the affirmative vote of a majority of the members then elected (or appointed) and qualified to the House.

Rule 2308. Stating Question.

Every motion shall be first stated by the presiding officer or read by the chief clerk, before debate, and again immediately before putting the question.

Rule 2309. Dividing Motion.

If any motion, other than a motion under Rule 2105, contains distinct propositions, it shall be divided by the chairperson at the request of any member. Motions under Rule 2105 shall be divided in accordance with that rule.

Rule 2310. When Motions to be in Writing.

Every motion, except those specified in Rules 2301 and 2303, shall be in writing if the Speaker or any member desires it. All motions to amend a bill or resolution and all resolutions shall be in writing.

Rule 2311. Suspension of Rules of the House.

(a) No rule of the House shall be suspended except by unanimous consent or by an affirmative vote of a majority of the members then elected (or appointed) and qualified to the House, subject to the following exceptions:

(1) A motion to suspend the rules, and to declare an emergency and to advance a bill to the order of business Final Action, as contemplated in article 2, section 15 of the Constitution shall require an affirmative vote of 2/3 of the members present in the House.

(2) A motion to suspend the rules and to permit amendment and debate of a bill under the order of business Final Action shall require an affirmative vote of 2/3 of the members present in the House.

(b) When under the rules of the House a motion, question or action requires a vote of a majority greater than a majority of the members present, the majority specified for such motion, question or action shall be required to suspend the rules for the purpose of such motion, question or action. When under the rules of the House notice of a motion reduces the required majority for adoption of the motion, the required majority shall not be reduced if the notice is disposed of by suspension of the rules.

(c) Suspension of the rules or unanimous consent shall not reduce the majority required under subpart (1) of subsection (a) of this rule.

Rule 2312. Mason's Manual; When Applicable.

(a) In any case where rules of the House or the joint rules of the Senate and House

do not apply, Mason's Manual of Legislative Procedure (2020 edition), with the exception of section 4, paragraph 2, shall govern.

(b) Rules of legislative procedure are derived from several sources and take precedence in the order listed below. For the Kansas House of Representatives, the principal sources are as follows: (a) Constitutional provisions; (b) statutory provisions; (c) adopted rules; (d) adopted parliamentary authority; (e) custom, usage and precedents.

ARTICLE 25. VOTING

Rule 2501. Control and Use of Voting System.

The electronic voting system shall be under the control of the Speaker or other presiding officer and shall be operated by the chief clerk. The electronic voting system shall be used to record the vote whenever a roll call vote is taken on any question and may be used for ascertaining the vote upon any measure upon which a division of the assembly has been called. In the event that the system is not operating properly, roll call votes may be taken by calling the roll.

Rule 2502. Procedure for Taking a Roll Call Vote.

When a roll call vote is taken, the presiding officer shall state the question and instruct the members to proceed to vote. When sufficient time has been allowed the members to vote, the presiding officer shall inquire: "Has every member had an opportunity to vote?" After a short pause the presiding officer shall direct the chief clerk to close the roll. After the roll has been closed, when Rule 2505 applies, the presiding officer shall inquire: "Does any member desire to explain his or her vote?" and any member so desiring may give such explanation when recognized by the presiding officer. The presiding officer shall inquire: "Does any member desire to change his or her vote?" If any member does desire to change his or her vote, such member when recognized by the presiding officer, shall advise how they desire to change such vote and the presiding officer shall then instruct the chief clerk to make the appropriate change. A member who has not previously voted may vote at this time when permitted by the presiding officer. Such member shall advise how they wish to vote and the presiding officer shall then instruct the chief clerk to record such vote. After all members who desire to vote or to change their votes have had reasonable opportunity to do so, the presiding officer shall announce the vote and, when the vote has been announced, shall direct the chief clerk to record the vote.

Rule 2503. Display of Recurring Totals.

Under Rule 2502, recurring totals shall be displayed only after the roll is closed. No recurring totals shall be displayed for a determination of the vote upon a division of the assembly.

Rule 2504. Voting by Members.

(a) A member may vote only when at their desk or at any place within the chamber of the House when authorized by the presiding officer, who shall direct the chief clerk to so vote for such member.

(b) No member shall vote for another member. No person not a member shall cast a vote for a member, except as otherwise provided in the rules. In addition to such penalties as may be prescribed by law, any member who votes or attempts to vote

for another member shall be subject to Article 49 of these rules. If a person not a member votes or attempts to vote for any member, such person shall be barred from the floor of the House for the remainder of the session, and, in addition to penalties prescribed by law, may be punished further as the House determines.

(c) The Speaker shall not be compelled to vote except in case of a tie.

***Rule 2505. Explaining Vote.**

Any member may, when a roll call vote is being taken on the passage or adoption of any bill or resolution, explain their vote. Such member shall be allowed not more than one minute for such explanation. Such explanation, if furnished in writing and signed, with printed name and district number, *by such member by 3:00 p.m. upon the day the vote is taken, or if the vote is taken subsequent to 2:30 p.m., within one-half hour after the adjournment* of the House on that day, shall be entered in the Journal, provided it does not contain more than 100 words. Such submission should also be submitted in electronic format to the chief clerk under the same time deadline.

Rule 2506. Copies of Voting Records.

(a) Unless otherwise ordered, the chief clerk shall record each roll call vote and make copies available for the use of the news media. No record shall be made of the vote of any member voting upon any measure upon which a division of the assembly has been called.

(b) When a roll call vote is taken, it shall be recorded in the Journal by a statement of the names and total number voting in the affirmative, the names and total number voting in the negative, names and total number indicating presence but not voting and the names and total number absent or not voting, except that the provisions of this section shall not permit a member to fail to vote in violation of Rule 2508.

Rule 2507. When Roll Call Vote to be Taken.

(a) A roll call vote shall be taken for the passage of any bill.

(b) A roll call vote shall be taken for the adoption of any concurrent resolution to amend the Constitution of the state of Kansas, to call a Kansas constitutional convention, to extend a session of the Legislature in even-numbered years, to ratify any amendment of the Constitution of the United States, to make any application for Congress to call a convention for proposing amendments to the Constitution of the United States and when required by the joint rules of the House and Senate. A roll call vote is not required for adoption of concurrent resolutions pertaining to commendations or acknowledgments, unless required under subsection (e) of Rule 2507.

(c) A roll call vote shall be taken for the adoption of any House resolution to adopt, amend or revoke any rule of the House or to reject any executive reorganization order.

(d) A roll call vote shall be taken to concur in Senate amendments to any bill or concurrent resolution or to adopt any conference committee report other than a report agreeing to disagree.

(e) A roll call vote shall be taken on any question on demand of 15 members, unless a roll call vote is already pending.

Rule 2508. Call of the House.

(a) A call of the House shall be ordered on the demand of any 10 members at any stage of the voting previous to the announcing of the vote or, if the voting system is

used, prior to recording the vote. This Rule 2508 shall apply to the taking of a vote upon the final passage of any bill or final adoption of any resolution whether under the order of business Final Action or under any order of business. Also, this Rule 2508 shall apply to the taking of a vote on a motion to strike the enacting clause of a bill and the resolving clause of a resolution and on a motion to strike all after the enacting clause or resolving clause, except when the House is in the Committee of the Whole.

When the call of the House is invoked, the doors to the House chamber shall be secured and all members shall be required to be in their seats unless excused by the Speaker.

All members present during the call shall be required to vote before the call is raised.

The call of the House shall not be raised (so long as 10 members continue the demand) until a reasonable effort, as determined by the Speaker, has been exerted to secure absentees.

(b) Any member, who is directly interested in a question, may be excused from voting, when there is a call of the House. The member, who is requesting to be excused from voting, shall state the reasons therefor, occupying not more than five minutes. The question on excusing such member from voting shall be taken without debate and a 2/3 majority of members present shall be necessary to excuse such member. If a member refuses to vote, when not excused, such refusal shall constitute grounds for reprimand, censure or expulsion under Article 49 of the Rules of the House.

Rule 2509. Voice Vote; Division of the Assembly.

Except when a roll call vote is required, a voice vote shall be taken on all questions. Any member may call for a division of the assembly to determine the vote by the voting system.

ARTICLE 27. FINAL ACTION

Rule 2701. Description and Function.

Subject to Rule 2705, bills and resolutions reported favorably by the Committee of the Whole shall constitute the order of business Final Action of the House. The titles of such bills and resolutions shall appear under the heading Final Action in numerical order. The standing committee which reported it and the Committee of the Whole action on the bill or resolution shall be shown under each thereof.

Rule 2702. Reading and Vote.

Each bill and resolution under the order of business Final Action shall be read by title, except citations of statutes amended or repealed and a roll call vote shall then be taken upon final passage or adoption without amendment or debate.

Rule 2703. Amendment and Debate, When.

Upon motion as provided in subpart (2) of subsection (a) of Rule 2311 or when recommended in the Committee of the Whole report which has been adopted by the House, bills or resolutions may be debated and amended on Final Action prior to the vote taken upon final passage or adoption. Each bill or concurrent resolution considered under this Rule 2703 shall be considered in the manner provided in Rule 1902 so far as it is applicable. A motion to strike the enacting clause or resolv-

ing clause shall be in order.

Rule 2704. Speaker to Preside.

Subject to Rule 3303, the Speaker shall preside during the order of business Final Action.

Rule 2705. Consent Calendar.

Whenever a standing committee is of the opinion that a bill or concurrent resolution upon which it is reporting is of a noncontroversial nature, it shall so state in its committee report. Whenever a bill or concurrent resolution is so reported, it shall be placed upon the Consent Calendar. Each bill or concurrent resolution placed on the Consent Calendar shall remain thereon for at least two full legislative days before being considered under the order of business Final Action. Under the order of business Consent Calendar and prior to the call for the vote, any member may object to the bill or concurrent resolution as being controversial and thereupon it shall be removed from the Consent Calendar and shall be placed on General Orders. If no objection is made prior to the call for the vote on the bill or concurrent resolution, it shall be ordered to Final Action for vote before other bills and concurrent resolutions on Final Action.

Rule 2706. Majority for Bill Passage.

As provided in section 13 of article 2 of the Constitution of Kansas, a majority of the members then elected (or appointed) and qualified, voting in the affirmative, shall be necessary for the passage of a bill.

***Rule 2707. Vote Required for Adoption of House Resolutions and Concurrent Resolutions.**

(a) A majority of the members then elected (or appointed) and qualified voting in the affirmative shall be necessary to adopt House resolutions and concurrent resolutions, except as otherwise specified in these rules.

(b) Adoption of concurrent resolutions to amend the Constitution of the state of Kansas, to call a Kansas constitutional convention, to extend a session of the Legislature in even-numbered years, to ratify any amendment of the Constitution of the United States, to make any application for Congress to call a convention for proposing amendments to the Constitution of the United States *shall require the number of votes required by the Constitution of the state of Kansas to pass such concurrent resolution. hen required by the joint rules of the House and Senate, a concurrent resolution shall require a 2/3 majority of the members then elected (or appointed) and qualified, voting in the affirmative.*

Rule 2708. Motion to Adopt Report of Conference Committee.

The member carrying the report of a conference committee shall move that such report be adopted prior to yielding the floor to any other member and a motion to adopt a report of a conference committee shall not be offered as a substitute motion.

ARTICLE 29. RESOLUTIONS

Rule 2901. Resolving Clause; Form.

(a) Concurrent resolutions to amend the Constitution of the state of Kansas, to call a Kansas constitutional convention, to extend a session of the Legislature in even-

numbered years, to ratify any amendment of the Constitution of the United States, to make any application for Congress to call a convention for proposing amendments to the Constitution of the United States and when required by the joint rules of the House and Senate shall have a resolving clause which reads, "Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected to the House of Representatives and two-thirds of the members elected to the Senate concurring therein."

(b) Concurrent resolutions for any purpose other than subsection (a) shall have a resolving clause which reads, "Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein."

(c) House resolutions shall have a resolving clause which reads, "Be it resolved by the House of Representatives of the State of Kansas."

Rule 2902. House Resolutions; Introduction and Consideration.

(a) House resolutions, except for those changing rules of the House or approving or rejecting executive reorganization orders, shall lay over at least one legislative day before action is taken thereon and do not require a roll call vote unless required under subsection (e) of Rule 2507.

(b) House resolutions shall be considered under the order of business consideration of motions and House resolutions offered on a previous day, except House resolutions to (1) adopt, amend or revoke any rule of the House or (2) when the resolution has been referred to a standing committee and reported favorably. Resolutions under subparts (1) and (2) shall take a place on General Orders when favorably reported or when referred to the Committee of the Whole by the Speaker.

Rule 2903. Resolutions; Limitations.

(a) Appropriations shall not be made by resolutions.

(b) Resolutions do not require approval of the Governor.

Rule 2904. Applications for Introduction of certain Resolutions; Certificate of the House.

Notwithstanding any other rule of the House of Representatives to the contrary, no House resolution or concurrent resolution which congratulates, commemorates, commends, honors or is in memory of any individual, entity or event shall be introduced by a member or committee of the House of Representatives unless application for approval of the introduction of such resolution is first made to the Speaker, and the resolution is approved for introduction by the Speaker. The application shall be determined on the basis of content alone.

The Speaker shall consider all such applications and shall determine whether a House resolution or House concurrent resolution should be approved for introduction, or whether a certificate of the House should be approved for issuance or whether no action should be taken on the application. The speaker may consult with the Committee on Calendar and Printing in making determinations under this rule.

ARTICLE 33. MEMBER OFFICERS

***Rule 3301. Elected Member Officers.**

The Speaker and the Speaker Pro Tem shall be members and shall be elected by the members of the House, *except that the Speaker and the Speaker Pro Tem shall*

not be eligible to be elected to serve more than two bienniums or terms and except as otherwise provided in subsection (b) of Rule 3304.

Rule 3302. Duties of the Speaker.

In addition to other powers and duties of the Speaker provided by the Rules of the House and by law, the Speaker shall have the powers and duties as follows:

(a) To preserve order and decorum;

(b) to take such actions and measures as necessary to secure the health and safety of the public, legislative staff and members to conduct legislative business by directing changes in House protocol and procedures from the provisions of House rules 101 through 107, 501 through 507, 1305, 1701, 1704, 1906, 2501 through 2509, 3501 through 3507 and 4305. A member may challenge any such action or measure made by the Speaker. Such challenge shall be made by a motion offered on the previous day and shall be upheld by an affirmative vote of a majority of the members elected or appointed;

(c) to decide all questions of order, subject to appeal to the House;

(d) in the absence of the Speaker Pro Tem, to appoint any member to perform the duties of the chair for not more than two consecutive legislative days; and

(e) to name a chairperson to preside when the House is in Committee of the Whole.

Rule 3303. Speaker Pro Tem.

In the absence of the Speaker, the Speaker Pro Tem shall exercise the powers and duties of the Speaker.

Rule 3304. Filling Certain Vacancies.

(a) When a vacancy occurs in the office of Speaker and the Legislature is adjourned to a date more than 60 days after the occurrence of the vacancy, the House of Representatives shall meet within 30 days and elect a member to fill the vacancy. The Speaker Pro Tem shall within 10 days of such occurrence issue a call for such meeting at a time not less than 10 days and not more than 20 days after the date of the call.

(b) When a vacancy occurs in the office of Speaker Pro Tem or Majority Leader of the House of Representatives, the Speaker shall appoint an acting Speaker Pro Tem or acting Majority Leader, to serve until the convening of the next session of the Legislature, at which time the vacancy shall be filled in the manner provided for the original election or selection of such officer.

(c) When a vacancy occurs in the office of Minority Leader of the House of Representatives and the Legislature is adjourned to a date less than 30 days after the occurrence of the vacancy, the Assistant Minority Leader shall become the acting Minority Leader to serve until the convening of the next session of the Legislature, at which time the vacancy shall be filled in the manner provided for the original selection of such officer. When a vacancy occurs in the office of the Minority Leader of the House and the Legislature is adjourned to a date 30 days or more after the occurrence of the vacancy, the Assistant Minority Leader shall within 10 days after such occurrence issue a call for a meeting of the members of the minority party at a time not less than 10 and not more than 20 days after the date of the call to be held in the state capitol for the purpose of filling the vacancy in the office of Minority Leader for the remainder of the term of office. From the time of the occurrence of such vacancy until the filling of the vacancy, the Assistant Minority Leader shall serve as acting Minority Leader and shall exercise the powers and duties of the

Minority Leader.

When a vacancy occurs in the office of Assistant Minority Leader, the Minority Leader shall appoint an Assistant Minority Leader to serve until the convening of the next session of the Legislature, at which time the vacancy shall be filled in the manner provided for the original selection of such officer.

Any person elected, appointed or designated to fill a vacancy under this rule shall exercise all of the duties and powers prescribed for the office so filled.

ARTICLE 35. NONMEMBER OFFICERS

Rule 3501. Chief Clerk; Appointment.

The chief clerk shall be appointed by the Speaker and shall serve under the Speaker's direction, control and supervision and at the pleasure of the Speaker. As used in the Rules of the House, "chief clerk" means the chief clerk appointed under this Rule 3501 or a person designated by the chief clerk to perform a function of the chief clerk.

Rule 3502. Duties of the Chief Clerk.

The chief clerk shall supervise the keeping of and be responsible for a record of all proceedings of the House; number and present to the House all bills, resolutions, petitions and other papers which the House may require; deliver all messages from the House to the Senate; transmit bills and other documents to be printed and take a receipt therefor; transmit bills for engrossment and take receipt therefor; receive all bills, resolutions and other papers which are enrolled and give receipt therefor; and cause all enrolled bills, resolutions and other documents to be proofread and corrected prior to signing thereof by officers of the House.

Rule 3503. Other Clerks.

The chief clerk shall appoint additional clerks and personnel to assist in performance of the duties of the chief clerk. Such additional clerks and personnel shall serve under the chief clerk's direction, control and supervision and at the pleasure of the chief clerk.

Rule 3504. Document Care.

No bill, resolution, petition or other document shall be loaned or delivered to any person, except when delivered to an officer of the House, to the director of printing, the revisor of statutes or the Senate and only upon a written receipt therefor.

Rule 3505. Sergeant at Arms; Appointment.

The sergeant at arms shall be appointed by the Speaker and shall serve under the Speaker's direction, control and supervision and at the pleasure of the Speaker.

Rule 3506. Duties of the Sergeant at Arms.

The sergeant at arms shall preserve order within the chamber of the House and its lobby and galleries. The sergeant at arms may arrest and take into custody any person for disorderly conduct, subject at all times to the authority of the House or Speaker, or chairperson of the Committee of the Whole, and shall be responsible for the enforcement of Rules 501 through 506 and 2506(a). The sergeant at arms shall receive items or material for distribution among the members of the House. The sergeant at arms shall execute all orders of the House not otherwise provided for.

Rule 3507. Assistant Sergeants at Arms.

The Speaker may appoint and remove assistant sergeants at arms to serve under the supervision of the sergeant at arms. All doorkeepers shall be assistant sergeants at arms.

ARTICLE 37. AMENDMENT OF RULES OF THE HOUSE**Rule 3701. Adopting, Amending or Revoking Rules of the House.**

No rule of the House shall be adopted, amended or revoked except by a House resolution which has been adopted by an affirmative vote of a majority of the members then elected (or appointed) and qualified to the House.

Rule 3702. Resolutions for Rule Changes.

(a) Notwithstanding any other rule of the House, the Speaker shall refer all resolutions which provide for the adoption, amendment or revocation of any House rule to the standing Committee on Rules and Journal before its consideration by the House.

(b) No resolution relating to the rules of the House which has been referred to the standing Committee on Rules and Journal shall be tabled or reported adversely by such committee except by the unanimous vote of all members of such committee.

Rule 3703. Printing.

Resolutions to which this Article 37 apply shall be printed and are subject to subsection (c) of Rule 2507.

Rule 3704. Adoption of Resolutions.

Resolutions to which this Article 37 apply shall be subject to Rule 2902.

Rule 3705. Special Sponsorship of Rule Change Resolutions.

Notwithstanding any provision of the rules of the House to the contrary, no referral to the standing Committee on Rules and Journal shall be required for the adoption of a resolution adopting, amending or revoking any one or more rules of the House at the commencement of a legislative session, and adoption of any such resolution shall require only the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified, subject to the following conditions: (a) The resolution is sponsored by the Speaker or the standing Committee on Rules and Journal and (b) either (1) a copy thereof is mailed to each member by deposit in the United States mails not later than 11:00 p.m. on the Thursday preceding the Monday on which the legislative session is to commence or (2) in lieu of mailing, copies of the resolution are made available to members on the first day of the legislative session and consideration under Rule 3704 occurs on the second legislative day.

ARTICLE 39. FORM AND PRINTING OF BILLS AND RESOLUTIONS**Rule 3901. Bills Amending Existing Statutes.**

Any bill intended to amend or repeal any section or sections of the Kansas Statutes Annotated shall recite in its title the section or sections to be amended or repealed, and if to amend or repeal any section of a session law not in the Kansas

Statutes Annotated, the section and chapter of the session law affected.

Rule 3902. Bills, Copies.

Each bill introduced shall consist of an original and copies. All bills shall be printed with as many copies as the Speaker specifies. Except for prefiled bills, printing shall be ordered subsequent to introduction.

Rule 3903. Showing Committee Amendments.

(a) All bills and resolutions reported by a committee with recommendation for amendments and to be passed as amended shall be reprinted.

(b) When a committee recommends amendments to a bill that strike all of the material in the bill subsequent to the enacting clause and insert new material, the reprinted bill shall contain a notation specifying: (1) The committee that recommended the amendment or amendments; (2) the date the amendment or amendments were recommended; and (3) the bill number of the source bill or bills, if any, that included the inserted new material to the underlying bill pursuant to the amendment or amendments. Additionally, the source bill or bills shall be reprinted with a notation specifying the bill to which the material from the source bill was inserted pursuant to an amendment as described in this subsection.

Rule 3904. Substitute Bills and Substitute Concurrent Resolutions.

(a) When a substitute bill is recommended by a committee report, and when an amendment from the floor is adopted replacing the bill under consideration with a substitute bill, the substitute bill shall be printed in the manner provided for bills introduced, and the bill number designation shall be substantially as follows:

(1) In the case of bills substituted for House bills, "Substitute for House Bill No. _____," and the blank shall be filled with the number of the bill for which substitution is made or recommended.

(2) In the case of bills substituted for Senate bills, "House Substitute for Senate Bill No. _____," and the blank shall be filled with the number of the bill for which substitution is made or recommended.

(b) When a substitute concurrent resolution is recommended by a committee report, and when an amendment from the floor is adopted replacing the concurrent resolution under consideration with a substitute concurrent resolution, the substitute concurrent resolution shall be printed in the manner provided for concurrent resolutions introduced, and the concurrent resolution number designation shall be substantially as follows:

(1) In the case of concurrent resolutions substituted for House concurrent resolutions, "Substitute for House Concurrent Resolution No. _____," and the blank shall be filled with the number of the concurrent resolution for which substitution is made or recommended.

(2) In the case of concurrent resolutions substituted for Senate concurrent resolutions, "House Substitute for Senate Concurrent Resolution No. _____," and the blank shall be filled with the number of the concurrent resolution for which substitution is made or recommended.

Rule 3905. Appropriation Bills.

All bills making an appropriation shall be printed and distributed, or shall be made available to members electronically online and all members shall be notified by E-mail, at least 24 hours before such bills are considered by the House.

Rule 3906. Committee of the Whole Amendments.

If a bill or concurrent resolution is amended by the Committee of the Whole: (a) The bill shall be reprinted showing the amendments; and

(b) when such amendments strike all of the material in the bill subsequent to the enacting clause and insert new material, such reprinted bill shall contain a notation specifying: (1) The member that offered the amendment or amendments; (2) the date the amendment or amendments were recommended; and (3) the bill number of the source bill or bills, if any, that included the inserted new material to the underlying bill pursuant to the amendment or amendments. Additionally, the source bill or bills shall be reprinted with a notation specifying the bill to which the material from the source bill was inserted pursuant to an amendment as described in this subsection.

Rule 3907. Concurrent Resolutions, When Printed.

(a) Concurrent resolutions to amend the Constitution of Kansas, to call a constitutional convention to amend the Kansas constitution, to ratify amendments to the Constitution of the United States, to apply for a United States constitutional convention or to amend the joint rules of the House and Senate shall be printed as provided for bills under Rule 3902.

(b) Other concurrent resolutions shall be printed as provided for bills under Rule 3902, unless otherwise directed by the Speaker.

Rule 3908. Embellished Printing of Certain Resolutions.

Unless otherwise directed by the Speaker, not more than five copies of any enrolled House resolution and any enrolled House concurrent resolution may be printed on embellished parchment and shall be distributed as directed by the resolution. Additional copies of any resolution may be printed on embellished parchment and mailed at the expense of the member requesting such additional copies.

Rule 3909. House Resolutions.

Subject to Rule 3908, House resolutions shall not be printed, except resolutions to amend rules of the House, to approve or disapprove executive reorganization orders or if the resolution has been referred to a committee, in which cases the resolution shall be printed.

ARTICLE 41. JOURNAL AND CALENDAR**Rule 4101. Journal; Preparation.**

The daily Journal of the House of Representatives shall be prepared by the chief clerk in accordance with the Rules of the House.

Rule 4102. Entering in Journal.

When a bill, order, motion or resolution is entered in the Journal, the names of the members or legislative committee introducing or moving the same shall be entered.

Rule 4103. Resolutions in Journal.

All House resolutions and all House concurrent resolutions shall be printed in the Journal when introduced.

Rule 4104. Messages from the Governor in Journal.

All messages from the Governor and all executive reorganization orders shall be

printed in the Journal.

Rule 4105. Calendar; Preparation.

The House Calendar shall be prepared for each legislative day by the chief clerk in accordance with the Rules of the House.

Rule 4106. Status of Bills and Resolutions Shown in Calendar.

The status of all House and Senate bills and concurrent resolutions and House resolutions shall be shown by number in the Calendar for each legislative day.

Rule 4107. Copies of Journals and Calendars.

Each member shall be furnished with a printed copy of the daily Journal and the daily Calendar.

Rule 4108. Notations Related to Certain Committee of the Whole Amendments in Journal.

When a bill is amended by the Committee of the Whole as described in Rule 3906(b), the notation provided in Rule 3906(b) shall be entered in the Journal.

ARTICLE 43. MISCELLANEOUS

Rule 4301. Employees; Employment.

Such employees as are necessary to enable the officers, members and committees to properly perform their duties and transact the business of the House with efficiency and economy shall be recruited under the supervision of the director of legislative administrative services subject to approval of the Speaker. The director of legislative administrative services shall keep a roster of the employees of the House and an account of the hours of service performed. No employee shall lobby for or against any measure pending in the Legislature and any employee violating this rule shall be discharged immediately.

Rule 4302. Special Order.

Any matter may be made the special order for any particular time or day, but all requests and motions for special orders shall be referred to the Committee on Rules and Journal, which may designate particular times and days for such special orders and report to the House for its approval. Upon adoption of such report by 2/3 of the members present, the matters designated shall stand as special orders for the times stated, but no special order shall be made more than seven days in advance. This Rule 4302 shall not apply to executive reorganization orders or resolutions relating thereto.

Rule 4303. Petitions; Presentation.

Petitions and memorials addressed to the House shall be presented by a member.

Rule 4304. Petitions; Endorse Name.

Each member presenting a petition or memorial shall endorse it with their name or the name of the committee, and a brief statement of its subject.

***Rule 4305. Open Meetings.**

The open meeting law (K.S.A. 75-4317 et seq., and amendments thereto) shall apply to meetings of the House of Representatives and all of its standing committees, select committees, special committees and subcommittees of any of such

committees. Caucuses of the House majority party may be closed as determined by the Majority Leader. Caucuses of the House minority party may be closed as determined by the Minority Leader. The Majority Caucus Chair and Majority Whip may communicate to all members of the majority party regarding relevant information on matters pending or anticipated to be pending on the House floor. The Minority Caucus Chair and Minority Whip may communicate to all members of the minority party regarding relevant information on matters pending or anticipated to be pending on the House floor. *If electronic means, such as text messaging or other messaging, are used by the Majority Caucus Chair, Majority Whip, Minority Caucus Chair or Minority Whip, there shall not be any interactive communication function for caucus members to communicate with each other at once, including, but not limited to, a chat room or group text messaging. If a caucus member responds to a communication via electronic means, no other caucus member shall receive such communication other than the Majority Caucus Chair, Majority Whip, Minority Caucus Chair or Minority Whip.*

ARTICLE 45. EXECUTIVE REORGANIZATION ORDERS

Rule 4501. Referral of Executive Reorganization Orders.

Whenever an executive reorganization order is received from the Governor, it shall be referred to an appropriate committee by the Speaker.

Rule 4502. Committee Report on Executive Reorganization Orders.

If the committee to which an executive reorganization order is referred recommends that the executive reorganization order be disapproved, the committee, not later than 15 calendar days after referral of the executive reorganization order to the committee, shall introduce a resolution for disapproval of the executive reorganization order. Such resolution shall be accompanied by the report of the committee recommending that the resolution be adopted.

Rule 4503. Return in Event of Committee's Failure to Report.

If a committee fails to report upon an executive reorganization order within 15 calendar days after the executive reorganization order is referred to the committee, the committee shall be deemed to have recommended approval of the executive reorganization order.

Rule 4504. Special Order of Business for ERO.

When a resolution for disapproval of an executive reorganization order is introduced and accompanied by the committee's report recommending adoption of the resolution, action on the resolution shall be made the special order of business on a particular day and hour specified by the Speaker but not later than the last day the executive reorganization order may be disapproved under section 6 of article 1 of the Constitution of Kansas. A resolution for disapproval of an executive reorganization order shall be considered under the order of business Final Action and shall be subject to debate and final action by the House.

Rule 4505. Nonapplication to Bills.

This Article 45 shall not apply to bills amending or otherwise affecting executive reorganization orders.

Rule 4506. Nonaction When Moot.

The House shall act on any resolution for disapproval of an executive reorganization order unless at the time set for such action the Senate has already rejected such executive reorganization order.

ARTICLE 47. IMPEACHMENT**Rule 4701. Impeachment; Powers.**

Nothing in the rules of the House or in any statute shall be deemed to impair or limit the powers of the House of Representatives with respect to impeachment.

Rule 4702. Same; Select Committee.

The Speaker may appoint a select committee comprised only of members of the House of Representatives, and appoint its chairperson, to inquire into any impeachment matter. Any such committee may be appointed at any time and shall meet at the call of its chairperson or at the direction of the House, with the numbers of such appointees being minority party members and majority party members in the same proportion as for the entire House membership.

Rule 4703. Same; Reference.

The Speaker may refer any impeachment inquiry or other impeachment matter to any standing committee or any select committee appointed under Rule 4702, and any committee to which such a referral has been made shall meet on the call of its chairperson.

Rule 4704. Same; Report.

Whenever a report is made by a committee to which an impeachment inquiry or other impeachment matter has been referred, the report thereon shall be made to the full House of Representatives, except that any such report may be submitted preliminarily to the Speaker.

Rule 4705. Same; Call into Session.

The Speaker or a majority of the members then elected (or appointed) and qualified of the House of Representatives may call the House of Representatives into session at any time to consider any impeachment matter.

Rule 4706. Same; Procedure.

The Speaker and any officer or committee acting under authority of this rule may follow any statutory procedure to the extent the same is not in conflict with the provisions of this rule, but nothing in this rule nor in any statute shall be deemed to constitute a waiver of any inherent powers of the House of Representatives.

ARTICLE 49. REPRIMAND, CENSURE OR EXPULSION OF MEMBERS**Rule 4901. Complaint.**

When any member of the House of Representatives desires to lodge a complaint against any other member of the House of Representatives, requesting that the member be reprimanded, censured or expelled for any misconduct, the complaining member shall file a written statement of such complaint with the chief clerk,

and such complaint shall bear the signature of the complaining member.

Rule 4902. Select Committee; Consideration of Complaint.

(a) Whenever any complaint has been filed under Rule 4901, the Speaker shall appoint a select committee of six members for consideration thereof except that if the complaint is filed against the Speaker, the Speaker Pro Tem shall appoint the select committee of six members. A select committee created under this subsection (a) shall be comprised equally of majority and minority party members.

(b) The select committee may dismiss the complaint after the inquiry or may set the matter for hearing. Reasonable notice and an opportunity to appear shall be afforded the member complained of at any hearing held hereunder. Any select committee meeting under authority of this section shall constitute an investigating committee under article 10 of chapter 46 of the Kansas Statutes Annotated and shall be authorized to meet and exercise compulsory process without any further authorization of any kind, subject, however, to limitations and conditions prescribed in article 10 of chapter 46 of Kansas Statutes Annotated.

(c) Upon completing its hearing the deliberations thereon, the select committee may dismiss the complaint or may make recommendations to the full House of Representatives for reprimand, censure or expulsion.

Rule 4903. Action by House.

Upon receiving any report under Rule 4902, the House of Representatives may, without further hearing or investigation, reprimand, censure or expel the member complained of. Reprimand, censure or expulsion of a member shall require a 2/3 majority vote of those members elected (or appointed) and qualified of the House of Representatives.

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JOURNAL
OF THE
HOUSE

2023 REGULAR SESSION
JANUARY 9 THROUGH ADJOURNMENT APRIL 28, 2023

SUSAN W. KANNARR, *Chief Clerk of the House*

EXPLANATION OF ABBREVIATIONS

Substantial economy of space was achieved in the text of the Journals by shortening the numerous references to bill and resolution numbers. Placing these in boldface type facilitates locating the bills readily on each page. The abbreviations used are as follows:

HB 2001	House Bill No. 2001
HCR 5001.....	House Concurrent Resolution No. 5001
HR 6001	House Resolution No. 6001
HP 2001	House Petition No. 2001
SB 1	Senate Bill No. 1
SCR 1601.....	Senate Concurrent Resolution No. 1601

EXPLANATION OF PAGE NUMBERING

The Senate and House Journals are printed in separate volumes. Paging in both Journals is consecutive and begin with page 1, continuing through the two-year biennium.

Under the section “History of Bills” HJ and SJ page numbers refer to the separate House Journal and Senate Journal volumes.

Journal of the House

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, December 5, 2022, 10:00 a.m.

In accordance with the provisions of K.S.A. 46-142, Scott Schwab, Secretary of State, called the pre-organizational meeting of the 2023 Session of the Kansas Legislature to order.

The roll was called by Mr. Schwab from the list of members-elect as certified by the State Board of Canvassers:

State of Kansas
Secretary of State

I, SCOTT SCHWAB, Secretary of State, do hereby certify that the following persons were elected members of the House of Representatives of the State of Kansas for a two year term beginning on the second Monday of January, A.D. 2023.

District

1st Michael Houser
2nd Kenneth (Ken) Collins
3rd Charles (Chuck) Smith
4th Trevor Jacobs
5th Carrie Barth
6th Samantha M. Poetter Parshall
7th Dan Goddard
8th Chris Croft
9th Fred Gardner
10th Christina Haswood
11th Ron Bryce
12th Doug Blex
13th Joe Newland
14th Dennis Miller
15th Allison Houglan
16th Linda Featherston
17th Jo Ella Hoyer
18th Cindy Neighbor
19th Stephanie Sawyer Clayton
20th Mari-Lynn Poskin
21st Jerry Stogsdill
22nd Lindsay Vaughn
23rd Susan Ruiz
24th Jarrod Ousley
25th Rui Xu

District

26th Adam T. Thomas
27th Sean Edward Tarwater, Sr.
28th Carl Turner
29th Heather Meyer
30th Laura Williams
31st Louis E. Ruiz
32nd Pam Curtis
33rd Mike Thompson
34th Valdenia C. Winn
35th Marvin S. Robinson II
36th Lynn Melton
37th Melissa Oropeza
38th Timothy H. Johnson
39th Owen Donohoe
40th David Buehler
41st Pat Proctor
42nd Lance W. Neely
43rd Bill Sutton
44th Barbara W. Ballard
45th Mike Amyx
46th Dennis "Boog" Highberger
47th Ronald B. Ellis
48th Dan Osman
49th Brad Boyd
50th Fred C. Patton

District

51st Kenny Titus
 52nd Jesse Borjon
 53rd Kirk R. Haskins
 54th Ken Corbet
 55th Tobias Schlingensiepen
 56th Virgil Weigel
 57th John Alcala
 58th Vic Miller
 59th Rebecca Schmoe
 60th Mark Schreiber
 61st Francis Awerkamp
 62nd Randy Garber
 63rd John R. Eplee
 64th Lewis (Bill) Bloom
 65th Jeff Underhill
 66th Sydney Carlin
 67th Mike Dodson
 68th Nathan (Nate) Butler
 69th Clarke Sanders
 70th Scott Hill
 71st Steven K. Howe
 72nd Avery Anderson
 73rd Les Mason
 74th Stephen Owens
 75th Will Carpenter
 76th Eric L. Smith
 77th Kristey S. Williams
 78th Robyn R. Essex
 79th Webster T. Roth
 80th Bill Rhiley
 81st Blake Carpenter
 82nd Leah Howell
 83rd Henry Helgersen
 84th Ford Carr
 85th Patrick A. Penn
 86th Silas Miller
 87th Susan Oliver Estes

District

88th Sandy Pickert
 89th KC Ohaebosim
 90th Carl Maughan
 91st Emil M. Bergquist
 92nd John Carmichael
 93rd Brian Bergkamp
 94th Leo G. Delperdang
 95th Tom Sawyer
 96th Tom Kessler
 97th Nick Hoheisel
 98th Cyndi Howerton
 99th Susan Humphries
 100th Daniel Hawkins
 101st Joe Seiwert
 102nd Jason Probst
 103rd Angela Martinez
 104th Paul M. Waggoner
 105th Brenda Landwehr
 106th Lisa M. Moser
 107th Susan L. Concannon
 108th Brandon Woodard
 109th Troy L. Waymaster
 110th Ken Rahjes
 111th Barb Wasinger
 112th Tory Marie Blew
 113th Brett Fairchild
 114th Michael Murphy
 115th Gary White
 116th Kyle D. Hoffman
 117th Adam Turk
 118th Jim Minnix
 119th Jason W. Goetz
 120th Adam Smith
 121st John Resman
 122nd William Clifford
 123rd Bob Lewis
 124th David Younger
 125th Shannon Francis

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and caused to be affixed my official seal this 5th day of December, A.D. 2022.

SCOTT SCHWAB
Secretary of State

Secretary of State, Scott Schwab, appointed Member-Elect Patton to serve as temporary chairperson.

Mr. Patton announced that in accordance with K.S.A. 42-142 upon adjournment, the majority and minority parties will caucus and nominate their candidates for Speaker and Speaker pro tem for the next term and select their majority leader, minority leader and other caucus or party officers.

Mr. Patton declared: “There being no further business, the meeting is adjourned. The House will convene on Monday, January 9, 2023 at 2:00 p.m..”

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*

Subsequent to adjournment, the members-elect of the majority party met and caucused as required by KSA 46-142.

The caucus nominated Daniel Hawkins as Speaker of the House of Representatives and Blake Carpenter as Speaker Pro Tem of the House of Representatives.

The following caucus or party officers were selected:

Majority Leader, Chris Croft
Assistant Majority Leader, Les Mason
Majority Whip, Susan Estes
Caucus Chair, Kristey Williams

Also, the members-elect of the minority party met and caucused as required by KSA 46-142, and selected the following caucus or party officers:

Minority Leader, Vic Miller
Assistant Minority Leader, Valdenia Winn
Minority Whip, Stephanie Clayton
Agenda Chairperson, Jerry Stogsdill
Caucus Chairperson, Barbara W. Ballard
Policy Chairperson, Christina Haswood

INTERIM APPOINTMENTS

I, SCOTT SCHWAB, Secretary of State – State of Kansas, hereby certify that Matthew Bingesser was appointed by the Governor, September 15th, 2022, to fill the vacancy created by the resignation of John Toplikar, State Representative for the 15th Legislative District.

Representative-elect Bingesser came forward, took and subscribed, or affirmed his oath of office, administered by Secretary of State – State of Kansas, SCOTT SCHWAB as follows:

STATE OF KANSAS, COUNTY OF SHAWNEE, SS:

I do solemnly swear, or affirm, that I will support the Constitution of the United States, and the Constitution of the State of Kansas, and will faithfully discharge the

duties of the office of

KANSAS STATE REPRESENTATIVE OF THE
15th Legislative District
so help me God.

MATTHEW BINGESSER

Subscribed and Sworn to, or Affirmed, before me this 15th day of September, 2022.

SCOTT SCHWAB
Secretary of State
State of Kansas

I, SCOTT SCHWAB, Secretary of State – State of Kansas, hereby certify that Ford Carr was appointed by the Governor, September 30th, 2022, to fill the vacancy created by the death of Gail Finney, State Representative for the 84th Legislative District.

Representative-elect Carr came forward, took and subscribed, or affirmed his oath of office, administered by Secretary of State – State of Kansas, SCOTT SCHWAB as follows:

STATE OF KANSAS, COUNTY OF SHAWNEE, SS:

I do solemnly swear, or affirm, that I will support the Constitution of the United States, and the Constitution of the State of Kansas, and will faithfully discharge the duties of the office of

KANSAS STATE REPRESENTATIVE OF THE
84th Legislative District
so help me God.

FORD CARR

Subscribed and Sworn to, or Affirmed, before me this 30th day of September, 2022.

SCOTT SCHWAB
Secretary of State
State of Kansas

I, KAREN A. CLOWERS, Notary Public – State of Kansas, hereby certify that Carl Maughan was appointed by the Governor, October 27th, 2022, to fill the vacancy created by the resignation of Steven Huebert, State Representative for the 90th Legislative District.

Representative-elect Maughan came forward, took and subscribed, or affirmed his oath of office, administered by Notary Public – State of Kansas, KAREN A. CLOWERS as follows:

STATE OF KANSAS, COUNTY OF SHAWNEE, SS:

I do solemnly swear, or affirm, that I will support the Constitution of the United

DECEMBER 5, 2022

5

States, and the Constitution of the State of Kansas, and will faithfully discharge the duties of the office of

KANSAS STATE REPRESENTATIVE OF THE
90th Legislative District
so help me God.

CARL MAUGHAN

Subscribed and Sworn to, or Affirmed, before me this 27th day of October, 2022.

KAREN A. CLOWERS
Notary Public
State of Kansas

Journal of the House

FIRST DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, January 9, 2023, 2:00 p.m.

This being the day fixed by the Constitution of the State of Kansas for the assembling of the 2023 session of the legislature, the House of Representatives was called to order at 2:00 p.m. by Scott Schwab, Secretary of State.

Secretary of State, Scott Schwab, announced the appointment of Susan Kannarr as temporary Chief Clerk of the House.

I, SCOTT SCHWAB, Secretary of State, do hereby certify that the following persons were elected members of the House of Representatives of the State of Kansas for a two-year term beginning on the second Monday of January, A.D. 2023.

IN TESTIMONY WHEREOF, I hereto set my hand and cause to be affixed my official seal. Done at the city of Topeka this 1st day of December, A.D. 2022.

SCOTT SCHWAB
Secretary of State

Members of the House of Representatives were then called in blocks of ten, came forward, took and subscribed, or affirmed, to their respective oaths of office, administered to them by Chief Justice Marla Luckert, Kansas Supreme Court as follows:

State of Kansas, County of Shawnee,ss:

We and each of us, do solemnly swear or affirm, that we will support the constitution of the United States and the constitution of the State of Kansas, and faithfully discharge the duties of the office of Representative of the State of Kansas, so help me God.

District

1st Michael Houser
2nd Kenneth (Ken) Collins
3rd Charles (Chuck) Smith
4th Trevor Jacobs
5th Carrie Barth
6th Samantha M. Poetter Parshall
7th Dan Goddard
8th Chris Croft
9th Fred Gardner
10th Christina Haswood
11th Ron Bryce
12th Doug Blex

District

13th Duane Droge
14th Dennis Miller
15th Allison Hougland
16th Linda Featherston
17th Jo Ella Hoye
18th Cindy Neighbor
19th Stephanie Sawyer Clayton
20th Mari-Lynn Poskin
21st Jerry Stogsdill
22nd Lindsay Vaughn
23rd Susan Ruiz
24th Jarrod Ousley

District

25th Rui Xu
 26th Adam T. Thomas
 27th Sean Edward Tarwater, Sr.
 28th Carl Turner
 29th Heather Meyer
 30th Laura Williams
 31st Louis E. Ruiz
 32nd Pam Curtis
 33rd Mike Thompson
 34th Valdenia C. Winn
 35th Marvin S. Robinson II
 36th Lynn Melton
 37th Melissa Oropeza
 38th Timothy H. Johnson
 39th Owen Donohoe
 40th David Buehler
 41st Pat Proctor
 42nd Lance W. Neely
 43rd Bill Sutton
 44th Barbara W. Ballard
 45th Mike Amyx
 46th Dennis "Boog" Highberger
 47th Ronald B. Ellis
 48th Dan Osman
 49th Brad Boyd
 50th Fred C. Patton
 51st Kenny Titus
 52nd Jesse Borjon
 53rd Kirk R. Haskins
 54th Ken Corbet
 55th Tobias Schlingensiepen
 56th Virgil Weigel
 57th John Alcalá
 58th Vic Miller
 59th Rebecca Schmoe
 60th Mark Schreiber
 61st Francis Awerkamp
 62nd Randy Garber
 63rd John R. Eplee
 64th Lewis (Bill) Bloom
 65th Jeff Underhill
 66th Sydney Carlin
 67th Mike Dodson
 68th Nathan (Nate) Butler
 69th Clarke Sanders
 70th Scott Hill

District

71st Steven K. Howe
 72nd Avery Anderson
 73rd Les Mason
 74th Stephen Owens
 75th Will Carpenter
 76th Eric L. Smith
 77th Kristey S. Williams
 78th Robyn R. Essex
 79th Webster T. Roth
 80th Bill Rhiley
 81st Blake Carpenter
 82nd Leah Howell
 83rd Henry Helgersen
 84th Ford Carr
 85th Patrick A. Penn
 86th Silas Miller
 87th Susan Oliver Estes
 88th Sandy Pickert
 89th KC Ohaebosim
 90th Carl Maughan
 91st Emil M. Bergquist
 92nd John Carmichael
 93rd Brian Bergkamp
 94th Leo G. Delperdang
 95th Tom Sawyer
 96th Tom Kessler
 97th Nick Hoheisel
 98th Cyndi Howerton
 99th Susan Humphries
 100th Daniel Hawkins
 101st Joe Seiwert
 102nd Jason Probst
 103rd Angela Martinez
 104th Paul M. Waggoner
 105th Brenda Landwehr
 106th Lisa M. Moser
 107th Susan L. Concannon
 108th Brandon Woodard
 109th Troy L. Waymaster
 110th Ken Rahjes
 112th Tory Marie Blew
 113th Brett Fairchild
 114th Michael Murphy
 115th Gary White
 116th Kyle D. Hoffman
 117th Adam Turk

District

118th Jim Minnix
 119th Jason W. Goetz
 120th Adam Smith
 121st John Resman

District

122nd William Clifford
 123rd Bob Lewis
 124th David Younger
 125th Shannon Francis

Nominations being in order for speaker, Rep. K. Williams nominated Rep. Dan Hawkins for Speaker of the House. There being no further nominations, Rep. Miller moved that the nominations be closed, and that a temporary clerk be instructed to cast a unanimous ballot for Rep. Hawkins as speaker of the House of Representatives. The motion prevailed.

Secretary of State Scott Schwab requested Rep. Hawkins to approach the bar for the oath of office.

Speaker-elect Hawkins subscribed to the following oath of office, which was administered by Chief Justice Luckert.

State of Kansas, County of Shawnee,ss:

I do solemnly swear that I will support the constitution of the United States and the constitution of the State of Kansas, and faithfully discharge the duties of the office of Speaker of the House of Representatives, so help me God. Subscribed and sworn to before me this 9th day of January, 2023.

MARLA LUCKERT

Chief Justice of the Supreme Court

Speaker Hawkins addressed the following remarks to the members of the House:

The biggest thing I can say today is Thank You.

First off to my family. My wife Diane. My daughters Hannah and Hayley. There is no greater honor than being Diane's husband and Hannah and Hayley's dad. Just like everyone in this body, I have to spend a lot of time away from home. It wouldn't be possible without the support of our families.

I also need to say thank you to every one of you for the honor of serving as House Speaker. The trust you've placed in me is truly overwhelming.

Another Thank You to the people of the 100th House District. While being in leadership brings a number of other commitments, I also remain firmly committed to my friends and constituents back home.

I'd like to give a special thanks to these gentlemen sitting above and behind me. We're honored to be joined today by six former House Speakers. Ron Ryckman, Ray Merrick, Mike O'Neal, Doug Mays, Kent Glasscock, and Tim Shallenburger. Gentlemen, thank you for being here today and for your service to our state. Every day that I walk into the House chambers and see the photos of previous Speakers hanging on the wall it is a reminder of the great responsibility that comes with this position.

Finally, I want to thank the staff that makes the legislature run. The people's business does not get done without the work of the staff in this building. Without the clerks, the revisors, research, legislative services, capital police, the door men, and the men and women who keep this building clean we would not have a functioning legislature. I

want to thank them as well as my own staff for all of the work they do.

Today is not the day for political speeches. There will be plenty of time for disagreements and debate in the coming months. Today, I want to focus on what we do agree on. Kansas faces serious issues. The economy. The cost of living. The future of water in our state. Issues with our foster care system.

The people of Kansas expect their legislature to take a serious approach to these serious problems. Over the next two years my pledge is to create an environment in the House where we can work together to find those solutions.

We will work across the aisle when we can. We will disagree strongly but respectfully when we must. But in the end our focus will be on serious, long term solutions for our constituents.

There was a time when Kansas was a trendsetter. I think by working together we can be that way again. There is a better way to do things. A way focused on solutions. Let's call it the Kansas way.

God Bless you all and now let's get to work.

Speaker Hawkins was presented the gavel by Secretary of State, Scott Schwab, and assumed the chair.

Speaker Hawkins announced the appointment of Susan Kannarr as Chief Clerk; Foster Chisolm as Sergeant-at-Arms and Eunice Brubaker as House Chaplain of the House of Representatives.

Nominations being in order for speaker pro tem, Rep. K. Williams nominated Rep. Blake Carpenter for Speaker pro tem of the House of Representatives. There being no further nominations, Rep. Winn moved that the nominations be closed, and that the clerk be instructed to cast a unanimous ballot for Rep. Carpenter as speaker pro tem of the House of Representatives. The motion prevailed.

Speaker Hawkins requested Rep. Carpenter to approach the bar for the oath of office. Speaker pro tem-elect Carpenter subscribed to the following oath of office, which was administered by Chief Justice Luckert.

State of Kansas, County of Shawnee,ss:

I do solemnly swear that I will support the constitution of the United States and the constitution of the State of Kansas, and faithfully discharge the duties of the office of Speaker pro tem of the House of Representatives, so help me God. Subscribed and sworn to before me this 9th day of January, 2023.

MARLA LUCKERT
Chief Justice of the Supreme Court

Speaker pro tem Carpenter addressed the following remarks to the members of the House:

Thank you, Mr. Speaker. Thank you, Chief Justice Luckert, for your participation today; thank you to all of the family members who made the trip to the capitol today to support your loved ones as they are about to embark on this journey, and thank you, Body, for allowing me to be your Speaker Pro Tempore.

And finally, thank you to my family and my wife, Cziara, for all the support and grace she has given me while serving in public office. I could not do this without her support and understanding, which is the story for many of us regarding our spouses.

In our Body, two Constitutional positions exist the Speaker and the Speaker Pro Tempore. While the majority party initially elected me, we just held another vote that both parties cast so that I could serve in this position. This means working with this side of the chamber and this side of the chamber to achieve the best policies for Kansans. Over the next two years, we will agree on many issues and passionately disagree on others. We cannot let our disagreements tear down our bonds as Kansans and neighbors. After we lay down our spears and the day's battle is concluded, find a legislator you disagree with and grab a coffee or exchange a friendly word, even when it is hard. Because although you may have been against each other today, you may be with each other tomorrow.

To the new legislators, there will be times in which you feel like a ship being tossed about on an ocean with all the unique intricacies this job has and that you must learn quickly. Find a safe harbor in your friends, mentors, and constituents. Allow them to be your lighthouse and guide you. Without these individuals, this task becomes far greater, and as time passes, the waves will get higher and higher, and this is when you will need those safe harbors to help you through the storms. Don't weather it alone. Things lurk in the depths that will try and throw you off track. Remember, your constituents placed you in these seats, and it is those individuals you serve, not those with special interests.

There is a quote from Ralph Waldo Emerson that I want to share with you: "To leave the world a bit better, whether by a healthy child, a garden patch, or a redeemed social condition; to know that even one life has breathed easier because you have lived — that is to have succeeded." I challenge each of us to leave Kansas better than we found it by the end of this term so that future generations can continue to achieve the American Dream, the Kansas Dream.

We are One Nation Under God, and in God We Trust. And I will continue to trust in Him, for all glory and power is His now and forever. Thank you all so very much. May God bless you and the great state of Kansas.

Speaker Hawkins asked for announcements from party caucuses.

Rep. K. Williams stated that the majority (Republican) party had met and elected the following officers:

- Majority Leader, Chris Croft
- Assistant Majority Leader, Les Mason
- Majority Whip, Susan Estes
- Caucus Chair, Kristey Williams

Rep. Croft addressed the following remarks to members of the House:

To begin my comments, I would like to thank my wife, Connie. Connie has been by my side for nearly 40 years and I would not be in this position today without her love, support, and encouragement along the way. Thank you, you are the best. I love you.

Four years ago, following 30 years of service in the Army, I began my journey in the Kansas House. In this chamber, I am surrounded by some extraordinary people who

seek to positively impact the lives of others. I am incredibly honored to be selected by my colleagues to serve as the Kansas House Majority Leader. This is a responsibility that I will never take lightly.

Together, we will work tirelessly to build an agenda to elevate all Kansans who rely on us to deliver concrete solutions that impact their lives. We will strive for an education plan that satisfies both parents and teachers while producing better outcomes for our kids and grandkids. We will check rising inflation, get Kansans back to work, and empower taxpayers by ensuring they get to keep more of their hard-earned money. We will support those that provide for our basic health and safety. Kansas is a great place to live, it's a great place to raise a family, and it's a great place for the fundamental rights of life, liberty, and the pursuit of happiness to thrive.

We are one team focused on securing our way of life now and in the future. We are ready to get to work for you.

One Team!

Thank you, Mr. Speaker.

Rep. Ballard stated that the minority (Democrat) party had caucused and elected the following officers:

- Minority Leader, Vic Miller
- Assistant Minority Leader, Valdenia Winn
- Minority Whip, Stephanie Sawyer Clayton
- Agenda Chairperson, Jerry Stogsdill
- Caucus Chairperson, Barbara W. Ballard
- Policy Chairperson, Christina Haswood

Rep. Vic Miller addressed the following remarks to members of the House:

To my colleagues on my left, let me say that I treasure the trust you have placed in me (or at least the half of you that did so). I will repeat what I told you previously. Of the many titles I have been blessed with over the course of my life, I value this latest one the most.

I vow to do all that I can to prove myself worthy.

There will be times in this building that the numbers we are up against seem overwhelming. Don't let that deter you. Keep reminding yourself of the struggles so many of our neighbors live with in their everyday lives. Remember that they are counting on us to persevere, to carry their message and do all we can with the power they have given us to lighten their load.

Now, to all of you.

A few years back as a group of people I knew were relaxing from a hard day at work, I made reference to one of the gentlemen among us as a friend. I was a bit taken aback when he stopped me and told me we weren't friends—we were acquaintances. After recovering from the initial shock of such a statement and upon quiet reflection, I had to agree with him.

His point was a good one. Obtaining the status of friend is no small achievement and we should not use such a word loosely. His simple point, however, reached way beyond

the moment. Those of us in this chamber need to constantly remind each other and ourselves that words have meaning and consequence and we must choose them wisely, carefully and diplomatically.

We all bring to this body matters we are passionate about. However, we need to make sure our passions are tempered by reason and a degree of calm. And, just as importantly, we need to be quick to apologize when our emotions get the better of our words and argument.

That being said, Mr. Speaker, I look forward to the many times in the months ahead that I'm sure we will disagree on matters of policy and procedure. But among my many goals in this new position that I enjoy, is that after two years of being your worthy adversary we can look each other in the eye and say that we have become friends.

God bless every member of this chamber, God bless the Kansas Senate, God bless our beloved Governor and God bless the State of Kansas and all of her people.

The roll was called with 124 members present.

Representative-elect Wasinger was excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Dear Almighty God,
 thank You for this day and its blessings
 You have given us.
 Your Word begins with these words:
 "In the beginning, God."
 This tells us that You are eternal—
 always have been, always is, and always will be.
 And it tells us that You are ever present.
 As we start with the beginning of this new session,
 help our leaders to understand that You are present
 each and every day.
 Help us to put aside our egos, personal agendas and ambitions,
 even out political parties
 and turn to You for Your wisdom, direction and will
 in all the decisions to be made.
 This I pray in Your magnificent Name, Amen.

The Pledge of Allegiance was led by Rep. Blex.

COMMUNICATIONS FROM STATE OFFICERS

Dear Mr. Speaker:

This letter is to advise you that the Office of Chief Clerk has received the following communications during the interim since adjournment of the 2022 Regular Session of the Legislature:

From James R. Hubbard, Attorney, in accordance with K.S.A. 19-5005(e) the Johnson County Educational Research Triangle Authority Annual Report.

From Scott W. Miller, Director of Investments, in compliance with K.S.A. 75-4222(h), the Annual Report of the Pooled Money Investment Board for Fiscal Year 2022.

From Shanna Hailey, Mental Health Education Program, Special Education and Title Services, Information Relating to School Safety and Security.

From John Calvert, Director of Safe and Secure Schools Unit and Kent Reed, School Counseling Consultant, Climate and Culture Integration, in accordance with K.S.A. 72-6143(i) the Juvenile Justice and Education Annual Report for 2022-23.

From Craig Neuenswander, Deputy Commissioner of Education. According to K.S.A. 72-5462(f) information on capital improvement state aid requests since July 1, 2016.

From Marty Long, a letter of resignation from his position as Representative for District 124. This position remained unfilled.

From Joe Newland, a letter of resignation from his position as Representative for District 13. This position remained unfilled.

From Jesse Burris, a letter of resignation from his position as Representative for District 82. This position remained unfilled.

From Bradley C. Ralph, a letter of resignation from his position as Representative for District 119. This position remained unfilled.

From the Office of Governor Laura Kelly:

Executive Directive No. 22-552, Authorizing Personnel Transactions and Authorizing Expenditure of Federal Funds.

Executive Directive No. 22-553, Authorizing Personnel Transactions and Authorizing Expenditure of Federal Funds

Executive Directive No. 22-554, Authorizing Personnel Transactions.

Executive Directive No. 22-555, Authorizing Expenditure of Federal Funds.

Executive Directive No. 22-556, Authorizing Expenditure of Federal Funds.

Executive Directive No. 22-557, Authorizing Personnel Transactions.

Executive Directive No. 22-558, Authorizing Expenditure of Federal Funds.

Executive Directive No. 22-559, Authorizing Expenditure of Federal Funds.

Executive Directive No. 22-560, Authorizing Personnel Transactions and Authorizing Expenditure of Federal Funds.

Executive Directive No. 22-561, Authorizing Expenditure of Federal Funds.

Executive Directive No. 22-562, Authorizing Personnel Transactions.

Executive Directive No. 22-563, Authorizing Expenditure of Federal Funds.

Executive Order 22-06, Proclaiming states of drought for all Kansas counties.

Executive Order 22-07, Establishing the Office of Registered Apprenticeship.

Executive Order 22-08, Proclaiming states of drought for all Kansas counties.

Executive Order 22-09, Conditional and Temporary Relief from Certain Motor Carrier Rules and Regulations.

Executive Order 22-10, Prohibiting Use of TikTok on State-Owned Devices and Networks.

The complete reports are kept on file and open for inspection in the office of the Chief Clerk.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Croft, **HR 6001**, by Reps. Hawkins, Croft and V. Miller, as follows, was introduced and adopted:

HOUSE RESOLUTION NO. **HR 6001**—

A RESOLUTION providing for the organization of the House of Representatives for the 2023 session of the Legislature.

Dan Hawkins, speaker,
 Blake Carpenter, speaker pro tem,
 Chris Croft, majority leader,
 Vic Miller, minority leader,
 Susan Kannarr, chief clerk,
 Foster Chisholm, sergeant at arms,
 and awaits the pleasure of the Senate.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Croft, **HR 6002**, by Reps. Hawkins, Croft and V. Miller, as follows, was introduced and adopted:

HOUSE RESOLUTION NO. **HR 6002**—

A RESOLUTION assigning seats in the House of Representatives for the 2023 session.

Be it resolved by the House of Representatives of the State of Kansas: That the speaker be assigned seat No. 2; the speaker pro tem be assigned seat No. 1; the majority leader be assigned seat No. 3; the minority leader be assigned seat No. 4; and the remaining members of the house be assigned the following seats: Alcalá 53, Amyx 49, Anderson 60, Averkamp 46, Ballard 30, Barth 65, Bergkamp 25, Bergquist 101, Blew 45, Blex 85, Bloom 114, Borjon 79, Boyd 50, Bryce 86, Buehler 96, Butler 105, Carlin 31, Carmichael 33, Carpenter, W. 10, Carr 52, Clifford 44, Collins 94, Concannon 8, Corbet 125, Curtis 16, Delperdang 27, Dodson 83, Donohoe 121, Droge 116, Ellis 124, Eplee 61, Essex 98, Estes 80, Fairchild 111, Featherston 71, Francis 23, Garber 110, Gardner 119, Goddard 41, Goetz 47, Haskins 68, Haswood 32, Helgerson 87, Highberger 36, Hill 89, Hoffman 113, Hoheisel 59, Hougland 34, Houser 112, Howe 84, Howell 103, Howerton 122, Hoyer 28, Humphries 63, Jacobs 107, Johnson 62, Kessler 26, Landwehr 77, Lewis 106, Martinez 74, Mason 118, Maughan 39, Melton 75, Meyer 72, Miller, D. 73, Miller, S. 57, Minnix 21, Moser 100, Murphy 99, Neelly 95, Neighbor 48, Ohaebosim 6, Oropeza 55, Osman 69, Ousley 35, Owens 9, Patton 37, Penn 42, Pickert 104, Poetter Parshall 81, Poskin 70, Probst 58, Proctor 93, Rahjes 40, Resman 97, Rhiley 109, Robinson 54, Roth 117, Ruiz, L. 18, Ruiz, S. 51, Sanders 92, Sawyer 13, Sawyer-Clayton 14, Schlingensiepen 88, Schmoie 102, Schreiber 38, Seiwert 115, Smith, A. 11, Smith, C. 66, Smith, E. 120, Stogsdill 15, Sutton 82, Tarwater 19, Thomas 12, Thompson 67, Titus 22, Turk 91, Turner 78, Underhill 123, Vaughn 17, Waggoner 90, Wasinger 64, Waymaster 7, Weigel 76, White 24, Williams, K. 20, Williams, L. 43, Winn 5, Woodard 56, Xu 29, Younger 108.

The first three seats north of the center aisle in the last row are reserved for the sergeants at arms.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Croft, **HR 6003**, by Reps. Hawkins, Croft and V. Miller, as follows, was introduced and adopted:

HOUSE RESOLUTION NO. **HR 6003**—

A RESOLUTION providing temporary rules of the House of Representatives for the 2023 session until permanent rules are adopted.

Rule 1101. Standing Committees; Names and Members. (a) The standing committees of the House shall be the following and have the number of members indicated for each:

- 1. Agriculture and Natural Resources 17
- 2. Appropriations 23
- 3. ~~Children and Seniors~~ Child Welfare and Foster Care 13
- 4. Calendar and Printing 6
- 5. Commerce, Labor and Economic Development ~~23~~ 17
- 6. Corrections and Juvenile Justice 13
- 7. Education 17
- 8. Elections 13
- 9. Energy, Utilities and Telecommunications 17
- 10. Federal and State Affairs 23
- 11. Financial Institutions and ~~Rural Development~~ Pensions 17
- 12. Health and Human Services 17
- 13. Insurance ~~and Pensions~~ 17
- 14. Interstate Cooperation 7
- 15. Judiciary 17
- 16. Legislative Modernization 17
- 17. Local Government 13
- ~~17.~~ 18. Rules and Journal 7
- ~~18. Redistricting~~ 17
- 19. Taxation 23
- 20. Transportation 17
- 21. Veterans and Military 13
- 22. Water 17
- 23. Welfare Reform 13

(b) The house standing committee on commerce and economic development shall constitute the successor committee to the house standing committee on economic development and tourism, the house standing committee on tourism and the house standing committee on tourism and parks for purposes of references in statutory or other documents. The house standing committee on commerce and economic development shall constitute the successor committee to the house standing committee on commerce and labor, the house standing committee on economic development and the house standing committee on new economy for purposes of references in statutory or other documents. The house standing committee on agriculture and natural resources shall constitute the successor committee to the house standing committee on environment for purposes of references in statutory or other documents. The house standing committee on insurance and the house standing committee on financial institutions shall constitute the successor committees to the house standing committee on insurance and financial institutions for purposes of references in statutory or other documents. The house standing committee on commerce, labor and economic development shall constitute the successor committee to the house standing committee on commerce and economic

development for purposes of references in statutory and other documents. The house standing committee on energy and environment and the house standing committee on utilities and telecommunications shall constitute the successor committees to the house standing committee on energy and utilities for purposes of references in statutory and other documents. The house standing committee on agriculture shall constitute the successor committee to the house standing committee on agriculture and natural resources for purposes of references in the following Kansas statutes: K.S.A. 2016 Supp. 2-3805 and 76-4,112. The house standing committee on agriculture shall constitute the successor committee to the house standing committee on energy and environment for purposes of references in the following Kansas statute: K.S.A. 2016 Supp. 66-1285 and shall constitute the successor committee to the house standing committee on utilities and communications for purposes of references in statutory and other documents. The house standing committee on financial institutions and pensions shall constitute the successor committee to the house standing committee on financial institutions and the house standing committee on pensions and benefits for purposes of references in statutory or other documents. The house standing committee on government, technology and security shall constitute the successor committee to the house standing committee on veterans, military and homeland security for purposes of references in the following Kansas statutes: K.S.A. 74-2012 and K.S.A. 2016 Supp. 75-5156 and 75-5158. The house standing committee on veterans and military shall constitute the successor committee to the house standing committee on veterans, military and homeland security for purposes of references in statutory or other documents except for references in the following Kansas statutes: K.S.A. 74-2012 and K.S.A. 2016 Supp. 75-5156 and 75-5158. The house standing committee on water and environment shall constitute the successor committee to the house standing committee on energy and environment for purposes of references in the following Kansas statutory documents: 65-3407c. The house committee on general government budget shall constitute the successor committee to the house standing committee on government technology and security for purposes of references in the following statutes: K.S.A. 74-2012 and K.S.A. 2018 Supp. 75-5156 and 75-5158. The house standing committee on energy, utilities and telecommunications shall constitute the successor committee to the house standing committee on water and environment for purposes of references in statutory and other documents and in K.S.A. 65-3407c. For purposes of references in statutes and other documents, the House standing Committee on Insurance and Pensions shall constitute the successor committee to the House standing Committee on Financial Institutions and Pensions for pension matters, the House standing Committee on Financial Institutions and Rural Development shall constitute the successor committee to the House standing Committee on Rural Revitalization for rural development matters and the House standing Committee on Water shall constitute the successor committee to the House standing Committee on Energy, Utilities and Telecommunications for water matters. *For purposes of references in statutes and other documents, the House standing Committee on Agriculture and Natural Resources shall constitute the successor committee to the House standing Committee on Agriculture. For purposes of references in K.S.A. 46-3901 and other statutes and other documents, the House standing Committee on Child Welfare and Foster Care shall constitute the successor committee to the House standing Committee on Children and Seniors. For purposes of references in statutes and other documents, the House standing Committee on Financial*

Institutions and Pensions shall constitute the successor committee to the House standing Committee on Financial Institutions and Rural Development. For purposes of references in statutes and other documents, the House standing Committee on Insurance shall constitute the successor committee to the House standing committee on Insurance and Pensions for insurance matters and the House standing committee on Financial Institutions and Pensions shall constitute the successor committee to the House standing Committee on Insurance and Pensions for pension matters.

Be it further resolved: That Rule 1105 of the 2021-2022 biennium shall be amended to read as follows and shall constitute a temporary rule of the House until a permanent rule is adopted:

Rule 1105. Budget Committees. (a) There is hereby created the following budget committees of the committee on appropriations, which shall have the number of members indicated for each:

1. Agriculture and natural resources budget 9
2. General government budget 9
3. Higher education budget 9
4. K-12 education budget 13
5. Legislative budget ~~8~~ 9
6. Social services budget 9
7. Transportation and public safety budget 9

(b) Members of the budget committees are not required to be members of the committee on appropriations. The Speaker shall appoint the members, chairpersons and vice chairpersons of the budget committees. The Speaker may remove or replace any such chairperson, vice chairperson or member at any time.

(c) Budget committees shall be advisory to and make recommendations to the committee on appropriations regarding matters referred to the budget committee by the committee on appropriations. A budget committee is authorized to introduce bills or resolutions within the subject matter of the budget committee. Except as otherwise provided in this rule, budget committees shall be deemed to be standing committees under the rules of the House of Representatives. Budget committee meetings are subject to the Kansas open meetings act, K.S.A. 75-4317a et seq., and amendments thereto.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. **HR 6004**—

By Representatives Hawkins, Croft and V. Miller

HR 6004—A RESOLUTION adopting the permanent rules of the House of Representatives for the 2023-2024 biennium.

Be it resolved by the House of Representatives of the State of Kansas: The following rules shall be the permanent rules of the House of Representatives for the 2023-2024 biennium.

RULES OF THE HOUSE OF REPRESENTATIVES
2023-2024

ARTICLE 1. HOUSE SESSIONS; GENERAL OPERATION

Rule 101. Time of Meeting. The hour of meeting on the first day of each regular

session shall be at 2:00 p.m., and on other days, shall be the hour set at adjournment on the previous legislative day except that if no hour of meeting is set at adjournment on the previous legislative day, the hour of meeting shall be 11:00 a.m. No hour of meeting on any day of the session shall be set prior to 8:00 a.m., and no meeting on any day of the session may continue after 12 midnight, except when a question is under consideration, the meeting may continue until the question is disposed. No meeting may take place between the hours of 12 midnight and 8:00 a.m. on any day of the session.

Rule 102. Speaker Taking Chair. The Speaker shall take the chair each day, at the hour to which the House has adjourned. The Speaker shall call the House to order and proceed to business in accordance with the Rules of the House.

Rule 103. First Business. The first business each legislative day shall be the taking of the roll, the taking of roll shall be followed by prayer and the prayer shall be followed by the recitation of the pledge of allegiance to the flag of the United States of America led by a member designated by the Speaker.

Rule 104. Order of Business. (a) The regular order of business each legislative day, except on days and at times set apart for the consideration of special orders and except as provided by the joint rules of the House and Senate, shall be as follows:

- (1) Introduction and reference of bills and concurrent resolutions.
 - (2) Reports of select committees.
 - (3) Receipt of messages from the Governor.
 - (4) Communications from state officers.
 - (5) Messages from the Senate.
 - (6) Introduction and notice of original motions and house resolutions.
 - (7) Consideration of motions and house resolutions offered on a previous day.
 - (8) The unfinished business before the House at the time of adjournment on the previous day.
 - (9) Consent calendar.
 - (10) Final Action on bills and concurrent resolutions.
 - (11) Bills under consideration to concur and nonconcur.
 - (12) General Orders.
 - (13) Reports of standing committees.
- (b) The presentation of petitions shall be a special order of business on Friday of each week immediately preceding the regular order of business.

Rule 105. Members Excused from Attendance. Members may be excused from attendance on any legislative day by the Speaker for the following reasons and such reasons shall be shown in the Journal: (1) Verified illness; (2) legislative business; and (3) excused absence by the Speaker.

Rule 106. Introduction of Guests. Except when permission has been given by the Speaker before taking the chair, no guests in the gallery shall be introduced to the House.

Rule 107. Session Proforma. (a) The House of Representatives may meet from time to time for the sole purpose of processing routine business of the House of Representatives. These sessions shall be known as Session Proforma.

(b) Time of Meeting. Session Proforma shall be announced at least one legislative day in advance with the hour for meeting Proforma set on the previous legislative day.

(c) Order of Business. The only orders of business that may be considered during Session Proforma are:

- (1) Introduction and reference of bills and concurrent resolutions.
- (2) Receipts of messages from the Governor.
- (3) Communications from State Officers.
- (4) Messages from the Senate.
- (5) Reports of Standing Committees.
- (6) Presentation of Petitions.
- (d) Motions. No motion shall be in order other than the motion to adjourn.
- (e) Objections. Any objection by any member shall require the Session Proforma to adjourn to the next day, Saturday and Sunday excluded, at 11:00 a.m.
- (f) Quorum and Roll. There shall be no requirement for a quorum or taking of the roll. No demand for a roll call for a quorum shall be in order.
- (g) Effect on Certain Rules. If a legislative day referred to in Rule 1309, 1503, 1505, 2303, 2705 or 3705 occurs on a legislative day which is also the day on which a Session Proforma is held, the term "legislative day" as used in such rule means the next legislative day subsequent to the legislative day on which the Session Proforma is held.

Rule 108. Rulings on Germaneness, Division of Amendments, Points of Order and Procedural Motions. Any member, upon recognition by the presiding officer, may request a ruling upon the germaneness of any amendment to a bill or resolution, the division of an amendment to a bill or resolution, a point of order or a procedural motion. Any such ruling shall be made by the chairperson of the House Committee on Rules and Journal, or in the absence of the chairperson the vice chairperson of the Committee. At the time of making such ruling, the chairperson, or vice chairperson, shall state the reasons or basis for such ruling. Appeals from rulings of the chairperson, or vice chairperson, may be taken upon the motion of any member. Such appeals shall be in order at the time of the making of the ruling and shall take precedence over any question pending at the time the chairperson, or vice chairperson, makes such ruling.

Appeals from rulings on questions of germaneness of an amendment shall be debatable only by the member making the motion to amend which is the subject of the ruling, the member carrying the measure sought to be amended, the Majority Leader or a member designated by the Majority Leader and the Minority Leader or a member designated by the Minority Leader. Appeals from rulings on requests for division of an amendment shall be debatable only by the member requesting division of the motion to amend, the member making the motion to amend which is the subject of the ruling, the member carrying the measure sought to be amended, the Majority Leader or a member designated by the Majority Leader and the Minority Leader or a member designated by the Minority Leader. Appeals from rulings on a point of order or procedural motion shall be debatable only by the member raising the point of order or making the procedural motion which is the subject of the ruling, the member appealing the ruling, the Majority Leader or a member designated by the Majority Leader and the Minority Leader or a member designated by the Minority Leader. Each member may speak no more than two minutes. Debate shall be limited to the question of the ruling of the chairperson, or vice chairperson, and, in the case of division of an amendment, shall be limited as provided in Rule 2105.

At the conclusion of debate the presiding officer shall inquire: "Shall the chairperson's (or vice chairperson's) ruling be sustained?"

ARTICLE 3. QUORUM

Rule 301. Quorum, What Constitutes. A majority of all members then elected (or

appointed) and qualified shall constitute a quorum. In the absence of a quorum no business shall be transacted by the House, except as provided in Rule 107, 302 and 303 or to recess or adjourn.

Rule 302. Absence of Quorum. In the absence of a quorum during any session of the House, the members present may do what is necessary to attain a quorum. In the absence of a quorum while in the committee of the whole, the committee shall rise and report. Reprimand, censure or expulsion may be imposed as provided by Article 49 when there is found to be no sufficient excuse for absence of a member.

Rule 303. Roll Call to Determine Quorum. A roll call shall be taken to determine the existence of a quorum on demand of any member. The result of each roll call to ascertain a quorum shall be recorded in the Journal by statement of the total number present, naming only the absentees.

ARTICLE 5. CONDUCT IN THE HOUSE CHAMBER

Rule 501. Admission to Floor. (a) During daily sessions, from the time of convening until adjournment to the following legislative day, only the following classes of persons shall be admitted to the floor of the House, the cloakrooms to the east of the house chamber and the hallway at the west of the house chamber: (1) Members of the Legislature; (2) officers and employees of the legislative branch who are properly identified; (3) persons having permits from the Speaker; (4) infants or children who are being breastfed by their mother who is a member of legislature.

(b) No person who is an officer or employee of the executive or judicial branch of Kansas government or an employee of the federal government shall be admitted to the area of the chamber on which legislators' desks are located during the time the House of Representatives is in session, except as provided by resolution, nor shall any such person be on the floor of the House chamber during a call of the House. No person, other than a member, shall lean on the railings on the floor of the House chamber next to the area of the chamber on which legislators' desks are located during any time the House is on final action.

(c) No person registered with the Secretary of State as a lobbyist shall be on the floor of the House chamber 15 minutes before the time of convening the daily session until 15 minutes after adjournment to the following legislative day.

(d) The sergeant at arms shall remove all persons from the floor, except persons authorized under the Rules of the House or a House resolution.

(e) The provisions of this rule shall not be construed to prevent the right of access (through the west hallway) by persons going directly to or returning from the offices of the Speaker and the Majority Leader.

Rule 502. Food and Drink. Members may have food or drink, or both, on their desks in the House chamber only when the member is present at the member's desk.

Rule 503. Galleries. (a) The Speaker may designate that one or both galleries of the House and other areas of the House Chamber be utilized as part of the House Chamber for the purpose of seat assignments, including temporary assignments, to ensure the proper order and conduct of legislative business. In such case, all rules of the House related to the Chamber and floor of the House are applicable to the galleries and other areas of the House Chamber. In such case, no visitors shall be allowed in one or both of the galleries of the House in accordance with such designation. If no such designation is made by the Speaker, the provisions of subsection (b) are applicable.

(b) Visitors shall be allowed in one or both galleries of the House in accordance

with directions to the sergeant at arms from the Speaker. Except for security personnel authorized by the Speaker, the use of telephones and the making of telephone calls in the galleries of the House are prohibited.

Rule 504. Placing Material on Member's Desk. No items or material shall be placed upon the desk of any member of the House unless any such item or material bears the signature and printed name of the member responsible for its distribution. This Rule 504 shall not apply to items or material provided by legislative staff.

Rule 505. Photographic Record of Vote. No photographic or similar record shall be made of the vote of any member upon any measure upon which a division of the assembly has been called.

Rule 506. Wireless Electronic Telecommunications Devices. Except for security personnel authorized by the Speaker, the use of wireless electronic telecommunications devices emitting an audible sound or tone to announce or initiate communications in the House chamber is prohibited during any time the House is in session.

Rule 507. Computer Usage. Computers may be used on the floor of the House chamber only for legislative or personal business during any time the House is in session.

ARTICLE 7. INTRODUCTION OF BILLS AND RESOLUTIONS

Rule 701. Introduction of House Bills and Resolutions. Every House bill or resolution intended to be introduced shall be delivered to the chief clerk. The delivery shall be by a legislator who is a sponsor of the legislation or by a legislator who is the chairperson or vice chairperson of a legislative committee that has authorized the introduction, or by a legislative staff person or another member of the House authorized by such legislator. Such bill or resolution shall contain the name of the legislator or the committee that is the sponsor of the legislation and the name of the person, state or local agency, organization or entity, if any, that requested the bill for introduction by the legislator or committee. In lieu of introduction as provided by this rule, introduction may be as provided by law for prefiled bills and resolutions.

Rule 702. Introduction of Senate Bills and Concurrent Resolutions. Senate bills and concurrent resolutions sent to the House shall be introduced upon reading of the message received by the chief clerk.

Rule 703. Reading of Bills and Resolutions for Introduction. For the purpose of introduction, the chief clerk shall read bills and resolutions by title, except citations of statutes. The Speaker may require any House resolution to be read in full. The name of the sponsor shall be read if there is only one sponsor. If there are two sponsors, both names shall be read. If there are more than two sponsors, the name of the first sponsor shall be read, followed by the words "and others."

Rule 704. Senate Bills and Concurrent Resolutions; Procedure Following Introduction. Following introduction, all Senate bills and Senate concurrent resolutions when in the House shall follow the same procedure as House bills and House concurrent resolutions.

ARTICLE 9. REFERENCE OF BILLS AND RESOLUTIONS

Rule 901. Reference, Generally. (a) On the day of introduction or the following legislative day, the Speaker shall refer each bill to:

- (1) A standing committee,
- (2) a select committee,
- (3) the committee of the whole House,

(4) two or more standing committees separately, or

(5) two or more standing committees jointly.

(b) On the day of introduction or the following legislative day, the Speaker shall refer each concurrent resolution:

(1) In any way that a bill may be referred under subsection (a), if the concurrent resolution is a proposition to amend the Constitution of Kansas, to call a constitutional convention to amend or revise the Constitution of Kansas, to ratify an amendment to the Constitution of the United States, to apply for a United States constitutional convention, or to amend the joint rules of the House and Senate;

(2) if the concurrent resolution is not one of those specified in subpart (1) of this subsection (b), it may be referred in any way that a bill may be referred under subsection (a), or the Speaker may authorize consideration thereof on the day of introduction under the order of business introduction and reference of bills and concurrent resolutions.

(c) On the day of introduction, the Speaker may refer any House resolution (1) in any way that a bill may be referred under subsection (a) or (2) make no reference, except the Speaker shall make any reference required by the Rules of the House.

(d) Bills or resolutions prefiled under K.S.A. 46-801 et seq., and amendments thereto, for the regular session of the legislature held in even-numbered years may be referred by the Speaker to the appropriate committee or the committee of the whole at any time subsequent to the prefiling of such bill or resolution with the chief clerk of the House.

Rule 902. Appropriation Bills. Bills containing more than one item of appropriation shall be referred to the standing committee on appropriations, except that bills introduced by the committee on appropriations may be referred to the committee of the whole House.

Rule 903. Separately Referred Bills and Resolutions. (a) When a bill or resolution has been referred separately to two or more standing committees, each committee shall consider the bill or resolution separately in the order specified by the Speaker.

(b) If the first committee to which a bill or resolution has been separately referred reports the bill or resolution adversely, the bill or resolution shall not be considered by the second committee, unless returned to the second committee by the committee of the whole House in accordance with Rule 1505.

(c) When a bill has been referred separately and the report of the first committee was not adverse, the report of the second committee shall be the report considered by the committee of the whole House.

Rule 904. Jointly Referred Bills and Resolutions. When a bill or resolution is jointly referred, it shall be considered and acted upon at a joint meeting of the two committees. The chairperson of the first committee named in the joint referral shall be the chairperson of the joint committee when considering such bill or resolution.

ARTICLE 11. COMMITTEES; COMPOSITION

Rule 1101. Standing Committees; Names and Members. (a) The standing committees of the House shall be the following and have the number of members indicated for each:

- | | |
|--------------------------------------|----------------------------------|
| 1. Agriculture and Natural Resources | 17 |
| 2. Appropriations | 23 |
| 3. Children and Seniors | Child Welfare and Foster Care 13 |

4. Calendar and Printing	6	
5. Commerce, Labor and Economic Development	23	17
6. Corrections and Juvenile Justice	13	
7. Education	17	
8. Elections	13	
9. Energy, Utilities and Telecommunications	17	
10. Federal and State Affairs	23	
11. Financial Institutions and Rural Development		17
12. Health and Human Services	17	
13. Insurance and Pensions	17	
14. Interstate Cooperation	7	
15. Judiciary	17	
16. Legislative Modernization	17	
17. Local Government	13	
17. 18. Rules and Journal	7	
18. Redistricting	17	
19. Taxation	23	
20. Transportation	17	
21. Veterans and Military	13	
22. Water	17	
23. Welfare Reform	13	

(b) The house standing committee on commerce and economic development shall constitute the successor committee to the house standing committee on economic development and tourism, the house standing committee on tourism and the house standing committee on tourism and parks for purposes of references in statutory or other documents. The house standing committee on commerce and economic development shall constitute the successor committee to the house standing committee on commerce and labor, the house standing committee on economic development and the house standing committee on new economy for purposes of references in statutory or other documents. The house standing committee on agriculture and natural resources shall constitute the successor committee to the house standing committee on environment for purposes of references in statutory or other documents. The house standing committee on insurance and the house standing committee on financial institutions shall constitute the successor committees to the house standing committee on insurance and financial institutions for purposes of references in statutory or other documents. The house standing committee on commerce, labor and economic development shall constitute the successor committee to the house standing committee on commerce and economic development for purposes of references in statutory and other documents. The house standing committee on energy and environment and the house standing committee on utilities and telecommunications shall constitute the successor committees to the house standing committee on energy and utilities for purposes of references in statutory and other documents. The house standing committee on agriculture shall constitute the successor committee to the house standing committee on agriculture and natural resources for purposes of references in the following Kansas statutes: K.S.A. 2016 Supp. 2-3805 and 76-4,112. The house standing committee on agriculture shall constitute the successor committee to the house standing committee on energy and environment for purposes of references in the following Kansas statute: K.S.A. 2016

Supp. 66-1285 and shall constitute the successor committee to the house standing committee on utilities and communications for purposes of references in statutory and other documents. The house standing committee on financial institutions and pensions shall constitute the successor committee to the house standing committee on financial institutions and the house standing committee on pensions and benefits for purposes of references in statutory or other documents. The house standing committee on government, technology and security shall constitute the successor committee to the house standing committee on veterans, military and homeland security for purposes of references in the following Kansas statutes: K.S.A. 74-2012 and K.S.A. 2016 Supp. 75-5156 and 75-5158. The house standing committee on veterans and military shall constitute the successor committee to the house standing committee on veterans, military and homeland security for purposes of references in statutory or other documents except for references in the following Kansas statutes: K.S.A. 74-2012 and K.S.A. 2016 Supp. 75-5156 and 75-5158. The house standing committee on water and environment shall constitute the successor committee to the house standing committee on energy and environment for purposes of references in the following Kansas statutory documents: 65-3407c. The house committee on general government budget shall constitute the successor committee to the house standing committee on government technology and security for purposes of references in the following statutes: K.S.A. 74-2012 and K.S.A. 2018 Supp. 75-5156 and 75-5158. The house standing committee on energy, utilities and telecommunications shall constitute the successor committee to the house standing committee on water and environment for purposes of references in statutory and other documents and in K.S.A. 65-3407c. For purposes of references in statutes and other documents, the House standing Committee on Insurance and Pensions shall constitute the successor committee to the House standing Committee on Financial Institutions and Pensions for pension matters, the House standing Committee on Financial Institutions and Rural Development shall constitute the successor committee to the House standing Committee on Rural Revitalization for rural development matters and the House standing Committee on Water shall constitute the successor committee to the House standing Committee on Energy, Utilities and Telecommunications for water matters. *For purposes of references in statutes and other documents, the House standing Committee on Agriculture and Natural Resources shall constitute the successor committee to the House standing Committee on Agriculture. For purposes of references in K.S.A. 46-3901 and other statutes and other documents, the House standing Committee on Child Welfare and Foster Care shall constitute the successor committee to the House standing Committee on Children and Seniors. For purposes of references in statutes and other documents, the House standing Committee on Financial Institutions and Pensions shall constitute the successor committee to the House standing Committee on Financial Institutions and Rural Development. For purposes of references in statutes and other documents, the House standing Committee on Insurance shall constitute the successor committee to the House standing committee on Insurance and Pensions for insurance matters and the House standing committee on Financial Institutions and Pensions shall constitute the successor committee to the House standing Committee on Insurance and Pensions for pension matters.*

Rule 1102. Committee Appointments. (a) The Speaker shall appoint the members of the standing committees. The Speaker may remove or replace any such committee member at any time.

(b) The Speaker shall appoint the chairperson and vice chairperson of each standing committee. The Speaker may remove or replace any such chairperson or vice chairperson at any time.

Rule 1103. Select Committees. The Speaker may appoint select committees and the chairpersons and vice chairpersons thereof. The Speaker may remove or replace any such chairpersons or vice chairpersons or members of such committees. Select committees shall meet on call of the chairperson or when directed by the Speaker.

Rule 1104. Announce Appointments. All committee appointments shall be announced in open session.

Rule 1105. Budget Committees. (a) There is hereby created the following budget committees of the committee on appropriations, which shall have the number of members indicated for each:

1. Agriculture and natural resources budget 9
2. General government budget 9
3. Higher education budget 9
4. K-12 education budget 13
5. Legislative budget ~~8~~ 9
6. Social services budget 9
7. Transportation and public safety budget 9

(b) Members of the budget committees are not required to be members of the committee on appropriations. The Speaker shall appoint the members, chairpersons and vice chairpersons of the budget committees. The Speaker may remove or replace any such chairperson, vice chairperson or member at any time.

(c) Budget committees shall be advisory to and make recommendations to the committee on appropriations regarding matters referred to the budget committee by the committee on appropriations. A budget committee is authorized to introduce bills or resolutions within the subject matter of the budget committee. Except as otherwise provided in this rule, budget committees shall be deemed to be standing committees under the rules of the House of Representatives. Budget committee meetings are subject to the Kansas open meetings act, K.S.A. 75-4317a et seq., and amendments thereto.

ARTICLE 13. COMMITTEES; PROCEDURE

Rule 1301. Committee Meetings; Time and Place. (a) When the Legislature is in session, standing committees shall meet at the times and place assigned by the Speaker on the call of the chairperson.

(b) Also, when the Legislature is in session, a standing committee shall meet upon written request of three members of the committee. Such a request shall be submitted to the Speaker and the chairperson at least one legislative day before the requested time of meeting. The time and place of a meeting under this subsection (b) shall be set by the chairperson with the approval of the Speaker.

Rule 1302. Notice and Agenda for Committee Meetings. The chairperson shall provide notice of meetings and an agenda or agenda information to committee members, the chief clerk and the public. The chief clerk shall include in the calendar such information as is practical.

Rule 1303. Duties of Committee Chairperson. The principal duties of the chairperson of a standing committee are:

- (a) To preside over meetings of the committee and to put all questions;
- (b) to maintain order and decide all questions of order subject to appeal to the

committee;

(c) to supervise and direct staff of the committee;

(d) to keep, or have the committee secretary keep, subject to the approval of the committee at a subsequent meeting, minutes of meetings which shall include:

(1) The time and place of each meeting of the committee;

(2) the attendance of committee members; and

(3) the names and city and state of residence of persons appearing before the committee and whom each represents; and

(4) when a committee recommends amendments to a bill that strike all sections in the bill subsequent to the enacting clause that contain new or amendatory language and inserts sections that contain new or amendatory language, a notation specifying: (A) The committee that recommended the amendment or amendments; (B) the date the amendment or amendments were recommended; and (C) the bill number of the source bill or bills, if any, that included the inserted sections added to the underlying bill pursuant to the amendment or amendments. Such information contained in this subsection shall also be included in the committee action index;

(e) to prepare and sign reports of the committee and submit them promptly to the chief clerk;

(f) to appoint subcommittees to perform duties on an informal basis; and

(g) to inform the Speaker of any committee activity which caused any member of the committee to be absent during any recorded vote.

Rule 1304. Introduction of Committee Bills and Resolutions. (a) A committee may sponsor bills and resolutions for introduction while the Legislature is in session respecting any matters referred to it. Requests for introduction of bills made before a committee shall be made by a legislator or a person, state or local agency, organization or entity. A legislator whose purpose is to request introduction of a bill on behalf of a person, state or local agency, organization or entity shall state such purpose when making the request. All requests for introduction, when approved by the committee, shall be recorded in the minutes. Unless approved by the Speaker, a standing committee may sponsor bills and resolutions for introduction only within the general subject area assigned to the committee. No standing committee shall originate a bill which is substantially identical with any bill which has been referred to another standing committee, and which is under consideration by such committee.

(b) Requests for bill introductions shall be the first order of business for each committee meeting, except that for committees subject to the committee bill request deadline specified in joint rule 4(c) of the joint rules of the Senate and House of Representatives, until the last day for committee to request bills for introduction in such joint rules. The person making the request shall state for the minutes of the committee such person's name, a short description of the bill, the RS number and the name of the individual or organization on behalf of which the bill is being requested, if any. To be considered, a request must have previously been assigned an RS number by the Office of Revisor of Statutes. Requests for bill introductions shall be deemed accepted as offered unless there is objection by a committee member. Upon objection, a vote of the committee will be required to accept the request for introduction.

Rule 1305. Quorum of a Committee. A quorum shall be present at a meeting for a committee to act officially. A quorum of a committee is a majority of the members of the committee. A quorum of a committee may transact business and a majority of the

quorum, even though it is a minority of the committee, may adopt a committee report.

Rule 1306. Voting in Committees. (a) All final actions by a committee shall be taken at a called meeting while the Legislature is in session. The final action taken shall be recorded in the committee minutes. An individual member's vote may be recorded at the member's request.

(b) The committee chairperson may vote but shall not be required to vote unless the committee is equally divided. If the chairperson's vote makes the division equal, the question shall be lost.

(c) An action formally taken by a committee cannot be altered in the committee except by reconsideration and further formal action of the committee.

(d) A motion to take from the table may be adopted by the affirmative vote of a majority of the members present at any called meeting of the committee.

Rule 1307. Procedure in General. Committee procedure shall be informal, but where any questions arise thereon, the rules or practices of the House are applicable except that the right of a member to speak to any question shall not be subject to the limitations prescribed by Rule 1704. All motions in a committee shall require a second.

Rule 1308. Committee Action on Bills and Resolutions. (a) A committee shall not take action to report a bill out of committee on the same day that the committee holds a hearing on the bill unless the committee approves such action by a two-thirds vote.

(b) A committee may recommend amendments to measures referred to it which are germane to the subject of the measure. Committee recommendations shall be made by committee report to the House. Committee reports shall be signed by the chairperson or other committee members authorized by the committee to make the report, and shall be transmitted to the House not later than the second legislative day following the action of the committee. If a committee recommends amendments to a bill or resolution referred to it that strike all sections in the bill or resolution subsequent to the enacting clause that contain new or amendatory language or resolving clause and inserts sections that contain new or amendatory language, and the bill or resolution was sponsored by an individual member or members, the committee becomes the sponsor of the bill or resolution and the committee name will be printed on the bill as the sponsor.

(c) All committee reports on bills and resolutions shall be recorded in the Journal.

(d) If amendments are pending on a measure when referred to a committee, the amendments accompany the bill and the committee may recommend the adoption or rejection of the amendments already proposed and make further recommendations.

Rule 1309. Motion to Withdraw a Bill or Resolution from a Committee. (a) If a committee does not report on any bill or resolution within 10 legislative days after its reference to the committee, the bill or resolution may be withdrawn from the committee by an affirmative vote of 70 members of the House. Such a motion shall be made in writing, giving the reasons for withdrawal from the committee. Such motion shall be made under the order of business introduction and notice of original motions and House resolutions. Only one bill or resolution may be named in such a motion. The motion shall be read by the chief clerk or the member making the motion and shall be printed in the calendar of the next legislative day under the order of business consideration of motions and House resolutions offered on a previous day. The motion shall be considered on the legislative day following the day it is made. If the motion prevails, the bill or resolution shall be placed on the calendar under the order of business General Orders.

(b) Motions to withdraw a bill or resolution from a committee are not subject to amendment or debate.

(c) The provisions of subsections (a) and (b) of this rule shall not apply to resolutions adopting or amending rules of the House. Resolutions relating to the adoption or the amendment of rules of the House may be withdrawn from the Committee on Rules and Journal at any time by the affirmative vote of 63 members of the House.

Rule 1310. Wireless Electronic Telecommunications Devices. Except for security personnel authorized by the Speaker, the use of wireless electronic telecommunications devices emitting an audible sound or tone to announce or initiate communications in a committee room is prohibited during any time when a committee or subcommittee is in session in the room.

ARTICLE 15. CALENDAR LOCATION OF BILLS AND RESOLUTIONS

Rule 1501. General Orders; Description and Function. Bills, concurrent resolutions and House resolutions reported for further action by the committee to which they were referred and bills and concurrent resolutions referred directly to the committee of the whole shall constitute the General Orders of the calendar of the House. The titles of such bills and resolutions shall appear under the heading General Orders in the order directed by the Speaker and the Majority Leader. The reporting committee and its action on the bill or resolution shall be shown under each bill and resolution. Such bills and resolutions shall be considered by the committee of the whole in the order which they appear on General Orders. The Speaker and the Majority Leader may consult with the Committee on Calendar and Printing in preparing the order of bills and resolutions under this rule.

Rule 1502. Posting of Sequence for Succeeding Day. When the Speaker and the Majority Leader have prepared the sequence of bills and resolutions to appear on General Orders for the succeeding legislative day, a copy of the list giving the number designation of each bill and resolution in the order they are to appear shall be posted near the entrance to the House chamber. No bill or resolution shall appear on General Orders or be considered in the committee of the whole without notice of the same having been announced in the House not later than 4:00 p.m. or prior to adjournment if at a later hour on the previous day.

Rule 1503. Change in the Sequence on General Orders. (a) The order of a bill or resolution on General Orders may be changed by unanimous consent or by the affirmative vote of 70 members on a motion made as provided in this subsection. Such a motion shall be made in writing, giving the reasons for the proposed change. Such motion shall be made under the order of business introduction and notice of original motions and House resolutions. Only one bill or resolution may be named in such a motion. The motion shall be read by the chief clerk or the member making the motion and shall be printed in the calendar of the next legislative day under the order of business consideration of motions and House resolutions offered on a previous day. The motion shall be considered on the legislative day following the day it is made. If such a motion fails, a motion to change the order on General Orders of such bill shall not be in order until the fifth legislative day following such failure.

(b) Motions to change the order of a bill or resolution on General Orders are not subject to amendment or debate.

(c) This Rule 1503 does not apply to the addition or removal of a bill or resolution from General Orders.

Rule 1504. Adversely Reported Bills and Resolutions; Calendar Location. Bills and resolutions that are adversely reported shall appear on the calendar for one day under the heading bills adversely reported.

Rule 1505. Motion to Move Adversely Reported Bill or Concurrent Resolution to General Orders. (a) A motion to add an adversely reported bill or resolution to General Orders shall be made in writing. Such motion shall be made under the order of business introduction and notice of original motions and House resolutions, and such motion may not be made after the legislative day when the bill or resolution appears on the calendar under Rule 1504. The motion shall be read by the chief clerk or the member making the motion and shall be printed in the calendar of the next legislative day under the order of business consideration of motions and House resolutions offered on a previous day. The motion shall be considered on the legislative day following the day it is made.

(b) When a bill or resolution has been separately referred and is adversely reported by the first committee of separate reference, a motion to add the adversely reported bill or resolution to General Orders is not in order, but a motion to move the adversely reported bill or resolution to the next committee of separate reference may be made in the same manner as the motion in subsection (a).

(c) Adoption of a motion under this Rule 1505 requires the affirmative vote of 70 members of the House.

(d) If a motion under subsection (a) prevails, the words "Adversely Reported" shall be printed in a line below the title of the bill when it is listed on General Orders.

Rule 1506. Motion to Lay on Table Bill or Resolution while on Final Action Subject to Amendments and Debate. When a motion to lay on the table a bill or resolution is adopted while on final action subject to amendment and debate, on the next legislative day such bill or resolution shall be placed on the calendar under the order of business the unfinished business before the House at the time of adjournment on the previous day.

Rule 1507. Disposition of Bills Subject to Certain Deadlines. Any bill which is subject to a deadline for consideration under subsection (e) or subsection (f) of Joint Rule 4 of the Joint Rules of the Senate and House of Representatives and which remains on General Orders at the close of business on such deadline day shall be considered as killed and shall be stricken from the calendar unless such bill is referred by the speaker to a committee before the close of business on such day. Any bill so referred shall be subject to all applicable deadlines under the Joint Rules of the Senate and House of Representatives.

ARTICLE 17. MEMBERS ADDRESSING THE HOUSE

Rule 1701. Requesting the Floor. Any member desiring to request the floor shall press the member's "speak bill" button, and shall not proceed until recognized by the chair.

Rule 1702. Order During Speaking. While a member is speaking to the House, no other member shall engage in private conversation or pass between the member speaking and the chair.

Rule 1703. When Question is Put. While a question is being put or a roll call or division is being taken, members are not to speak or leave their seats.

Rule 1704. Violation of Rules While Speaking. (a) Members shall address the House from the microphone located in the well of the House chamber.

(b) No member shall speak more than twice on the same day to the same question without leave of the House, unless the member is the mover or is carrying the measure, in which case such member may open and close the debate and may respond to direct questions from other members addressed to them during the course of consideration of the measure. For the purposes of this subsection, an amendment to any measure shall be considered as a separate and independent question.

(c) The privilege of a member carrying a measure to open and close the debate shall not be affected by any order for the previous question or that debate shall cease. Such member may occupy 20 minutes in closing the debate after the previous question is ordered and may divide that time with other members.

(d) While a member is carrying a measure, such member may yield to another member for explanation of the measure, or for personal explanation, or for a motion to adjourn without losing the privilege to carry the measure for the remainder of their time except that such member may not yield to any member who has already spoken twice on such question on the same day.

(e) If any member, in speaking, violates the rules of the House, the chair shall call such member to order.

Rule 1705. Point of Personal Privilege. Except when permission has otherwise been given by the Speaker before taking the chair:

(a) A member shall be allowed to raise a point of personal privilege only for the following purposes: (1) Recognition of another member or former member of the House; or (2) recognition of an individual or group which has received statewide or national award or statewide or national recognition.

(b) A member shall be allowed to speak not more than five minutes in making a point of personal privilege.

ARTICLE 19. COMMITTEE OF THE WHOLE

Rule 1901. Motion to go into Committee of the Whole House. When the order of business General Orders is reached, a motion shall be in order for the House to go into Committee of the Whole for consideration of bills and resolutions as listed on General Orders.

Rule 1902. Committee of the Whole; Normal Procedure. Bills and resolutions shall be considered in the Committee of the Whole as follows: If the standing committee has recommended that the bill or resolution be amended, the standing committee report shall first be considered, and if it is adopted, the bill as amended by the committee report shall be considered and amendments from the floor are in order. If the committee report is not adopted, or if the committee has recommended no amendments, the bill, without committee amendments, shall be considered and amendments from the floor are in order. After the original bill, together with standing committee amendments if any, has been considered, a motion that when the committee arises it report a bill favorably, or report a bill favorably as amended, shall not be in order until all other motions have been disposed of, and such a motion shall not be offered as a substitute motion. A motion to strike the enacting clause is in order at any stage until the final vote is announced. The motion to strike the enacting clause may be debated upon the merit of the proposition, and shall not be subject to amendment or substitution. A roll call vote shall be taken upon a motion to strike the enacting clause.

Rule 1903. Motion to Pass Over a Bill or Resolution While in Committee of the Whole. When in the Committee of the Whole, either (1) a motion to pass over a bill or

resolution and that it retain its place on the Calendar or (2) a motion to pass over a bill or resolution and that it retain a place on General Orders shall be in order only after the chairperson has announced that the next order of business is such bill or resolution and has recognized a member to carry it. Either motion shall require the vote of a majority of the members present for adoption. Motions under this rule shall not be subject to debate.

Rule 1904. Motions to Refer Bills or Resolutions to a Committee While in Committee of the Whole. When in the Committee of the Whole, a motion may be made to refer a bill or resolution to a standing committee only after the chairperson has announced that the next order of business is such bill or resolution and has recognized a member to carry it. Such motion shall require the vote of a majority of the members present for adoption.

Rule 1905. Striking Bills and Resolutions from the Calendar While in Committee of the Whole. (a) While in Committee of the Whole, a motion to strike a bill or resolution from the calendar shall be in order only after the chairperson has announced that the next order of business is such bill or resolution and has recognized a member to carry it.

(b) A motion to strike a bill from the calendar under this Rule 1905 (1) shall require a vote of a majority of the members present for adoption, and (2) shall be subject to roll call in accordance with subsection (e) of Rule 2507, but shall not be subject to a call of the House under Rule 2508.

Rule 1906. Requesting the Floor. Any member desiring to request the floor shall press such member's "speak bill" button to speak on a bill or offer an amendment and "speak amendment" button to speak on a pending amendment, and shall not proceed until recognized by the chairperson of the Committee of the Whole.

Rule 1907. Rules Applicable. The same rules, except Rule 2508, shall be observed in the Committee of the Whole as in the House, so far as the same are applicable, except that the previous question and the motion to lay on the table shall not apply.

Rule 1908. Rise and Report. A motion for the Committee of the Whole to rise and report shall be in order at any stage, and shall be decided without debate. When the Committee of the Whole has a bill under consideration and rises without final action thereon, the bill shall retain a place on General Orders.

Rule 1909. Effect of Recommendation of Committee of the Whole. Bills recommended for passage and resolutions recommended for adoption by the Committee of the Whole shall not be subject to amendment or debate after the adoption by the House of the Committee of the Whole report. When a bill or resolution is reported with the recommendation that the enacting or resolving clause be stricken, and the Committee of the Whole report is adopted by the House, the bill or resolution shall be considered as killed and shall be stricken from the calendar.

Rule 1910. Report of Committee of the Whole. When the report of the Committee of the Whole recommends the passage of a bill or adoption of a resolution, and the report is adopted by the House, such bills and resolutions shall be considered as ordered to the order of business Final Action. If the bill or resolution has been amended by the Committee of the Whole it shall be reprinted.

ARTICLE 21. AMENDMENT OF BILLS AND RESOLUTIONS

Rule 2101. Germaneness. Amendments to bills and resolutions shall be germane to the subject of the bill or resolution. The principal test of whether an amendment is

germane shall be its relationship to the subject of the bill or resolution, rather than to wording of the title thereof. The amendment, including any amendment from the floor to strike all of the substantive provisions of a bill or resolution and insert other provisions, must be relevant, appropriate, and have some relation to or involve the same subject as the bill or resolution to be amended. For the purposes of this rule the subject matter of any appropriation bill is the spending and appropriating of money and any amendment which changes the amount of money spent in any state agency or program is germane to any appropriation bill.

Rule 2102. Form of Amendment Motions. Motions to amend bills and resolutions shall specify the page and line number, as shown on the printed bill or resolution, and shall be in writing on a form provided by the House or a form substantially similar. A motion shall be out of order unless the written motion is first delivered to the chief clerk. In the case of amendment by substitute bill, motion shall be made to substitute a written bill for the bill under consideration.

Rule 2103. Reading Amendments; General Rule. Motions to amend bills and resolutions shall not require readings as for bills introduced, except as otherwise provided in Rule 2107, but shall be subject to Rule 2306.

Rule 2104. Motions to Amend Motions. A motion to amend a motion to amend a bill or resolution shall not be in order.

Rule 2105. Dividing Amendments. (a) When any motion to amend a bill or resolution contains distinct propositions, it shall be divided by the presiding officer at the request of any member. The division by the presiding officer shall be made in accordance with the following:

- (1) A motion to strike out and insert words of less than a sentence shall be indivisible;
- (2) the distinct propositions shall be only in the form submitted in the motion to amend;
- (3) each proposition must be so distinct that, one being removed, the remainder may stand entirely on their own; and
- (4) those portions of a motion to amend a bill as described in Rule 2110 shall be indivisible.

(b) Upon a request to divide a motion to amend a bill or resolution, the presiding officer shall inquire as to whether there is a request for a ruling on germaneness of the motion to amend. If such a request is made, the issue of germaneness shall be determined prior to dividing the motion.

If no request for a ruling on germaneness of the motion to amend is made, the presiding officer shall proceed to divide the motion to amend in accordance with this rule, and no subsequent request for a ruling on germaneness of any distinct proposition of the motion so divided shall be in order.

(c) The presiding officer, or any member, may request that the member requesting the division make the request in writing specifying the manner in which the motion to amend should be divided.

(d) The division of the motion to amend shall be in accordance with the rules of the House and with items (1) to (4), inclusive, of subsection (a). The ruling of the chairperson of the Committee on Rules and Journal, or in the chairperson's absence the vice chairperson of the Committee, on how to divide the motion to amend shall not be subject to appeal except that any member may appeal the ruling of the chairperson, or vice chairperson, on the grounds that the division is not in accordance with a rule of the

House including the provisions of items (1), (2), (3) or (4) of subsection (a), or any combination thereof.

Rule 2106. Substitute Motions. No substitute motion to amend a bill or resolution shall be in order.

Rule 2107. Subject Change by Senate. (a) When the Senate adopts amendments to a House bill which materially changes its subject, upon return of such bill to the House, it shall be read as provided for the introduction of bills and be referred as provided in Rule 901.

(b) The Speaker may determine when a bill is subject to subsection (a). An affirmative vote of 70 members shall be required to sustain a challenge to the Speaker's determination hereunder.

Rule 2108. Motions to Strike Out and Insert. The rejection of a motion to amend a bill or resolution by striking out and inserting one proposition shall not prevent a motion to strike out and insert another proposition, nor prevent a subsequent motion simply to strike out; nor shall the rejection of a motion simply to strike out prevent a subsequent motion to strike out and insert.

Rule 2109. Identical Motions. Except upon the unanimous consent of the House, an identical motion to amend a bill or resolution shall not be made a second time on the same legislative day.

Rule 2110. Floor Amendments to Bills Making Appropriations. (a) Unless by majority consent to correct an error in drafting, no floor amendment to increase the amount of expenditures that would be authorized in a provision of an appropriations bill shall be in order unless the amendment contains a provision reducing, by a like or greater amount, expenditures that would be authorized in another provision of such appropriations bill.

(b) The provisions of subsection (a) shall not apply if the ending balance in the state general fund for the ensuing fiscal year is equal to 7.5% or more of the total amount authorized to be expended or transferred by demand transfer from the state general fund in such fiscal year based on the most recent budget profile of the Kansas legislative research department.

ARTICLE 23. PROCEDURAL MOTIONS

Rule 2301. Order of Motions. When a question is under consideration, no motion shall be received except as specified under the Rules of the House, which motions shall have precedence in the following order:

- (a) For adjournment of the House.
- (b) For call of the House.
- (c) To lay on the table.
- (d) For the previous question.
- (e) To postpone to a certain time.
- (f) To commit to a standing committee.
- (g) To commit to a select committee.
- (h) To reject the adoption of reports of conference committees coupled with the request for appointment of a new conference committee.
- (i) To adopt the report of conference committees.
- (j) To amend.
- (k) To postpone indefinitely.

Rule 2302. Motion to Adjourn. The motion to adjourn shall always be in order,

except while a vote is being taken and until announced, or when a member has the floor, or when the previous question is pending; but a motion to recess is not equivalent to a motion to adjourn.

Rule 2303. Motion to Reconsider. A motion to reconsider shall take precedence of all other questions except the motion to adjourn. No motion for reconsideration of any vote shall be in order, unless made on the same day or the legislative day following that on which the decision to be reconsidered took place, nor unless a member voting with the prevailing side shall move such reconsideration. A motion for reconsideration, being put and lost, shall not be renewed, nor shall any subject or vote be a second time reconsidered without unanimous consent, but this provision shall not be construed as preventing the introduction of a bill on the same subject. The member moving for reconsideration shall be allowed not more than two minutes for stating the reasons in support of the motion. Such motion shall be subject to debate by any member, stating reasons in support or opposition to the motion. Each of such members shall be allowed not more than one minute for the purpose of such debate. Such motion shall require the affirmative vote of members equal in number to that required to take the action proposed to be reconsidered. A motion to reconsider any final action of the House shall be in order at any time prior to the time at which the message of the House thereon is read into the record of the Senate. A motion to reconsider any final action of the House may be made after the time at which the message of the House thereon is read into the report of the Senate but any action taken pursuant thereto will be contingent upon the return of the measure to the House by the Senate.

Rule 2304. Previous Question. The "previous question" shall be: "Shall the main question be now put?" and until it is decided shall preclude all amendments or debate. When voting on the previous question, the House decides that the main question shall not now be put, the main question shall be considered as still remaining under debate. The main question shall be on the passage of the bill, resolution or other matter under consideration. When amendments are pending, a vote shall first be taken upon such amendments in their order without further debate or amendment. A majority vote of the members present shall order the previous question.

Rule 2305. Motions Not Subject to Debate. All questions relating to priority of business shall be decided without debate. The motion to adjourn, to change the order of consideration of a bill, for a call of the House, and to lay on the table shall be decided without amendment or debate. The several motions to postpone or commit shall preclude all debate on the main question.

Rule 2306. Motion to Refer Bills or Resolutions to Committee When Not in Committee of the Whole. When not in the Committee of the Whole, a motion to refer a bill or resolution from the Calendar to a standing committee shall be in order only when the body is meeting as the House of Representatives and shall be authorized only when offered by the Majority Leader, or in the absence of the Majority Leader, by the Assistant Majority Leader. Such motion shall require the affirmative vote of a majority of the members then elected (or appointed) and qualified to the House.

Rule 2307. Motion to Strike Bills and Resolutions from Calendar When Not in Committee of the Whole. When not in the Committee of the Whole, a motion to strike a bill or resolution from the Calendar shall be in order only when the body is meeting as the House of Representatives and shall be authorized only when offered by the Majority Leader, or in the absence of the Majority Leader, by the Assistant Majority Leader. Such

motion shall require the affirmative vote of a majority of the members then elected (or appointed) and qualified to the House.

Rule 2308. Stating Question. Every motion shall be first stated by the presiding officer or read by the chief clerk, before debate, and again immediately before putting the question.

Rule 2309. Dividing Motion. If any motion, other than a motion under Rule 2105, contains distinct propositions, it shall be divided by the chairperson at the request of any member. Motions under Rule 2105 shall be divided in accordance with that rule.

Rule 2310. When Motions to be in Writing. Every motion, except those specified in Rules 2301 and 2303, shall be in writing if the Speaker or any member desires it. All motions to amend a bill or resolution and all resolutions shall be in writing.

Rule 2311. Suspension of Rules of the House. (a) No rule of the House shall be suspended except by unanimous consent or by an affirmative vote of a majority of the members then elected (or appointed) and qualified to the House, subject to the following exceptions:

(1) A motion to suspend the rules, and to declare an emergency and to advance a bill to the order of business Final Action, as contemplated in article 2, section 15 of the Constitution shall require an affirmative vote of $\frac{2}{3}$ of the members present in the House.

(2) A motion to suspend the rules and to permit amendment and debate of a bill under the order of business Final Action shall require an affirmative vote of $\frac{2}{3}$ of the members present in the House.

(b) When under the rules of the House a motion, question or action requires a vote of a majority greater than a majority of the members present, the majority specified for such motion, question or action shall be required to suspend the rules for the purpose of such motion, question or action. When under the rules of the House notice of a motion reduces the required majority for adoption of the motion, the required majority shall not be reduced if the notice is disposed of by suspension of the rules.

(c) Suspension of the rules or unanimous consent shall not reduce the majority required under subpart (1) of subsection (a) of this rule.

Rule 2312. Mason's Manual; When Applicable. (a) In any case where rules of the House or the joint rules of the Senate and House do not apply, Mason's Manual of Legislative Procedure (2020 edition), with the exception of section 4, paragraph 2, shall govern.

(b) Rules of legislative procedure are derived from several sources and take precedence in the order listed below. For the Kansas House of Representatives, the principal sources are as follows: (a) Constitutional provisions; (b) statutory provisions; (c) adopted rules; (d) adopted parliamentary authority; (e) custom, usage and precedents.

ARTICLE 25. VOTING

Rule 2501. Control and Use of Voting System. The electronic voting system shall be under the control of the Speaker or other presiding officer and shall be operated by the chief clerk. The electronic voting system shall be used to record the vote whenever a roll call vote is taken on any question and may be used for ascertaining the vote upon any measure upon which a division of the assembly has been called. In the event that the system is not operating properly, roll call votes may be taken by calling the roll.

Rule 2502. Procedure for Taking a Roll Call Vote. When a roll call vote is taken, the presiding officer shall state the question and instruct the members to proceed to

vote. When sufficient time has been allowed the members to vote, the presiding officer shall inquire: "Has every member had an opportunity to vote?" After a short pause the presiding officer shall direct the chief clerk to close the roll. After the roll has been closed, when Rule 2505 applies, the presiding officer shall inquire: "Does any member desire to explain his or her vote?" and any member so desiring may give such explanation when recognized by the presiding officer. The presiding officer shall inquire: "Does any member desire to change his or her vote?" If any member does desire to change his or her vote, such member when recognized by the presiding officer, shall advise how they desire to change such vote and the presiding officer shall then instruct the chief clerk to make the appropriate change. A member who has not previously voted may vote at this time when permitted by the presiding officer. Such member shall advise how they wish to vote and the presiding officer shall then instruct the chief clerk to record such vote. After all members who desire to vote or to change their votes have had reasonable opportunity to do so, the presiding officer shall announce the vote and, when the vote has been announced, shall direct the chief clerk to record the vote.

Rule 2503. Display of Recurring Totals. Under Rule 2502, recurring totals shall be displayed only after the roll is closed. No recurring totals shall be displayed for a determination of the vote upon a division of the assembly.

Rule 2504. Voting by Members. (a) A member may vote only when at their desk or at any place within the chamber of the House when authorized by the presiding officer, who shall direct the chief clerk to so vote for such member.

(b) No member shall vote for another member. No person not a member shall cast a vote for a member, except as otherwise provided in the rules. In addition to such penalties as may be prescribed by law, any member who votes or attempts to vote for another member shall be subject to Article 49 of these rules. If a person not a member votes or attempts to vote for any member, such person shall be barred from the floor of the House for the remainder of the session, and, in addition to penalties prescribed by law, may be punished further as the House determines.

(c) The Speaker shall not be compelled to vote except in case of a tie.

Rule 2505. Explaining Vote. Any member may, when a roll call vote is being taken on the passage or adoption of any bill or resolution, explain their vote. Such member shall be allowed not more than one minute for such explanation. Such explanation, if furnished in writing and signed, with printed name and district number, by such member upon the day the vote is taken within one-half hour after the adjournment of the House on that day, shall be entered in the Journal, provided it does not contain more than 100 words. Such submission should also be submitted in electronic format to the chief clerk under the same time deadline.

Rule 2506. Copies of Voting Records. (a) Unless otherwise ordered, the chief clerk shall record each roll call vote and make copies available for the use of the news media. No record shall be made of the vote of any member voting upon any measure upon which a division of the assembly has been called.

(b) When a roll call vote is taken, it shall be recorded in the Journal by a statement of the names and total number voting in the affirmative, the names and total number voting in the negative, names and total number indicating presence but not voting and the names and total number absent or not voting, except that the provisions of this section shall not permit a member to fail to vote in violation of Rule 2508.

Rule 2507. When Roll Call Vote to be Taken. (a) A roll call vote shall be taken for the passage of any bill.

(b) A roll call vote shall be taken for the adoption of any concurrent resolution to amend the Constitution of the state of Kansas, to call a Kansas constitutional convention, to extend a session of the Legislature in even-numbered years, to ratify any amendment of the Constitution of the United States, to make any application for Congress to call a convention for proposing amendments to the Constitution of the United States and when required by the joint rules of the House and Senate. A roll call vote is not required for adoption of concurrent resolutions pertaining to commendations or acknowledgments, unless required under subsection (e) of Rule 2507.

(c) A roll call vote shall be taken for the adoption of any House resolution to adopt, amend or revoke any rule of the House or to reject any executive reorganization order.

(d) A roll call vote shall be taken to concur in Senate amendments to any bill or concurrent resolution or to adopt any conference committee report other than a report agreeing to disagree.

(e) A roll call vote shall be taken on any question on demand of 15 members, unless a roll call vote is already pending.

Rule 2508. Call of the House. (a) A call of the House shall be ordered on the demand of any 10 members at any stage of the voting previous to the announcing of the vote or, if the voting system is used, prior to recording the vote. This Rule 2508 shall apply to the taking of a vote upon the final passage of any bill or final adoption of any resolution whether under the order of business Final Action or under any order of business. Also, this Rule 2508 shall apply to the taking of a vote on a motion to strike the enacting clause of a bill and the resolving clause of a resolution and on a motion to strike all after the enacting clause or resolving clause, except when the House is in the Committee of the Whole. When the call of the House is invoked, the doors to the House chamber shall be secured and all members shall be required to be in their seats unless excused by the Speaker. All members present during the call shall be required to vote before the call is raised. The call of the House shall not be raised (so long as 10 members continue the demand) until a reasonable effort, as determined by the Speaker, has been exerted to secure absentees.

(b) Any member, who is directly interested in a question, may be excused from voting, when there is a call of the House. The member, who is requesting to be excused from voting, shall state the reasons therefor, occupying not more than five minutes. The question on excusing such member from voting shall be taken without debate and a $\frac{2}{3}$ majority of members present shall be necessary to excuse such member. If a member refuses to vote, when not excused, such refusal shall constitute grounds for reprimand, censure or expulsion under Article 49 of the Rules of the House.

Rule 2509. Voice Vote; Division of the Assembly. Except when a roll call vote is required, a voice vote shall be taken on all questions. Any member may call for a division of the assembly to determine the vote by the voting system.

ARTICLE 27. FINAL ACTION

Rule 2701. Description and Function. Subject to Rule 2705, bills and resolutions reported favorably by the Committee of the Whole shall constitute the order of business Final Action of the House. The titles of such bills and resolutions shall appear under the heading Final Action in numerical order. The standing committee which reported it and the Committee of the Whole action on the bill or resolution shall be shown under each

thereof.

Rule 2702. Reading and Vote. Each bill and resolution under the order of business Final Action shall be read by title, except citations of statutes amended or repealed and a roll call vote shall then be taken upon final passage or adoption without amendment or debate.

Rule 2703. Amendment and Debate, When. Upon motion as provided in subpart (2) of subsection (a) of Rule 2311 or when recommended in the Committee of the Whole report which has been adopted by the House, bills or resolutions may be debated and amended on Final Action prior to the vote taken upon final passage or adoption. Each bill or concurrent resolution considered under this Rule 2703 shall be considered in the manner provided in Rule 1902 so far as it is applicable. A motion to strike the enacting clause or resolving clause shall be in order.

Rule 2704. Speaker to Preside. Subject to Rule 3303, the Speaker shall preside during the order of business Final Action.

Rule 2705. Consent Calendar. Whenever a standing committee is of the opinion that a bill or concurrent resolution upon which it is reporting is of a noncontroversial nature, it shall so state in its committee report. Whenever a bill or concurrent resolution is so reported, it shall be placed upon the Consent Calendar. Each bill or concurrent resolution placed on the Consent Calendar shall remain thereon for at least two full legislative days before being considered under the order of business Final Action. Under the order of business Consent Calendar and prior to the call for the vote, any member may object to the bill or concurrent resolution as being controversial and thereupon it shall be removed from the Consent Calendar and shall be placed on General Orders. If no objection is made prior to the call for the vote on the bill or concurrent resolution, it shall be ordered to Final Action for vote before other bills and concurrent resolutions on Final Action.

Rule 2706. Majority for Bill Passage. As provided in section 13 of article 2 of the Constitution of Kansas, a majority of the members then elected (or appointed) and qualified, voting in the affirmative, shall be necessary for the passage of a bill.

Rule 2707. Vote Required for Adoption of House Resolutions and Concurrent Resolutions. (a) A majority of the members then elected (or appointed) and qualified voting in the affirmative shall be necessary to adopt House resolutions and concurrent resolutions, except as otherwise specified in these rules.

(b) Adoption of concurrent resolutions to amend the Constitution of the state of Kansas, to call a Kansas constitutional convention, to extend a session of the Legislature in even-numbered years, to ratify any amendment of the Constitution of the United States, to make any application for Congress to call a convention for proposing amendments to the Constitution of the United States and when required by the joint rules of the House and Senate shall require a $\frac{2}{3}$ majority of the members then elected (or appointed) and qualified, voting in the affirmative.

Rule 2708. Motion to Adopt Report of Conference Committee. The member carrying the report of a conference committee shall move that such report be adopted prior to yielding the floor to any other member and a motion to adopt a report of a conference committee shall not be offered as a substitute motion.

ARTICLE 29. RESOLUTIONS

Rule 2901. Resolving Clause; Form. (a) Concurrent resolutions to amend the Constitution of the state of Kansas, to call a Kansas constitutional convention, to extend

a session of the Legislature in even-numbered years, to ratify any amendment of the Constitution of the United States, to make any application for Congress to call a convention for proposing amendments to the Constitution of the United States and when required by the joint rules of the House and Senate shall have a resolving clause which reads, "Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected to the House of Representatives and two-thirds of the members elected to the Senate concurring therein."

(b) Concurrent resolutions for any purpose other than subsection (a) shall have a resolving clause which reads, "Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein."

(c) House resolutions shall have a resolving clause which reads, "Be it resolved by the House of Representatives of the State of Kansas."

Rule 2902. House Resolutions; Introduction and Consideration. (a) House resolutions, except for those changing rules of the House or approving or rejecting executive reorganization orders, shall lay over at least one legislative day before action is taken thereon and do not require a roll call vote unless required under subsection (e) of Rule 2507.

(b) House resolutions shall be considered under the order of business consideration of motions and House resolutions offered on a previous day, except House resolutions to (1) adopt, amend or revoke any rule of the House or (2) when the resolution has been referred to a standing committee and reported favorably. Resolutions under subparts (1) and (2) shall take a place on General Orders when favorably reported or when referred to the Committee of the Whole by the Speaker.

Rule 2903. Resolutions; Limitations. (a) Appropriations shall not be made by resolutions.

(b) Resolutions do not require approval of the Governor.

Rule 2904. Applications for Introduction of certain Resolutions; Certificate of the House. Notwithstanding any other rule of the House of Representatives to the contrary, no House resolution or concurrent resolution which congratulates, commemorates, commends, honors or is in memory of any individual, entity or event shall be introduced by a member or committee of the House of Representatives unless application for approval of the introduction of such resolution is first made to the Speaker, and the resolution is approved for introduction by the Speaker. The application shall be determined on the basis of content alone. The Speaker shall consider all such applications and shall determine whether a House resolution or House concurrent resolution should be approved for introduction, or whether a certificate of the House should be approved for issuance or whether no action should be taken on the application. The speaker may consult with the Committee on Calendar and Printing in making determinations under this rule.

ARTICLE 33. MEMBER OFFICERS

Rule 3301. Elected Member Officers. The Speaker and the Speaker Pro Tem shall be members and shall be elected by the members of the House, except as otherwise provided in subsection (b) of Rule 3304.

Rule 3302. Duties of the Speaker. In addition to other powers and duties of the Speaker provided by the Rules of the House and by law, the Speaker shall have the powers and duties as follows:

(a) To preserve order and decorum;

(b) to take such actions and measures as necessary to secure the health and safety of the public, legislative staff and members to conduct legislative business by directing changes in House protocol and procedures from the provisions of House rules 101 through 107, 501 through 507, 1305, 1701, 1704, 1906, 2501 through 2509, 3501 through 3507 and 4305. A member may challenge any such action or measure made by the Speaker. Such challenge shall be made by a motion offered on the previous day and shall be upheld by an affirmative vote of a majority of the members elected or appointed;

(c) to decide all questions of order, subject to appeal to the House;

(d) in the absence of the Speaker Pro Tem, to appoint any member to perform the duties of the chair for not more than two consecutive legislative days; and

(e) to name a chairperson to preside when the House is in Committee of the Whole.

Rule 3303. Speaker Pro Tem. In the absence of the Speaker, the Speaker Pro Tem shall exercise the powers and duties of the Speaker.

Rule 3304. Filling Certain Vacancies. (a) When a vacancy occurs in the office of Speaker and the Legislature is adjourned to a date more than 60 days after the occurrence of the vacancy, the House of Representatives shall meet within 30 days and elect a member to fill the vacancy. The Speaker Pro Tem shall within 10 days of such occurrence issue a call for such meeting at a time not less than 10 days and not more than 20 days after the date of the call.

(b) When a vacancy occurs in the office of Speaker Pro Tem or Majority Leader of the House of Representatives, the Speaker shall appoint an acting Speaker Pro Tem or acting Majority Leader, to serve until the convening of the next session of the Legislature, at which time the vacancy shall be filled in the manner provided for the original election or selection of such officer.

(c) When a vacancy occurs in the office of Minority Leader of the House of Representatives and the Legislature is adjourned to a date less than 30 days after the occurrence of the vacancy, the Assistant Minority Leader shall become the acting Minority Leader to serve until the convening of the next session of the Legislature, at which time the vacancy shall be filled in the manner provided for the original selection of such officer. When a vacancy occurs in the office of the Minority Leader of the House and the Legislature is adjourned to a date 30 days or more after the occurrence of the vacancy, the Assistant Minority Leader shall within 10 days after such occurrence issue a call for a meeting of the members of the minority party at a time not less than 10 and not more than 20 days after the date of the call to be held in the state capitol for the purpose of filling the vacancy in the office of Minority Leader for the remainder of the term of office. From the time of the occurrence of such vacancy until the filling of the vacancy, the Assistant Minority Leader shall serve as acting Minority Leader and shall exercise the powers and duties of the Minority Leader.

When a vacancy occurs in the office of Assistant Minority Leader, the Minority Leader shall appoint an Assistant Minority Leader to serve until the convening of the next session of the Legislature, at which time the vacancy shall be filled in the manner provided for the original selection of such officer.

Any person elected, appointed or designated to fill a vacancy under this rule shall exercise all of the duties and powers prescribed for the office so filled.

ARTICLE 35. NONMEMBER OFFICERS

Rule 3501. Chief Clerk; Appointment. The chief clerk shall be appointed by the

Speaker and shall serve under the Speaker's direction, control and supervision and at the pleasure of the Speaker. As used in the Rules of the House, "chief clerk" means the chief clerk appointed under this Rule 3501 or a person designated by the chief clerk to perform a function of the chief clerk.

Rule 3502. Duties of the Chief Clerk. The chief clerk shall supervise the keeping of and be responsible for a record of all proceedings of the House; number and present to the House all bills, resolutions, petitions and other papers which the House may require; deliver all messages from the House to the Senate; transmit bills and other documents to be printed and take a receipt therefor; transmit bills for engrossment and take receipt therefor; receive all bills, resolutions and other papers which are enrolled and give receipt therefor; and cause all enrolled bills, resolutions and other documents to be proofread and corrected prior to signing thereof by officers of the House.

Rule 3503. Other Clerks. The chief clerk shall appoint additional clerks and personnel to assist in performance of the duties of the chief clerk. Such additional clerks and personnel shall serve under the chief clerk's direction, control and supervision and at the pleasure of the chief clerk.

Rule 3504. Document Care. No bill, resolution, petition or other document shall be loaned or delivered to any person, except when delivered to an officer of the House, to the director of printing, the revisor of statutes or the Senate and only upon a written receipt therefor.

Rule 3505. Sergeant at Arms; Appointment. The sergeant at arms shall be appointed by the Speaker and shall serve under the Speaker's direction, control and supervision and at the pleasure of the Speaker.

Rule 3506. Duties of the Sergeant at Arms. The sergeant at arms shall preserve order within the chamber of the House and its lobby and galleries. The sergeant at arms may arrest and take into custody any person for disorderly conduct, subject at all times to the authority of the House or Speaker, or chairperson of the Committee of the Whole, and shall be responsible for the enforcement of Rules 501 through 506 and 2506(a). The sergeant at arms shall receive items or material for distribution among the members of the House. The sergeant at arms shall execute all orders of the House not otherwise provided for.

Rule 3507. Assistant Sergeants at Arms. The Speaker may appoint and remove assistant sergeants at arms to serve under the supervision of the sergeant at arms. All doorkeepers shall be assistant sergeants at arms.

ARTICLE 37. AMENDMENT OF RULES OF THE HOUSE

Rule 3701. Adopting, Amending or Revoking Rules of the House. No rule of the House shall be adopted, amended or revoked except by a House resolution which has been adopted by an affirmative vote of a majority of the members then elected (or appointed) and qualified to the House.

Rule 3702. Resolutions for Rule Changes. (a) Notwithstanding any other rule of the House, the Speaker shall refer all resolutions which provide for the adoption, amendment or revocation of any House rule to the standing Committee on Rules and Journal before its consideration by the House.

(b) No resolution relating to the rules of the House which has been referred to the standing Committee on Rules and Journal shall be tabled or reported adversely by such committee except by the unanimous vote of all members of such committee.

Rule 3703. Printing. Resolutions to which this Article 37 apply shall be printed and

are subject to subsection (c) of Rule 2507.

Rule 3704. Adoption of Resolutions. Resolutions to which this Article 37 apply shall be subject to Rule 2902.

Rule 3705. Special Sponsorship of Rule Change Resolutions. Notwithstanding any provision of the rules of the House to the contrary, no referral to the standing Committee on Rules and Journal shall be required for the adoption of a resolution adopting, amending or revoking any one or more rules of the House at the commencement of a legislative session, and adoption of any such resolution shall require only the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified, subject to the following conditions: (a) The resolution is sponsored by the Speaker or the standing Committee on Rules and Journal and (b) either (1) a copy thereof is mailed to each member by deposit in the United States mails not later than 11:00 p.m. on the Thursday preceding the Monday on which the legislative session is to commence or (2) in lieu of mailing, copies of the resolution are made available to members on the first day of the legislative session and consideration under Rule 3704 occurs on the second legislative day.

ARTICLE 39. FORM AND PRINTING OF BILLS AND RESOLUTIONS

Rule 3901. Bills Amending Existing Statutes. Any bill intended to amend or repeal any section or sections of the Kansas Statutes Annotated shall recite in its title the section or sections to be amended or repealed, and if to amend or repeal any section of a session law not in the Kansas Statutes Annotated, the section and chapter of the session law affected.

Rule 3902. Bills, Copies. Each bill introduced shall consist of an original and copies. All bills shall be printed with as many copies as the Speaker specifies. Except for prefiled bills, printing shall be ordered subsequent to introduction.

Rule 3903. Showing Committee Amendments. (a) All bills and resolutions reported by a committee with recommendation for amendments and to be passed as amended shall be reprinted.

(b) When a committee recommends amendments to a bill that strike all of the material in the bill subsequent to the enacting clause and insert new material, the reprinted bill shall contain a notation specifying: (1) The committee that recommended the amendment or amendments; (2) the date the amendment or amendments were recommended; and (3) the bill number of the source bill or bills, if any, that included the inserted new material to the underlying bill pursuant to the amendment or amendments. Additionally, the source bill or bills shall be reprinted with a notation specifying the bill to which the material from the source bill was inserted pursuant to an amendment as described in this subsection.

Rule 3904. Substitute Bills and Substitute Concurrent Resolutions. (a) When a substitute bill is recommended by a committee report, and when an amendment from the floor is adopted replacing the bill under consideration with a substitute bill, the substitute bill shall be printed in the manner provided for bills introduced, and the bill number designation shall be substantially as follows:

(1) In the case of bills substituted for House bills, "Substitute for House Bill No. _____," and the blank shall be filled with the number of the bill for which substitution is made or recommended.

(2) In the case of bills substituted for Senate bills, "House Substitute for Senate Bill No. _____," and the blank shall be filled with the number of the bill for which

substitution is made or recommended.

(b) When a substitute concurrent resolution is recommended by a committee report, and when an amendment from the floor is adopted replacing the concurrent resolution under consideration with a substitute concurrent resolution, the substitute concurrent resolution shall be printed in the manner provided for concurrent resolutions introduced, and the concurrent resolution number designation shall be substantially as follows:

(1) In the case of concurrent resolutions substituted for House concurrent resolutions, "Substitute for House Concurrent Resolution No. _____," and the blank shall be filled with the number of the concurrent resolution for which substitution is made or recommended.

(2) In the case of concurrent resolutions substituted for Senate concurrent resolutions, "House Substitute for Senate Concurrent Resolution No. _____," and the blank shall be filled with the number of the concurrent resolution for which substitution is made or recommended.

Rule 3905. Appropriation Bills. All bills making an appropriation shall be printed and distributed, or shall be made available to members electronically online and all members shall be notified by E-mail, at least 24 hours before such bills are considered by the House.

Rule 3906. Committee of the Whole Amendments. If a bill or concurrent resolution is amended by the Committee of the Whole: (a) The bill shall be reprinted showing the amendments; and

(b) when such amendments strike all of the material in the bill subsequent to the enacting clause and insert new material, such reprinted bill shall contain a notation specifying: (1) The member that offered the amendment or amendments; (2) the date the amendment or amendments were recommended; and (3) the bill number of the source bill or bills, if any, that included the inserted new material to the underlying bill pursuant to the amendment or amendments. Additionally, the source bill or bills shall be reprinted with a notation specifying the bill to which the material from the source bill was inserted pursuant to an amendment as described in this subsection.

Rule 3907. Concurrent Resolutions, When Printed. (a) Concurrent resolutions to amend the Constitution of Kansas, to call a constitutional convention to amend the Kansas constitution, to ratify amendments to the Constitution of the United States, to apply for a United States constitutional convention or to amend the joint rules of the House and Senate shall be printed as provided for bills under Rule 3902.

(b) Other concurrent resolutions shall be printed as provided for bills under Rule 3902, unless otherwise directed by the Speaker.

Rule 3908. Embellished Printing of Certain Resolutions. Unless otherwise directed by the Speaker, not more than five copies of any enrolled House resolution and any enrolled House concurrent resolution may be printed on embellished parchment and shall be distributed as directed by the resolution. Additional copies of any resolution may be printed on embellished parchment and mailed at the expense of the member requesting such additional copies.

Rule 3909. House Resolutions. Subject to Rule 3908, House resolutions shall not be printed, except resolutions to amend rules of the House, to approve or disapprove executive reorganization orders or if the resolution has been referred to a committee, in which cases the resolution shall be printed.

Rule 4101. Journal; Preparation. The daily Journal of the House of Representatives shall be prepared by the chief clerk in accordance with the Rules of the House.

Rule 4102. Entering in Journal. When a bill, order, motion or resolution is entered in the Journal, the names of the members or legislative committee introducing or moving the same shall be entered.

Rule 4103. Resolutions in Journal. All House resolutions and all House concurrent resolutions shall be printed in the Journal when introduced.

Rule 4104. Messages from the Governor in Journal. All messages from the Governor and all executive reorganization orders shall be printed in the Journal.

Rule 4105. Calendar; Preparation. The House Calendar shall be prepared for each legislative day by the chief clerk in accordance with the Rules of the House.

Rule 4106. Status of Bills and Resolutions Shown in Calendar. The status of all House and Senate bills and concurrent resolutions and House resolutions shall be shown by number in the Calendar for each legislative day.

Rule 4107. Copies of Journals and Calendars. Each member shall be furnished with a printed copy of the daily Journal and the daily Calendar.

Rule 4108. Notations Related to Certain Committee of the Whole Amendments in Journal. When a bill is amended by the Committee of the Whole as described in Rule 3906(b), the notation provided in Rule 3906(b) shall be entered in the Journal.

ARTICLE 43. MISCELLANEOUS

Rule 4301. Employees; Employment. Such employees as are necessary to enable the officers, members and committees to properly perform their duties and transact the business of the House with efficiency and economy shall be recruited under the supervision of the director of legislative administrative services subject to approval of the Speaker. The director of legislative administrative services shall keep a roster of the employees of the House and an account of the hours of service performed. No employee shall lobby for or against any measure pending in the Legislature and any employee violating this rule shall be discharged immediately.

Rule 4302. Special Order. Any matter may be made the special order for any particular time or day, but all requests and motions for special orders shall be referred to the Committee on Rules and Journal, which may designate particular times and days for such special orders and report to the House for its approval. Upon adoption of such report by 2/3 of the members present, the matters designated shall stand as special orders for the times stated, but no special order shall be made more than seven days in advance. This Rule 4302 shall not apply to executive reorganization orders or resolutions relating thereto.

Rule 4303. Petitions; Presentation. Petitions and memorials addressed to the House shall be presented by a member.

Rule 4304. Petitions; Endorse Name. Each member presenting a petition or memorial shall endorse it with their name or the name of the committee, and a brief statement of its subject.

Rule 4305. Open Meetings. The open meeting law (K.S.A. 75-4317 et seq., and amendments thereto) shall apply to meetings of the House of Representatives and all of its standing committees, select committees, special committees and subcommittees of any of such committees. Caucuses of the House majority party may be closed as determined by the Majority Leader. Caucuses of the House minority party may be

closed as determined by the Minority Leader. The Majority Whip may send electronic communications to all members of the majority party regarding relevant information on matters under consideration on the House floor. The Minority Whip may send electronic communications to all members of the minority party regarding relevant information on matters under consideration on the House floor. Any such electronic communications sent by the Majority Whip or Minority Whip shall not have an interactive communication function for caucus members to communicate with each other at once, including, but not limited to, a chat room or text messaging. If a caucus member responds to any such communication, no other caucus member shall receive such communication other than the Majority Whip or Minority Whip.

ARTICLE 45. EXECUTIVE REORGANIZATION ORDERS

Rule 4501. Referral of Executive Reorganization Orders. Whenever an executive reorganization order is received from the Governor, it shall be referred to an appropriate committee by the Speaker.

Rule 4502. Committee Report on Executive Reorganization Orders. If the committee to which an executive reorganization order is referred recommends that the executive reorganization order be disapproved, the committee, not later than 15 calendar days after referral of the executive reorganization order to the committee, shall introduce a resolution for disapproval of the executive reorganization order. Such resolution shall be accompanied by the report of the committee recommending that the resolution be adopted.

Rule 4503. Return in Event of Committee's Failure to Report. If a committee fails to report upon an executive reorganization order within 15 calendar days after the executive reorganization order is referred to the committee, the committee shall be deemed to have recommended approval of the executive reorganization order.

Rule 4504. Special Order of Business for ERO. When a resolution for disapproval of an executive reorganization order is introduced and accompanied by the committee's report recommending adoption of the resolution, action on the resolution shall be made the special order of business on a particular day and hour specified by the Speaker but not later than the last day the executive reorganization order may be disapproved under section 6 of article 1 of the Constitution of Kansas. A resolution for disapproval of an executive reorganization order shall be considered under the order of business Final Action and shall be subject to debate and final action by the House.

Rule 4505. Nonapplication to Bills. This Article 45 shall not apply to bills amending or otherwise affecting executive reorganization orders.

Rule 4506. Nonaction When Moot. The House shall act on any resolution for disapproval of an executive reorganization order unless at the time set for such action the Senate has already rejected such executive reorganization order.

ARTICLE 47. IMPEACHMENT

Rule 4701. Impeachment; Powers. Nothing in the rules of the House or in any statute shall be deemed to impair or limit the powers of the House of Representatives with respect to impeachment.

Rule 4702. Same; Select Committee. The Speaker may appoint a select committee comprised only of members of the House of Representatives, and appoint its chairperson, to inquire into any impeachment matter. Any such committee may be appointed at any time and shall meet at the call of its chairperson or at the direction of the House, with the numbers of such appointees being minority party members and

majority party members in the same proportion as for the entire House membership.

Rule 4703. Same; Reference. The Speaker may refer any impeachment inquiry or other impeachment matter to any standing committee or any select committee appointed under Rule 4702, and any committee to which such a referral has been made shall meet on the call of its chairperson.

Rule 4704. Same; Report. Whenever a report is made by a committee to which an impeachment inquiry or other impeachment matter has been referred, the report thereon shall be made to the full House of Representatives, except that any such report may be submitted preliminarily to the Speaker.

Rule 4705. Same; Call into Session. The Speaker or a majority of the members then elected (or appointed) and qualified of the House of Representatives may call the House of Representatives into session at any time to consider any impeachment matter.

Rule 4706. Same; Procedure. The Speaker and any officer or committee acting under authority of this rule may follow any statutory procedure to the extent the same is not in conflict with the provisions of this rule, but nothing in this rule nor in any statute shall be deemed to constitute a waiver of any inherent powers of the House of Representatives.

ARTICLE 49. REPRIMAND, CENSURE OR EXPULSION OF MEMBERS

Rule 4901. Complaint. When any member of the House of Representatives desires to lodge a complaint against any other member of the House of Representatives, requesting that the member be reprimanded, censured or expelled for any misconduct, the complaining member shall file a written statement of such complaint with the chief clerk, and such complaint shall bear the signature of the complaining member.

Rule 4902. Select Committee; Consideration of Complaint. (a) Whenever any complaint has been filed under Rule 4901, the Speaker shall appoint a select committee of six members for consideration thereof except that if the complaint is filed against the Speaker, the Speaker Pro Tem shall appoint the select committee of six members. A select committee created under this subsection (a) shall be comprised equally of majority and minority party members.

(b) The select committee may dismiss the complaint after the inquiry or may set the matter for hearing. Reasonable notice and an opportunity to appear shall be afforded the member complained of at any hearing held hereunder. Any select committee meeting under authority of this section shall constitute an investigating committee under article 10 of chapter 46 of the Kansas Statutes Annotated and shall be authorized to meet and exercise compulsory process without any further authorization of any kind, subject, however, to limitations and conditions prescribed in article 10 of chapter 46 of Kansas Statutes Annotated.

(c) Upon completing its hearing the deliberations thereon, the select committee may dismiss the complaint or may make recommendations to the full House of Representatives for reprimand, censure or expulsion.

Rule 4903. Action by House. Upon receiving any report under Rule 4902, the House of Representatives may, without further hearing or investigation, reprimand, censure or expel the member complained of. Reprimand, censure or expulsion of a member shall require a $\frac{2}{3}$ majority vote of those members elected (or appointed) and qualified of the House of Representatives.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Croft, **HCR 5001** was adopted.

HOUSE CONCURRENT RESOLUTION No. **HCR 5001**—
by Representatives Hawkins, Croft and V. Miller

HCR 5001— A CONCURRENT RESOLUTION providing for joint sessions of the Senate and the House of Representatives for the purpose of hearing messages from the Governor and the Supreme Court.

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: That the Senate and the House of Representatives shall meet in joint session in Representative Hall at 6:00 p.m. on January 11, 2023, for the purpose of hearing a message from the Governor.

Be it further resolved: That the Senate and the House of Representatives shall meet in joint session in Representative Hall at 1:15 p.m. on January 11, 2023, for the purpose of hearing a message from the Supreme Court on the judicial branch of government.

Be it further resolved: That a committee of two members from the Senate and three members from the House of Representatives be appointed to wait upon the Governor.

Be it further resolved: That a committee of two members from the Senate and three members from the House of Representatives be appointed to wait upon the Lieutenant Governor.

Be it further resolved: That a committee of two members from the Senate and three members from the House of Representatives be appointed to wait upon the Supreme Court Justices.

In accordance with **HCR 5001** Speaker Hawkins appointed the following escorts:

- To escort the Governor: Representatives Francis, Waymaster and Susan Ruiz
- To escort the Lt. Governor: Representatives Wasinger, Laura Williams and Weigel
- To escort the Supreme Court: Representatives Patton, Schreiber and Osman
- To escort the Senate: Representatives Blew, Sanders and Haswood

For the State of the Judiciary

- To escort the Supreme Court: Representatives Patton, Titus and Meyer
- To escort the Senate: Representatives Neelly, Lewis and Featherston

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

HOUSE CONCURRENT RESOLUTION No. **HCR 5002**—
By Representatives Hawkins, Croft and V. Miller

HCR 5002—A CONCURRENT RESOLUTION adopting joint rules for the Senate and the House of Representatives for the 2023-2024 biennium.

Be it resolved by the House of Representatives, the Senate concurring therein: That the following joint rules shall be the joint rules of the Senate and House of Representatives for the 2023-2024 biennium.

JOINT RULES OF THE
SENATE AND HOUSE OF REPRESENTATIVES
2023-2024

Joint Rule 1. Joint rules; application and date of expiration; adoption, amendment, suspension and revocation. (a) *Joint rules; expiration, adoption, amendment, suspension and revocation; vote required.* Joint rules are adopted under the authority of section 8 of article 2 of the Constitution of the State of Kansas and shall govern matters made subject thereto except when otherwise specifically provided by joint rule. Joint rules shall expire at the conclusion of the terms of representatives. Joint rules shall be adopted, amended, suspended and revoked by concurrent resolution of the two houses of the legislature. Concurrent resolutions adopting joint rules shall receive the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified in each house.

(b) *Amendment, suspension or revocation of joint rules; previous notice; vote required.* After one day's previous notice, joint rules may be amended, suspended or revoked by the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified in each house. Upon the filing of such notice in either house, a message shall be sent to the other house advising of the filing of such notice and the reading of the message shall constitute notice to the members of such house. If such previous notice is not given, the affirmative vote of 2/3 of the members then elected (or appointed) and qualified in each house shall be required for the amendment, suspension or revocation of a joint rule.

(c) *Amendment, suspension or revocation of joint rules at commencement of legislative session; vote required; conditions.* Notwithstanding any provision of this rule to the contrary, no notice shall be required for the adoption of a concurrent resolution amending, suspending or revoking any one or more joint rules at the commencement of a legislative session, and adoption of any such concurrent resolution shall require only the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified in each house, subject to the following conditions: (1) The concurrent resolution is sponsored by the speaker or the president; and (2) either: (a) A copy thereof is mailed to each member of the legislature by deposit in the United States mails not later than 11:00 p.m. on the Thursday preceding the Monday on which the legislative session is to commence; or (b) in lieu of mailing, copies of the concurrent resolution are made available to members on the first day of the legislative session and final action is taken on a subsequent legislative day.

Joint Rule 2. Joint sessions. (a) *Joint session called by concurrent resolution; vote required; time, place and subject matter.* A joint session of the senate and house of representatives may be called by concurrent resolution adopted by the affirmative vote of not less than a majority of the members elected (or appointed) and qualified in each house of the legislature or as may otherwise be prescribed by law. Any such resolution shall fix the time and place of the joint session, and the subject matter to be considered at the joint session. Joint sessions shall consider only such matters as are prescribed by law or by the concurrent resolution calling such joint session.

(b) *Presiding officer at joint sessions; record of joint session; rules applicable.* The speaker of the house of representatives shall preside at all joint sessions of the senate and house of representatives, and the clerk of the house of representatives shall keep a record of the proceedings thereof and shall enter the record of each such session in the

journal of the house of representatives. The rules of the house of representatives and the joint rules of the two houses, insofar as the same may be applicable shall be the rules for joint sessions of the two houses.

(c) *Votes in joint session; taking; requirements.* All votes in a joint session shall be taken by yeas and nays, and in taking the same it shall be the duty of the secretary of the senate first to call the names of the members of the senate, and after which the clerk of the house of representatives shall in like manner call the names of the members of the house. Each member of the senate and the house of representatives present shall be required to vote on all matters considered in joint session, unless excused by a vote of a majority of the members of both houses present.

Joint Rule 3. Conference committee procedure. (a) *Action by house of origin of bill or concurrent resolution amended by other house.* When a bill or concurrent resolution is returned to the house of origin with amendments by the other house, the house of origin may: (1) Concur in such amendments; (2) refuse to concur in such amendments; or (3) refuse to concur in such amendments and request a conference on the bill or concurrent resolution.

(b) *Concurrence by house of origin; concurrence prior to taking action on conference committee report by other house; final action; effect of failure of motion to concur.* The house of origin of any bill or concurrent resolution may concur in any amendments made by the other house, except that if the bill or concurrent resolution has been referred to a conference committee such action may only be taken prior to the taking of final action upon the conference committee report upon such bill or concurrent resolution by the other house. A vote in the house of origin of any bill or concurrent resolution on a motion to concur in amendments to such bill or concurrent resolution by the other house shall be considered action on the final passage of the bill or concurrent resolution and the affirmative and negative votes thereon shall be entered in the journal. If the motion to concur is upon amendments to a bill or concurrent resolution for which a conference committee has been appointed and action has not been taken upon the report of such committee by the other house and such motion fails, the bill or concurrent resolution shall not be deemed to have been killed thereby and the motion to concur may be renewed but not on the same legislative day. If the motion to concur is upon amendments to a bill or concurrent resolution for which a conference committee has not been appointed and such motion fails, the bill or concurrent resolution shall be deemed to be killed.

(c) *Motion to nonconcur; when considered final action; effect of adoption of motion.* A vote in the house of origin of any bill or concurrent resolution on a motion to nonconcur or to refuse to concur in amendments to such bill or concurrent resolution by the other house which is not coupled with a request for the appointment of a conference committee shall be considered action on final passage of the bill or concurrent resolution and the affirmative and negative votes thereon shall be entered in the journal, and the bill or concurrent resolution shall be deemed killed on the adoption thereof.

(d) *House of origin refusal to concur or nonconcur; request for conference; procedure.* When a bill or concurrent resolution is returned by either house to the house of origin with amendments, and the house of origin refuses to concur or to nonconcur therein, a conference may be requested by a majority vote of the members present and voting. Such request shall be transmitted to the other house by message which shall include the names of the conferees on the part of the requesting house. Upon receipt of

any such message, the receiving house may, in like manner, approve such conference, and shall thereupon notify the requesting house by message stating the names of its conferees.

(e) *Membership; appointment; chairperson; house of origin of substitute or materially changed bill or concurrent resolution; meetings of conference committee.* Each conference committee shall consist of three members of the senate and three members of the house of representatives, unless otherwise fixed by agreement of the president of the senate and speaker of the house. Senate members shall be appointed by the president of the senate and house members shall be appointed by the speaker of the house of representatives. The president or the speaker may replace any conferee previously appointed by such person. Not fewer than one member appointed from each house shall be a member of the minority political party of such house except when such representation for such house is waived by the minority leader of such house. In all cases, the first-named member of the house of origin of the bill or concurrent resolution assigned to the committee shall be chairperson of the conference committee. The house of origin of a substitute bill or substitute concurrent resolution shall be the house in which the bill or concurrent resolution in its original form was introduced. The chairperson of a conference committee on a bill or concurrent resolution the subject matter of which has been ruled to be materially changed shall be a member of the house which amended the bill or concurrent resolution to materially change the subject matter. Each conference committee shall meet on the call of its chairperson. All meetings of conference committees shall be open to the public and no meeting shall be adjourned to another time or place in order to subvert such policy.

(f) *Conference committee reports; matters which may be included; report not subject to amendment; house which acts first on report; copies of reports; reports considered under any order of business.* Only subject matters which are or have been included in the bill or concurrent resolution in conference or in bills or concurrent resolutions which have been passed or adopted in either one or both houses during the current biennium of the legislature may be included in the report of the conference committee on any bill or concurrent resolution except in any appropriations bill there may be included a proviso relating to any such item of appropriation. Subject to any limitations imposed under the constitution of the state of Kansas, no more than a total of four additional bills or concurrent resolutions or parts of bills or concurrent resolutions in conference or bills or concurrent resolutions or parts of bills or concurrent resolutions which have passed in either one or both houses during the current biennium of the legislature may be included in the report of the conference committee on any bill or concurrent resolution, except that reports of conference committees on any taxation bill are not subject to the limitation contained in this provision. A conference committee report shall not be subject to amendment. The original signed conference committee report shall be submitted to and acted upon first by the house other than the house of origin of the bill or concurrent resolution. Except when a conference committee report is an agree to disagree coupled with a request that a new conference committee be appointed or is a recommendation to accede to or recede from all amendments of the second house, electronic and paper copies of the report shall be made available to all members of the house considering the report not later than 30 minutes before the time of its consideration, except that if the report is more than six pages in length no paper copies will be required to be distributed to individual members provided that at least 10

paper copies of the report are made available to members at the clerk's or secretary's desk at the front of the respective house. By written notice, the majority leader may direct the clerk or secretary to increase from six pages to some greater number of pages the size of conference committee reports that need not be distributed by paper copies to individual members pursuant to this rule. The affirmative vote of 2/3 of the members present in the house at the time of consideration of the report shall be sufficient to dispense with distribution of copies of the conference committee report to all members of that house. Reports of conference committees may be received and considered under any order of business.

(g) *Signatures required on conference committee reports.* All initial conference committee reports other than an agreement to disagree coupled with a request that a new conference committee be appointed shall be signed by all of the conferees. All initial conference committee reports which are an agreement to disagree coupled with a request that a new conference committee be appointed shall be signed by a majority of the conferees appointed in each house. If a conference committee report which is an agreement to disagree coupled with a request that a new conference committee be appointed is not adopted, a subsequent conference committee report shall be signed by all conferees unless a subsequent conference committee report which is an agreement to disagree coupled with a request that a new conference committee be appointed is adopted, in which case a conference committee report subsequent to the adoption of such report shall be signed by a majority of the conferees appointed in each house. All other conference committee reports shall be signed by a majority of the conferees appointed in each house.

(h) *Vote to adopt conference committee report final action; effect of failure of motion to adopt conference committee report.* The vote to adopt the report of a conference committee, other than a report of failure to agree coupled with a recommendation for appointment of a new conference committee, shall be considered final action on the bill or concurrent resolution and the affirmative and negative votes thereon shall be entered in the journal. If the motion fails, the bill or concurrent resolution shall be deemed to be killed. If the motion on a conference committee report which is an agreement to disagree coupled with a request that a new conference committee be appointed fails, the bill or concurrent resolution shall not be deemed to have been killed thereby and remains in conference.

(i) *Report of conference committee unable to agree; effect of failure to request new conference committee; effect of failure of motion to adopt report requesting new conference committee.* If a conference committee upon any bill or concurrent resolution is unable to agree, it shall report that fact to both houses. Such report may request that a new conference committee be appointed thereon. If the committee so reports but fails to request the appointment of a new conference committee thereon, the bill or concurrent resolution shall be deemed to have been killed upon the adoption by either house of such report. If the motion to adopt a report requesting the appointment of a new conference committee fails, the bill or concurrent resolution shall be deemed to be killed.

(j) *Bills or concurrent resolutions under consideration by conference committees and reports thereof; carryover from odd-numbered to even-numbered year.* Bills or concurrent resolutions under consideration by a conference committee, or a report of which has been filed but no action taken thereon in either house, at the time of

adjournment of a regular session of the legislature held in an odd-numbered year shall remain alive during the interim and may be considered by the committee and legislature as the case may be at the regular session held in the following even-numbered year.

Joint Rule 4. Deadlines for introduction and consideration of bills. The senate and house of representatives shall observe the following schedule of deadlines in making requests for drafting and in the introduction and consideration of bills.

(a) *Bill request deadline for individual members.* Except for bills introduced pursuant to (i) of this rule, no request to draft bills, except those made by committees, through their respective chairpersons, shall be made to, or accepted by, the office of the revisor of statutes after the hour of 5:00 p.m. on January 30, 2023, during the 2023 regular session and on January 29, 2024, during the 2024 regular session.

(b) *Bill introduction deadline for individual members.* Except as provided in (i) of this rule, no bill sponsored by a member or members shall be introduced in either house of the legislature after the hour of adjournment on February 8, 2023, during the 2023 regular session and on February 7, 2024, during the 2024 regular session. Such deadline for the introduction of bills by individual members may be changed to an earlier date in either house at any time by resolution duly adopted by the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified in such house.

(c) *Bill request deadline for certain committees.* Except for bills to be introduced pursuant to (i) of this rule, no committee except the committee on ways and means of the senate, the committee on assessment and taxation of the senate, select committees of either house when so authorized, the committee on federal and state affairs of either house or the house committees on calendar and printing, appropriations and taxation shall make a request to the office of the revisor of statutes for any bill to be drafted for sponsorship by such committee after the hour of 5:00 p.m. on February 6, 2023, during the 2023 regular session and on February 5, 2024, during the 2024 regular session.

(d) *Bill introduction deadline for certain committees.* Except as provided in (i) of this rule, no bill sponsored by any committee of either house of the legislature, except the committee on ways and means of the senate, the committee on assessment and taxation of the senate, select committees of either house when so authorized, the committee on federal and state affairs of either house or the house committees on calendar and printing, appropriations and taxation shall be introduced in either house after the hour of adjournment on February 10, 2023, during the 2023 regular session and on February 9, 2024, during the 2024 regular session.

(e) *House of origin bill consideration deadline.* No bill, except bills sponsored by, referred to or acted upon by the committee on ways and means of the senate, the committee on assessment and taxation of the senate, select committees of either house when so authorized, the committee on federal and state affairs of either house or the house committees on calendar and printing, appropriations and taxation shall be considered in the house in which such bill originated after the hour of adjournment on February 24, 2023, during the 2023 regular session and on February 23, 2024, during the 2024 regular session.

(f) *Second house bill consideration deadline.* No bill, except bills sponsored by, referred to or acted upon by the committee on ways and means of the senate, the committee on assessment and taxation of the senate, select committees of either house when so authorized, the committee on federal and state affairs of either house or the house committees on calendar and printing, appropriations and taxation shall be

considered by either house, not the house of origin of such bill, after the hour of adjournment on March 29, 2023, during the 2023 regular session and on March 28, 2024, during the 2024 regular session.

(g) *Exceptions to limitation of (d), (e) and (f); procedure.* Specific exceptions to the limitations prescribed in subsections (d), (e) and (f) may be made in either house by resolution adopted by the affirmative vote of not less than a majority of the members of such house then elected (or appointed) and qualified.

(h) *Deadline which falls on day neither house in session; effect.* In the event that any deadline prescribed in this rule falls on a day that neither house of the legislature is in session, such deadline shall be observed on the next following day that either house is in session.

(i) *Bills introduced in odd-numbered years after deadlines; effect.* Bills may be introduced by members and committees in regular sessions occurring in an odd-numbered year after the times prescribed in (b) and (d) of this rule, but there shall be no final action thereon by either house during the session when introduced. Such bills shall be held over for consideration at the next succeeding regular session held in an even-numbered year.

(j) *Modification of schedule of deadlines for introduction and consideration of bills; procedure.* In any regular session a concurrent resolution may be adopted by the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified in each house setting forth a different schedule of deadlines for introduction and consideration of bills for that session and the provisions of such concurrent resolution shall apply to such session notwithstanding provisions of this rule to the contrary.

(k) *Bill consideration deadline; exceptions.* No bills shall be considered by the Legislature after April 6, 2023, during the 2023 regular session and after April 5, 2024, during the 2024 regular session except bills vetoed by the governor, the omnibus appropriation act and the omnibus reconciliation spending limit bill provided for under K.S.A. 75-6702, and amendments thereto. This subsection (k) may be suspended for the consideration of a specific bill or bills not otherwise exempt under this subsection by the affirmative vote of a majority of the members then elected (or appointed) and qualified in the house in which the bill is to be considered.

Joint Rule 5. Closure of meetings to consider matters relating to security. Any standing committee of the house of representatives, any standing committee of the senate, the legislative coordinating council, any joint committee of both houses of the legislature, any special or select committee of the house of representatives or the senate, the house of representatives in session, the senate in session or a joint session of the house of representatives and the senate may meet in closed, executive session for the purpose of receiving information and considering matters relating to the security of state officers or employees, or both, or the security of buildings and property under the ownership or control of the state of Kansas.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2001, AN ACT concerning judges; relating to impeachment; defining grounds of impeachment for justices of the supreme court and certain judges of the district court, by Representative Fairchild.

HB 2002, AN ACT concerning the taxpayer notification costs fund; continuing in existence the reimbursement from the fund for printing and postage costs for county clerks beyond calendar year 2023; amending K.S.A. 2022 Supp. 79-2989 and repealing the existing section, by Representative Fairchild.

HB 2003, AN ACT concerning education; relating to the Kansas state high school activities association and the system for classification of high schools; authorizing the classification system to be based on student attendance and other factors; amending K.S.A. 72-7114 and repealing the existing section, by Representative Johnson.

HB 2004, AN ACT concerning taxation; relating to electric vehicles; establishing the EV energy equity road repair tax act and providing for a road repair tax on the distribution of electricity from public charging stations, by Representatives Rhiley, Garber, Seiwert and Waggoner.

HB 2005, AN ACT concerning traffic regulations; relating to operating a vehicle while fatigued; creating a traffic infraction thereof; amending K.S.A. 8-2118 and repealing the existing section, by Representative Carmichael.

HB 2006, AN ACT concerning the department of wildlife and parks; relating to enforcement; unlawful methods of taking wildlife; restricting rule and regulation authority; amending K.S.A. 32-1003 and 32-1032 and repealing the existing sections, by Representative Carmichael.

HB 2007, AN ACT concerning public health; relating to immunizations; childhood immunizations required for care at a child care facility or attendance at a school; prohibiting the secretary of health and environment from requiring a COVID-19 vaccine therefor; amending K.S.A. 65-508 and 72-6262 and repealing the existing sections, by Representatives Fairchild, Barth, Hill, Murphy, Proctor and Rhiley.

HB 2008, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system and systems thereunder; affiliation and membership of certain security officers of the department of corrections in the Kansas police and firemen's retirement system; providing for employee and employer contributions; authorizing certain participating service credit purchases of previous KPERS security officer participating service for purposes of KP&F retirement benefits.

HB 2009, AN ACT concerning sales taxation; relating to exemptions; providing for exemption for feminine hygiene products and diapers; amending K.S.A. 2022 Supp. 79-3606 and repealing the existing section, by Representative Sawyer Clayton.

HB 2010, AN ACT concerning crimes, punishment and criminal procedure; relating to trials; persons found not guilty by reason of mental disease or defect; jury instruction; amending K.S.A. 2022 Supp. 22-3428 and repealing the existing section, by Representative Highberger.

HB 2011, AN ACT concerning income taxation; relating to Kansas adjusted gross income; providing a subtraction modification for amounts received as compensation for serving in the armed forces; amending K.S.A. 2022 Supp. 79-32,117 and repealing the existing section, by Representatives Proctor, Barth, Blex, Buehler, Clifford, Collins, Dodson, M., Ellis, Essex, Estes, Hill, Hoffman, Humphries, Johnson, Mason, Maughan, Moser, Murphy, Neelly, Pickert, Poskin, Rhiley, Smith, E., Sutton, Thompson, Turk and Underhill.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

Speaker Hawkins referred the following resolutions to committees as indicated:

Rules and Journal: **HCR 5002, HR 6004.**

MESSAGES FROM THE SENATE

Announcing adoption of **SR 1701**, a resolution relating to the organization of the 2023 Senate and the selection of the following officers:

Ty Masterson, President,
Rick Wilborn, Vice President,
Larry Alley, Majority Leader,
Dinah Sykes, Minority Leader,
Corey Carnahan, Secretary,
Don Cackler, Sergeant-at-Arms,

and awaits the pleasure of the House of Representatives.

Announcing adoption of **SCR 1601**, a concurrent resolution informing the Governor that the two houses of the Legislature are duly organized and ready to receive communications.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

The following Senate concurrent resolution was thereupon introduced and read by title:

SCR 1601.

On emergency motion of Rep. Hawkins, **SCR 1601** was adopted.

INTRODUCTION OF GUESTS

Speaker Hawkins introduced Dr. Debra Doubek.

Dr. Doubek is a native of Belleville, Kansas. She graduated from the University of Kansas School of Medicine. Following graduation from KU, Dr. Doubek completed her internship and family practice residency also at the University of Kansas in Kansas City. Dr. Doubek moved to Manhattan and started practice in 1992. She has been married for 38 years to Tom Phillips. Tom was the Mayor of Manhattan in 2007-2008 and the Legislator of the 67th District of the House of Representatives in Topeka from 2012-2020.

The Academy sponsors the doctor of the day program and provides daily assistance for health concerns of those serving the Statehouse during the session. We appreciate this program and your efforts, Dr. Doubek. Thank you for again providing this service.

On motion of Rep. Croft, the House adjourned pro forma until 11:00 a.m., Tuesday, January 10, 2023.

Journal of the House

SECOND DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, January 10, 2023, 11:00 a.m.

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

OATH OF OFFICE

Representative-elect Barbara Wasinger, of the 111th Legislative District, came forward, took and subscribed, or affirmed her oath of office, administered by Secretary of State, Scott Schwab, as follows:

State of Kansas,ss:

I do solemnly swear, or affirm, that I will support the Constitution of the United States, and the Constitution of the State of Kansas, and will faithfully discharge the duties of the office of

KANSAS STATE REPRESENTATIVE OF THE

111th Legislative District
so help me God.

BARBARA WASINGER

Subscribed and Sworn to, or Affirmed, before me this 10th of January, 2023.

SCOTT SCHWAB
Secretary of State

The House is now organized with 125 members.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture and Natural Resources: **HB 2006**.

Corrections and Juvenile Justice: **HB 2005**.

Education: **HB 2003**.

Financial Institutions and Pensions: **HB 2008**.

Health and Human Services: **HB 2007**.

Judiciary: **HB 2001, HB 2010**.

Taxation: **HB 2002, HB 2009, HB 2011**.

Transportation: **HB 2004**.

COMMUNICATIONS FROM STATE OFFICERS

From: Laura Howard, Secretary; Lamsas Department of Aging and Disability Services; pursuant to K.S.A. 59-29a11(e); Annual Report to the Governor and Legislature.

From: Alan D. Conroy, Executive Director; KPERS; amendments to the Working After Retirement statutes.

The complete reports are kept on file and open for inspection in the office of the Chief Clerk.

**STANDING COMMITTEES OF THE HOUSE
2023 LEGISLATIVE SESSION**

Agriculture and Natural Resources: Rahjes, *Chairperson*; Moser, *Vice Chairperson*; Blex, Fairchild, Gardner, Jacobs, Minnix, Murphy, Roth, Seiwert, White, Younger

Carlin, *Ranking Minority Member*; Featherston, Probst, Schlingensiepen, Xu

Agriculture and Natural Resources Budget: Corbet, *Chairperson*; Seiwert, *Vice Chairperson*; Bloom, Garber, Jacobs, Moser

Carlin, *Ranking Minority Member*; Alcala, Curtis

Appropriations: Waymaster, *Chairperson*; Hoffman, *Vice Chairperson*; Anderson, Concannon, Corbet, Estes, Francis, Howe, Landwehr, Mason, Owens, Rahjes, Sutton, Tarwater, Turk, Williams, K.

Helgerson, *Ranking Minority Member*; Alcala, Ballard, Carlin, Curtis, Ousley, Woodard

Calendar and Printing: Croft, *Chairperson*; Hawkins, *Vice Chairperson*; Carpenter, B., Mason

Miller, V., *Ranking Minority Member*; Stogsdill

Child Welfare and Foster Care: Concannon, *Chairperson*; Johnson, *Vice Chairperson*; Howell, Howerton, Humphries, Lewis, Pickert, Underhill, Waggoner

Ousley, *Ranking Minority Member*; Carr, Hougland, Neighbor

Commerce, Labor and Economic Development: Tarwater, *Chairperson*; Borjon, *Vice Chairperson*; Carpenter, W., Dodson, Hoffman, Kessler, Mason, Patton, Penn, Sutton, Williams, K., Williams, L.

Probst, *Ranking Minority Member*; Osman, Poskin, Clayton, Xu

Corrections and Juvenile Justice: Owens, *Chairperson*; Smith, E., *Vice Chairperson*; Butler, Maughan, Resman, Smith, A., Thompson, Titus, Turk

Highberger, *Ranking Minority Member*; Carmichael, Martinez, Schlingensiepen

Education: Thomas, *Chairperson*; Estes, *Vice Chairperson*; Donohoe, Goetz, Hill, Murphy, Poetter Parshall, Rhiley, Sanders, Schmoe, Schreiber, Younger

Stogsdill, *Ranking Minority Member*; Featherston, Haskins, Miller, S., Ruiz, L.

Elections: Proctor, *Chairperson*; Waggoner, *Vice Chairperson*; Bergquist, Collins, Dodson, Essex, Howell, Howerton, Underhill

Woodard, *Ranking Minority Member*; Hougland, Neighbor, Oropeza

Energy, Utilities and Telecommunications: Delperdang, *Chairperson*; Turner, *Vice Chairperson*; Averkamp, Bergquist, Borjon, Penn, Poetter Parshall, Proctor, Roth, Schreiber, Smith, C., Williams, L.

Ohaebosim, *Ranking Minority Member*; Carmichael, Melton, Neighbor, Schlingensiepen

Federal and State Affairs: Carpenter, W., *Chairperson*; Kessler, *Vice Chairperson*; Bergkamp, Bryce, Buehler, Eplee, Garber, Houser, Howell, Humphries, Jacobs, Moser, Resman, Sanders, Smith, A., Thomas

Hoye, *Ranking Minority Member*; Boyd, Haswood, Highberger, Miller, S., Ruiz, L., Clayton

Financial Institutions and Pensions: Hoheisel, *Chairperson*; Clifford, *Vice Chairperson*; Blew, Dodson, Donohoe, Lewis, Maughan, Neelly, Schmoe, Smith, C., White, Williams, L.

Xu, *Ranking Minority Member*; Martinez, Poskin, Sawyer, Weigel

General Government Budget: Hoffman, *Chairperson*; Rhiley, *Vice Chairperson*; Pickert, Smith, C., Turk, Williams, L.

Amyx, *Ranking Minority Member*; Melton, Robinson

Health and Human Services: Landwehr, *Chairperson*; Eplee, *Vice Chairperson*; Barth, Bergkamp, Bergquist, Blex, Bryce, Buehler, Clifford, Ellis, Gardner, Turner Ruiz, S., *Ranking Minority Member*; Boyd, Haswood, Oropeza, Vaughn

Higher Education Budget: Howe, *Chairperson*; Blew, *Vice Chairperson*; Fairchild, Rahjes, Smith, C., Wasinger

Woodard, *Ranking Minority Member*; Amyx, Sawyer

Insurance: Sutton, *Chairperson*; Penn, *Vice Chairperson*; Bergquist, Blew, Collins, Dodson, Essex, Howell, Howerton, Proctor, Tarwater, Underhill

Neighbor, *Ranking Minority Member*; Haskins, Meyer, Miller, S., Woodard

Interstate Cooperation: Hawkins, *Chairperson*; Carpenter, B., *Vice Chairperson*; Croft, Estes, Mason

Winn, *Ranking Minority Member*; Ballard

Judiciary: Patton, *Chairperson*; Schreiber, *Vice Chairperson*; Borjon, Concannon, Goddard, Humphries, Lewis, Maughan, Neelly, Owens, Smith, E., Titus

Carmichael, *Ranking Minority Member*; Curtis, Highberger, Osman, Vaughn

K-12 Education Budget: Williams, K., *Chairperson*; Landwehr, *Vice Chairperson*; Estes, Garber, Goetz, Hill, Johnson, Schmoe, Thomas

Winn, *Ranking Minority Member*; Boyd, Ousley, Poskin

Legislative Budget (House): Waymaster, *Chairperson*; Hoffman, *Vice Chairperson*; Carpenter, B., Carpenter, W., Croft, Hawkins

Helgeson, *Ranking Minority Member*; Miller, V., Winn

Legislative Modernization: Wasinger, *Chairperson*; Carpenter, B., *Vice Chairperson*; Borjon, Howerton, Murphy, Penn, Rhiley, Schreiber, Turner, Waggoner, Younger

Stogsdill, *Ranking Minority Member*; Houglan, Meyer, Oropeza, Robinson

Local Government: Bergquist, *Chairperson*; Blex, *Vice Chairperson*; Barth, Bloom, Collins, Essex, Gardner, Poetter Parshall, Underhill

Featherston, *Ranking Minority Member*; Amyx, Melton, Miller, D.

Rules and Journal: Patton, *Chairperson*; Humphries, Maughan, Owens, Smith, A.

Highberger, *Vice Chairperson*; Sawyer-Clayton

Social Services Budget: Mason, *Chairperson*; Carpenter, W., *Vice Chairperson*; Barth, Clifford, Donohoe

Ballard, *Ranking Minority Member*; Ohaebosim, Ruiz, S.

Taxation: Smith, A., *Chairperson*; Bergkamp, *Vice Chairperson*; Averkamp, Bryce, Buehler, Butler, Corbet, Eplee, Francis, Hoheisel, Kessler, Poetter Parshall, Sanders, Thompson, Turner, Wasinger

Sawyer, *Ranking Minority Member*; Alcalá, Haswood, Helgerson, Miller, D., Clayton, Stogsdill

Transportation: Francis, *Chairperson*; Neelly, *Vice Chairperson*; Anderson, Collins, Delperdang, Essex, Goddard, Hoheisel, Houser, Minnix, Proctor, White

Ballard, *Ranking Minority Member*; Hoye, Melton, Ohaebosim, Weigel

Transportation and Public Safety Budget: Anderson, *Chairperson*; Resman, *Vice Chairperson*; Bloom, Delperdang, Ellis, Houser

Weigel, *Ranking Minority Member*; Carr, Hoye

Veterans and Military: Ellis, *Chairperson*; Dodson, *Vice Chairperson*; Butler, Collins, Goddard, Hill, Johnson, Thompson, Younger

Weigel, *Ranking Minority Member*; Miller, D., Poskin, Ruiz, S.

Water: Minnix, *Chairperson*; Howerton, *Vice Chairperson*; Blex, Bloom, Essex, Fairchild, Goetz, Pickert, Seiwert, Smith, E., Titus, White

Vaughn, *Ranking Minority Member*; Amyx, Featherston, Meyer, Stogsdill

Welfare Reform: Averkamp, *Chairperson*; Howell, *Vice Chairperson*; Humphries, Johnson, Lewis, Pickert, Roth, Waggoner

Meyer, *Ranking Minority Member*; Carr, Houglan, Miller, D.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Wednesday, January 11, 2023.

Journal of the House

THIRD DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, January 11, 2023, 11:00 a.m.

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

The roll was called with 111 members present.

Reps. Carlin, S. Miller, Neighbor and Xu were excused on verified illness.

Reps. Alcala, Carmichael, Donohoe, Jacobs, Johnson, Moser, Neelly, Poetter Parshall, S. Ruiz and Underhill were excused on excused absence by the Speaker.

Present later: Carmichael, Johnson, S. Ruiz, Underhill.

Prayer by Rep. Thompson:

Presence and Blessing

Lord thank you for each one of these
public servants here today.

Psalm 32:8 states:

I will instruct you and teach
you in the way you should go;
I will Counsel you and watch
Over you.

We humbly ask for your wisdom, guidance and counsel
as we make decisions that affect the lives
of the people of our great state.

May we always have the well-being of the people
at the forefront of all of our decisions.

May we never take for granted the trust
that our citizens have given us.

Lord, it is in your most Holy Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Osman.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2012, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; requiring certain offenders to complete a citizenship curriculum; amending K.S.A. 2022 Supp. 21-6607 and 22-3717 and repealing the existing sections, by Representatives Rhiley, Fairchild and Hill.

HB 2013, AN ACT concerning elections; requiring a runoff election between the top two vote-getting candidates for statewide office if no candidate receives a majority of the votes cast at a general election, by Committee on Elections.

HB 2014, AN ACT concerning roads and highways; designating a portion of United States highway 69 in Crawford county as the Robert Lessen memorial highway, by Representative Collins.

HB 2015, AN ACT concerning public health; relating to infectious disease; authorizing the designee of an employing agency or entity to petition the court for an order requiring infectious disease testing; amending K.S.A. 65-6008 and repealing the existing section, by Committee on Judiciary.

HB 2016, AN ACT concerning the probate code; relating to transfer-on-death; clarifying how property held under a transfer-on-death deed is distributed when one beneficiary predeceases the grantor; amending K.S.A. 2022 Supp. 59-3504 and repealing the existing section, by Committee on Judiciary.

HB 2017, AN ACT concerning family law; relating to arbitration agreements; enacting the uniform family law arbitration act, by Committee on Judiciary.

HB 2018, AN ACT concerning the probate code; relating to wills; permitting a will or a copy of a will filed within six months after the death of the testator to be admitted to probate at any time; amending K.S.A. 2022 Supp. 59-618a and repealing the existing section, by Committee on Judiciary.

HB 2019, AN ACT concerning transportation; relating to the Kansas transportation network company services act; establishing conditions for when a driver is an independent contractor for a transportation network company, by Committee on Transportation.

HB 2020, AN ACT concerning motor carriers; relating to the employment status of a driver of a motor carrier; prohibiting the altering of employment status for requiring safety improvements on the vehicle, by Committee on Transportation.

HB 2021, AN ACT concerning children and minors; relating to risk and needs assessment for certain children in need of care; allowing for overall case length limit extensions for certain juvenile offenders; requiring the department of corrections to create juvenile justice data systems; increasing use of evidence-based programs account money; authorizing detention sanctions for probation violations; increasing the cumulative detention cap; amending K.S.A. 38-2203, 38-2304, 38-2361, 38-2391, 38-2392, 75-52,162 and 75-52,164 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2022, AN ACT concerning the Kansas highway patrol; providing for appointment of the superintendent by the attorney general; establishing the highway patrol as a division under the jurisdiction of the attorney general; transferring functions concerning the highway patrol from the governor to the attorney general; amending K.S.A. 66-1302, 68-2025, 74-2113 and 74-2114 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2023, AN ACT concerning crimes, punishment and criminal procedure; relating to crimes against the public peace; creating the crime of interference with the conduct of a hospital; relating to battery; increasing the criminal penalty for battery of a healthcare provider; amending K.S.A. 2022 Supp. 21-5413 and repealing the existing section, by Representatives Concannon and Hawkins.

MESSAGE FROM THE GOVERNOR

January 10, 2023

Message to the Kansas House of Representatives:

Enclosed herewith is Executive Order No. 23-01 for your information.

EXECUTIVE ORDER NO. 23-01
Establishing the Early Childhood Transition Task ForceLAURA KELLY
Governor

The above Executive Order is on file and open for inspection in the office of the Chief Clerk.

COMMUNICATIONS FROM STATE OFFICERS

From: Laura Howard, Secretary, Kansas Department for Aging & Disability Services; Secretary's Annual Report on 988 Suicide & Crisis Lifeline.

From: Laura Howard, Secretary, Kansas Department for Aging & Disability Services; Annual Report on 2022 HB 2703 - Targeted Employment Act.

The complete reports are kept on file and open for inspection in the office of the Chief Clerk.

MESSAGES FROM THE SENATEAnnouncing adoption of **HCR 5001**, concurrent resolution providing for a joint session of the Senate and House of Representatives for the purpose of hearing a message from the Governor and for the purpose of hearing a message from the Supreme Court.

The following escorts are appointed for the State of the Judiciary:

To escort the Supreme Court: Senators Warren and Corson.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Carpenter announced the appointment of Rep. Winn to replace Rep. Carlin on Committee on Appropriations for January 10 – January 20.

Also, the appointment of Rep. Martinez to replace Rep. Carlin on Committee on Agriculture and Natural Resources for January 10 – January 20. Rep. Featherston will serve as the ranking minority member.

Also, the appointment of Rep. Winn to replace Rep. Carlin on Committee on Agriculture and Natural Resources Budget for January 10 – January 20. Rep. Winn will serve as the ranking minority member.

On motion of Rep. Croft, the House recessed until 1:15 p.m.

AFTERNOON SESSION

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

STATE OF THE JUDICIARY**January 11, 2022****Chief Justice Marla Luckert**

Mr. Speaker, Mr. President, Attorney General Kobach, Commissioner Schmidt, other executive branch officials, Legislators, honored guests, my judicial branch colleagues, and my fellow Kansans—Good afternoon. I also send greetings to Governor Kelly and wish her a speedy recovery.

Monday signaled the beginning of a new legislative biennium and a new gubernatorial term. On behalf of the Supreme Court, the Court of Appeals, and the district courts across our state, congratulations. We look forward to serving with you.

I would like to introduce two of my special guests who are in the East gallery: my spouse Ken Morse and our oldest daughter Sarah. My other daughters, our sons-in-law, and our grandchildren joined me Monday as I took my oath of office. While they could not be here today, they join me, Ken, and Sarah in expressing our family's congratulations and appreciation for your service. I would not be here serving the people of Kansas without my family's love and support. I appreciate all they do to help me and the immense joy they bring to my life.

Thank you, Speaker Hawkins for generously offering me this chance to update this special joint session of the Legislature on the state of the Kansas judiciary. And thank you President Masterson for agreeing to the scheduling. I am honored to have this opportunity.

In past addresses, I emphasized the resiliency and perseverance shown by judicial branch employees and judges during a period of significant challenge. Conditions required courts to retool most court procedures and business processes. This retooling required hard work, creativity, and the bravery necessary to blaze new trails.

These characteristics are not rare in Kansans. One example was memorialized last summer with the unveiling of the Amelia Earhart statue inside the United States Capitol. Each state is allowed two statues. I am pleased to be represented by such a courageous, daring woman.

Personally, I was blessed with the example of my maternal grandmother, who was of Earhart's generation. Grandma found herself widowed at an incredibly early age, pregnant, and with two young children. Our country was in the depths of a devastating economic depression. And northwest Kansas, where my grandparents farmed, was suffering the dry and windy weather conditions of the dirty 1930s.

With a trailblazing spirit, bravery, and lots of hard work, Grandma, joined by several of her sisters, opened "Mom's Café" on Main Street of Goodland. While she may not have gained the fame of Amelia Earhart, she was famous among locals and travelers for her cinnamon rolls, her pies, and wholesome meals.

I am proud to be a part of the legacy of that strong woman who helped shape my life and showed me the value of resiliency, a strong work ethic, and perseverance. And I am equally proud to be part of the judicial branch team of judges and court employees who displayed these same characteristics as they dealt with difficult conditions. Their

innovation, perseverance, and hard work brought the Kansas judicial branch national recognition in 2022.

In July, a national news organization highlighted our Sedgwick County court as an example of a court that kept processing cases despite the pandemic and that started conducting jury trials much sooner than courts in most other states. The article quoted Chief Judge Jeff Goering's declaration that it took "thinking outside the box." Sedgwick County and other Kansas courts did just that, with Sedgwick County even using tents outside the courthouse to conduct court. Unusual, but it kept cases moving, even if at a reduced volume. While Chief Judge Goering could not be here today, Joni Wilson, the Court Administrator of Sedgwick County, is here. Please stand and be recognized. She, other district court administrators, chief court service officers, and some Office of Judicial Administration staff are here representing the court employees statewide who implemented our outside-the-box ideas. We express our gratitude to these employees. Would you all please stand and be recognized?

Recognition also came to a project designed to make citizens more comfortable with jury service during the pandemic. This effort, led by former Johnson County Chief Judge Kelly Ryan, garnered multiple awards, including two national ones—one from the American Judges Association and the other from the National Center for State Courts. Judge Ryan is also in the gallery today.

Finally, I am proud to report that the national board of the Legal Services Corporation recently recognized our efforts to improve access to justice in civil cases through several innovative programs, including our online portal for obtaining protection from abuse orders. This system guides someone seeking a protection order through the process of filling out and filing necessary forms without coming to the courthouse. Most applications are now filed through this process.

The Kansas judicial system did not rest on those achievements. Throughout 2022, our judges and employees worked with Kansas attorneys to move cases and process jury trials. We also worked to regain momentum on projects slowed by the pandemic, such as the rollout of our statewide case management system. The system now functions in 100 counties, and the rollout remains a priority of our Office of Judicial Administration. Kansans are already benefitting from the efficiencies gained through these efforts. Plus, we continued or started initiatives, several in collaboration with you. These initiatives address some of the most compelling issues facing our state.

One of the most urgent needs is to address the behavioral health issues that underlie many criminal, juvenile, and other cases.

In April, Governor Laura Kelly, President Ty Masterson, and then-Speaker Ron Ryckman Jr., accepted my invitation to join me in opening the first Kansas Mental Health Summit. Leaders of other state courts have commented about how remarkable it was to have the leaders of all three branches of government participate in such a summit. Certainly, it was a historic event for Kansas, and the presence of the Governor and our legislative leaders sent a strong message that this initiative was critical and one on which we would work together. I was honored to present with them and am deeply grateful for their commitment.

The summit brought local and national speakers together to educate more than 600 participants from all 31 Kansas judicial districts. Attendees included behavioral health professionals, law enforcement, prosecutors, first responders, and many others.

I want to recognize the judge who spearheaded organizing the summit and who has maintained the momentum post-summit. Judge Robert Wonnell, from Johnson County, joins us in the gallery today.

His exceptional work created a catalyst to determine how stakeholders can help the court system address behavioral health issues. Following the summit, he formed a statewide mental health community of practice. This group will continue to bring together legislative, executive, and judicial branch representatives to discuss ways to improve our response to justice-involved individuals with behavioral health issues.

Judge Wonnell also collaborated with local judges and others to establish local communities of practice. These groups have continued discussions started at the Summit about how to improve local responses.

These efforts have already changed lives, strengthened families, and made our communities safer. Thank you, Judge Wonnell. And thank you Representatives Brenda Landwehr and Susan Ruiz and Senators Pat Pettey and Carolyn McGinn for their involvement in these efforts.

Another focus in 2022 was strengthening and growing our network of specialty courts. These courts use problem-solving procedures like intensive supervision, treatment, and mentoring to address underlying factors that contribute to a person's involvement in the court system. Often that is a behavioral health or addiction issue.

Each defendant must complete an individualized plan to graduate from the treatment court program. These plans are much harder than typical probation conditions. But the rewards for Kansas and the graduates are worth it.

Graduates speak of how the program transformed their lives.

For Kansas, specialty courts reduce incarceration costs for the state and counties and lighten the burden on the home-based services provided by executive branch agencies. In addition, most graduates from criminal specialty courts do not reoffend, leading to safer Kansas communities.

Currently, twelve districts operate drug or alcohol specialty courts. Two operate criminal behavioral health courts, and a third will soon do so. Juvenile drug courts, outpatient treatment courts, and truancy courts are also active in Kansas.

Our judges also see defendants whose military service has caused behavioral health wounds that need attention. Five counties have a veterans treatment court, including one that started last month and two that are starting this month. Plans are underway to start a veterans treatment court in Saline County later this year. Each of these new courts is in a district where you added judges that gave us the bandwidth to conduct these time-intensive dockets that help veterans and others in specialty courts.

My written report, which has been delivered to your legislative mailboxes, includes a map showing the location of our specialty courts. Several judges involved with specialty court dockets are here today. I would ask them to please stand and be recognized.

The biggest barrier for expansion and creation of specialty courts is funding. Current funding for specialty courts is piecemeal with reliance on federal grants, local nonprofits, county funding, and private donations. Through Senator Jerry Moran's help, Kansas received federal grants to create and operate the veteran treatment courts in Leavenworth, Saline, Sedgwick, and Shawnee Counties and to expand and better

resource the Wyandotte County court.

I am grateful for Senator Moran's support and for your support of specialty courts. Last year, you enacted House Bill 2361, which established the Specialty Court Funding Advisory Committee. The Committee will identify and evaluate funding sources and make allocation recommendations to Judicial Administrator Stephanie Smith. Functionally, the legislation created an account to which funds secured by the advisory committee can be deposited. I thank Minority Leader Vic Miller, Representative Stephen Owens, and Senator Kellie Warren for their willingness to serve on this committee.

We also asked for members of your body to join with us to address another major issue: The shortage of attorneys in Kansas' rural areas. This shortage undermines access to justice and jeopardizes many Kansans' ability to obtain legal representation.

Based on the 2020 census and a 2021 study of attorney demand in the United States, we estimate rural Kansas collectively has only 25 percent of the attorneys needed to meet demand. In some areas, the shortage is even more dire. Judges across the state report they cannot find attorneys to appoint when the law requires them to do so. And your neighbors struggle to find an attorney to help with legal issues.

In response to this shortage, Justice K.J. Wall, who grew up in Scott City, will lead a Rural Justice Initiative. A diverse committee representing legal, business, and governmental interests join him in this effort. We are grateful that Senator Elaine Bowers and Representative Tory Blew agreed to help. Each member champions the communities they represent and the value that comes from living in our rural areas. Growing up in Goodland, I can attest to that value.

The Supreme Court has asked the committee to identify unmet legal needs across Kansas, study programs designed to recruit professionals to rural areas, and examine strategies to provide attorney services in underserved areas. I look forward to the ideas this committee will propose.

I told you of another initiative in last year's address soon after we had formed an Ad Hoc Committee on Best Practices for Eviction Proceedings. That group, chaired by Court of Appeals Judge Sarah Warner, has now presented its initial report. Building on that foundation, we received a grant to develop a voluntary eviction resolution program in Wichita. The program connects property owners and tenants to resources that help resolve cases earlier, leading to less litigation and cost. Lessons learned will help other courts develop similar programs and best practices to improve housing stability—a benefit to landlords, tenants, and our communities.

The last initiative I would like to highlight started with Johnson County District Court Judge Keven O'Grady. Judge O'Grady created the first self-help center in Kansas to provide a place for individuals without an attorney to come to the courthouse and meet basic legal needs – like accessing legal forms, diversion applications, and plain language explanations of procedures. The Johnson County center estimates it has met more than 31,000 requests for help since its inception in 2014.

Judge O'Grady's passion for self-help centers and other measures that improve access to justice serves as a catalyst for courts across Kansas and the nation. He was also instrumental in creating our Kansas protection order portal. Last August, Judge O'Grady received one of the highest recognitions in our profession, the National Center for State Courts' Mary C. McQueen Award for "extraordinary contributions to

improving the administration of justice." I congratulate Judge O'Grady and thank him. He joins us today in the gallery.

The effect of his efforts continues to grow in Kansas. In 2022, Kansas Legal Services began offering legal aid days at self-help centers in eight counties—Wyandotte, Johnson, Harvey, Thomas, Miami, Sedgwick, Franklin, and Ellis. And Bourbon County has now opened our latest center.

I have shared just a few of many examples of judges and employees tirelessly serving Kansas and working to improve access to justice. My written report includes additional examples and more information about the operation of Kansas courts. I urge you to read about the extraordinary efforts covered there.

As these examples suggest, the Kansas judicial branch is only as strong as its judges and employees. I want to take this public opportunity to thank Kansas judges and court employees for their creativity, hard work, persistence, and dedication to service.

While expressing gratitude, I would be remiss if I failed to thank the Legislature and Governor Kelly for the efforts to strengthen the judiciary over the last two sessions.

First, you enacted a significant shift in how the court system is funded. For decades, the judicial branch budget depended on unstable court user fees. This led to hiring freezes, and it risked court closures. Through your efforts last session, core judicial branch operations no longer face the unpredictability of fee funding. Those fees are still assessed, but last year's legislation shifted the deposits of those fees from accounts directly funding the judicial branch to the state general fund. Now, the judicial branch receives an amount from the general fund equal to that projected deposit. We can now plan accordingly. This funding stability is critical to strengthening the Kansas judicial system.

Next, you brought judicial employee salaries to 2021 market rates and provided a cost-of-living increase. You also increased the salaries for judicial positions.

Finally, based on a weighted caseload study conducted by the National Center for State Courts, you funded 23 new judge positions to relieve strained district court capacity. These very needed positions are the first since 2008. Citizens in communities with new judge positions are already benefitting from improved access to timely justice.

Thank you for this support. As we begin 2023, I ask for your help again. Market forces and inflation are already eroding your effort to bring employee salaries to market rate. Because of this, our budget asks for a cost-of-living increase for employee positions so we can continue to offer market rate pay to attract and retain the employees we need.

While we have started to address uncompetitive judicial pay, I ask you to please continue that effort. Our budget proposal requests a raise in judicial pay to a rate that allows us to better compete with the salaries well-qualified attorneys can command in Kansas' public and private legal markets.

To highlight the pay gap, some brand-new attorneys in the Kansas City area begin their careers making more than the district judges they appear before. Under the criteria you have set, those new attorneys could not apply to be a judge for at least another five years. Over those five years or more, their pay increases and the gap between what they make and what we can offer judge candidates grows wider.

Kansans, acting through you as their representatives, have given judges profound responsibilities. Judges impose criminal sentences that deprive life and liberty, resolve child custody disputes that affect fundamental parental rights, decide contract disputes impacting our business community, and conduct other criminal and civil proceedings that result in life-altering judgments.

Amelia Earhart said, "The most difficult thing is the decision to act. The rest is merely tenacity." Kansas courts have acted to strengthen our court system and we pledge continued tenacity in that effort. This body has collectively recognized the value of bringing the judicial branch to market pay so we can attract and retain well-qualified individuals. As the leader of the judicial branch, I ask you to be tenacious in accomplishing that goal. Your tenacity will reap benefits for your constituents.

Thank you for your time and attention today. I hope I have given you a better understanding of the Kansas judicial branch's efforts toward what I am confident is our shared goal—a goal of ensuring Kansans have a fair and impartial judicial system that functions in a timely and efficient fashion and provides our neighbors with good service.

I look forward to collaborating with you throughout the session and in the years to come to ensure we meet that goal.

May all of you and our great state continue to be blessed.

On motion of Rep. Croft, the House adjourned pro forma until 11:00 a.m., Thursday, January 12, 2023.

Journal of the House

FOURTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, January 12, 2023, 11:00 a.m.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2024, AN ACT concerning children and minors; relating to the newborn infant protection act; allowing the surrender of physical custody of an infant to an infant refuge bassinet; amending K.S.A. 38-2282 and repealing the existing section, by Committee on Joint Committee on Child Welfare System Oversight.

HB 2025, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system; retirement benefits; authorizing a self-funded cost-of-living adjustment option; amending K.S.A. 74-4918 and repealing the existing section, by Committee on Joint Committee on Pensions, Investments and Benefits.

HB 2026, AN ACT concerning taxation; relating to warrants issued by the secretary of revenue; providing that the secretary of revenue file a release of warrant in the county where such warrant is docketed, by Representative Ellis.

HB 2027, AN ACT concerning the Kansas probate code; relating to probate procedures; persons arrested or charged with felonious killing of the decedent; creating a procedure to prevent distribution of assets until resolution of criminal proceedings; amending K.S.A. 59-513 and repealing the existing section, by Representatives Wasinger and Ballard.

HB 2028, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; requiring automatic expungement of certain records; amending K.S.A. 2022 Supp. 21-6614 and repealing the existing section, by Committee on Judiciary.

HB 2029, AN ACT concerning civil actions; relating to the protection from abuse act; protection from stalking, sexual assault or human trafficking act; increasing time of initial order and possible extensions; amending K.S.A. 2022 Supp. 60-3107 and 60-31a06 and repealing the existing sections, by Committee on Judiciary.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Corrections and Juvenile Justice: **HB 2012**, **HB 2021**, **HB 2022**.

Elections: **HB 2013**.

Judiciary: **HB 2015**, **HB 2016**, **HB 2017**, **HB 2018**, **HB 2023**.

Transportation: **HB 2014**, **HB 2019**, **HB 2020**.

COMMUNICATIONS FROM STATE OFFICERS

From: Craig Neuenswander, Deputy, Commissioner of Education; pursuant to K.S.A. 72-2291; 2022 USD Early Retirement Program Survey.

From: Laura Howard, Secretary, Kansas Department for Aging and Disability Services; Annual Report on 2022 HB 2703 - Targeted Employment Act.

From: Kansas Board of Emergency Medical Services; pursuant to K.S.A. 65-6111; Annual Report on the number, amount and reasons for fines imposed by the board during the previous year.

The complete reports are kept on file and open for inspection in the office of the Chief Clerk.

On motion of Rep. Croft the House adjourned pro forma until 8:30 a.m. on Friday, January 13, 2023.

Journal of the House

FIFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, January 13, 2023, 8:30 a.m.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2030, AN ACT concerning the Kansas state high school activities association; authorizing certain students to participate in activities offered by school districts; allowing nonpublic school students who enroll part time in a public school to participate in nonpublic school activities, by Committee on K-12 Education Budget.

HB 2031, AN ACT concerning crimes, punishment and criminal procedure; enacting the reduce armed violence act; increasing criminal penalties for certain violations of criminal possession of a weapon by a convicted felon that involve firearms; amending K.S.A. 2022 Supp. 21-6804 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2032, AN ACT concerning social welfare; relating to food assistance; allowing persons with felony drug convictions to receive assistance; amending K.S.A. 2022 Supp. 39-709 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2033, AN ACT concerning children and minors; relating to children in need of care; juvenile crisis intervention centers; changing the criteria used to refer and admit juveniles; defining behavioral health crisis; amending K.S.A. 38-2202, 38-2231, 38-2243, 38-2302, 38-2330, 65-536 and 75-52,164 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Child Welfare and Foster Care: **HB 2024**.

Financial Institutions and Pensions: **HB 2025**.

Judiciary: **HB 2027, HB 2028, HB 2029**.

Taxation: **HB 2026**.

REPORT ON ENROLLED RESOLUTIONS

HR 6001, HR 6002, HR 6003 reported correctly enrolled and properly signed on January 13, 2023.

On motion of Rep. Croft the House adjourned pro forma until 11:00 a.m. on Tuesday, January 17, 2023.

Journal of the House

SIXTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, January 17, 2023, 11:00 a.m.

The House met session pro forma pursuant to adjournment with Speaker pro tem Carpenter in the chair.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2034, AN ACT concerning children and minors; relating to procedures in investigations of child abuse or neglect; requiring a child abuse review and evaluation referral; creating a program in the department of health and environment for the training and payment for child abuse reviews and exams; defining child abuse review and evaluation providers, networks and examination and child abuse medical resource centers; amending K.S.A. 38-2202 and 38-2226 and repealing the existing sections, by Committee on Child Welfare and Foster Care.

HB 2035, AN ACT concerning elections; relating to voter registration; requiring the secretary of state to submit an annual report on voter registration procedures to the legislature, by Committee on Elections.

HB 2036, AN ACT concerning property taxation; relating to exemptions; creating a property tax exemption for homestead property of certain retired and disabled veterans, by Representatives Proctor, Blex, Buehler, Butler, Clifford, Collins, Dodson, M., Ellis, Johnson, Neelly, Thompson and Turk.

HB 2037, AN ACT concerning elections; relating to voter registration; requiring verification of the residential address for each registered voter; creating the crime of falsifying a residential address for purposes of voter registration; amending K.S.A. 25-2305a and repealing the existing section, by Committee on Elections.

HB 2038, AN ACT concerning elections; relating to voter identification; requiring postsecondary educational institutions to indicate when a student's identification issued by such institution cannot be used for voting purposes; amending K.S.A. 25-1122d and K.S.A. 2022 Supp. 25-2908 and repealing the existing sections, by Committee on Elections.

HB 2039, AN ACT concerning wildlife and parks; relating to hunting and fishing licenses; exempting disabled veterans from certain requirements; amending K.S.A. 32-906, 32-919 and 32-988 and repealing the existing sections, by Representative Waymaster.

HB 2040, AN ACT concerning education; relating to the Kansas school equity and enhancement act; authorizing the use of current-year student enrollment to determine state foundation aid; amending K.S.A. 2022 Supp. 72-5132 and repealing the existing section, by Committee on Education.

HB 2041, AN ACT concerning taxation; relating to sales and compensating use tax; providing for a sales tax exemption for a not-for-profit corporation operating a community theater; amending K.S.A. 2022 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

HB 2042, AN ACT concerning self-storage rental units; authorizing the towing by operators of such units of motor vehicles, watercraft or trailers if the occupant is in default for more than 45 days; granting operators protection from liability for damages; extinguishing an operator's lien on such property upon towing; providing for notice to the occupant and opportunity for redemption prior to towing; amending K.S.A. 2022 Supp. 58-817 and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HB 2043, AN ACT concerning elections; relating to voter registration; requiring that discharged inmates be offered the opportunity to register to vote; the secretary of state to develop a voter registration program that offers voter registration services through certain state agencies and at each accredited high school; amending K.S.A. 25-2416 and K.S.A. 2022 Supp. 22-3722 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2044, AN ACT concerning the Kansas act against discrimination; relating to race; including hair texture and protective hairstyles historically associated with race; amending K.S.A. 44-1002 and 44-1015 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2045, AN ACT concerning pawnbrokers; relating to loans made by pawnbrokers; increasing the statutory limit on charges that may be assessed on such loans; amending K.S.A. 16-719 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2046, AN ACT concerning marriage; requiring persons to be 18 years of age or older to be eligible to give consent for marriage; eliminating exceptions thereto; excluding certain days from the current three-day waiting period; amending K.S.A. 2022 Supp. 23-2505 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2047, AN ACT concerning water; relating to the Kansas water pollution control revolving fund; increasing the amortization period on loans from the Kansas water pollution control revolving fund; amending K.S.A. 65-3326 and repealing the existing section, by Committee on Water.

HB 2048, AN ACT concerning education; relating to the tax credit for low income students scholarship program; providing for additional student eligibility; increasing the tax credit for contributions made pursuant to such program; amending K.S.A. 72-4353 and 72-4357 and K.S.A. 2022 Supp. 72-4352 and repealing the existing sections, by Committee on K-12 Education Budget.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Corrections and Juvenile Justice: **HB 2031, HB 2033.**

K-12 Education Budget: **HB 2030.**

Welfare Reform: **HB 2032.**

COMMITTEE ASSIGNMENT CHANGE

Speaker pro tem Carpenter announced the appointment of Rep. Haskins to replace Rep. Winn on Committee on K-12 Budget for January 17, 2023.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Wednesday, January 18, 2023.

Journal of the House

SEVENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, January 18, 2023, 11:00 a.m.

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

The roll was called with 123 members present.

Rep. Poetter Parshall was excused on verified illness.

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

Prayer by Chaplain Brubaker:

Dear loving and faithful God,
thank you for this beautiful day.
As our leaders begin their work,
remind them often of the people they represent.
From Elkhart to Baxter Springs,
St. Francis to Troy,
and every place in between,
we recognize the variety of needs of the people.
Although we understand that one size does not fit all,
guide the leaders in finding commonalities that will unify us.
This I pray, Amen.

The Pledge of Allegiance was led by Rep. Ellis.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Reps. Oropeza, Bryce, Clifford and Eplee are spread upon the Journal:

Rep. Oropeza began with these remarks. It's time for the 2023 Legislative Session and as you well know, your lifestyle will take on some major changes. Whether it's high-stress debates, long nights of research and review, dinners out with fewer healthier choices, an increase in alcohol consumption, less time for physical activity or all the other situations you endure while working on policy to positively impact Kansas, the bottom line is – it's likely a less-healthy time of year for you. We want to make sure you make it back to your family safely and healthy, so please take a moment to review the signs and symptoms of a heart attack and stroke. Minutes matter when it comes to these emergency situations, so if you are feeling off or notice any of these symptoms in yourself or others, call 911! Rep. Oropeza also pointed out the locations of defibrillators in the Capitol building.

Rep. Bryce contined and informed the body of the signs of a stroke using the acronym FACE. FACE DROOPING - Does one side of the face droop or is it numb? Ask the person to smile; ARM WEAKNESS - Is one arm weak or numb? Ask the person to raise both arms. Does one arm drift downward?; SPEECH DIFFICULTY - Is speech slurred, are they unable to speak, or are they hard to understand? Ask the person to repeat a simple sentence, like "the sky is blue." Is the sentence repeated correctly?; TIME TO CALL 911 - If the person shows any of these symptoms, even if the symptoms go away, call 911 and get them to the hospital immediately.

Reps. Clifford and Eplee read the following words:

WHEREAS, cardiovascular diseases (CVD) is the leading cause of death in Kansas and worldwide and stroke is Kansas' 5th leading cause;

WHEREAS, hypertension, or high blood pressure is a leading risk factor of CVD and stroke;

WHEREAS, men, adults over 65, Blacks, and adults with lower income are more likely to be affected; and

WHEREAS, despite its prevalence, only one in five people has their High Blood Pressure under control, and less than half (46%) even know they have high blood pressure; and

WHEREAS, blood pressure is written as two numbers, such as 112/78 mm Hg. The top, systolic, number is the pressure when the heart beats. The bottom, diastolic, number is the pressure when the heart rests between beats. Normal blood pressure is below 120/80 mm Hg; and

WHEREAS, if you're an adult and your systolic pressure is 120 to 129, and your diastolic pressure is less than 80, you have elevated blood pressure. High blood pressure is a pressure of 130 systolic or higher, or 80 diastolic or higher, that stays high over time; and

WHEREAS, high blood pressure usually has no signs or symptoms, which is why it is so dangerous. But it can be managed. Make sure you get your blood pressure checked regularly and treat it the way your doctor advises; and

WHEREAS, as American Heart Association is a trusted, passionate and relevant force for change to eradicate heart disease and stroke and be a relentless force for a world of longer, healthier lives; and

WHEREAS, Kansas Emergency Medical Service Association urges all Kansans to get regular medical screenings and know the risks, preventions, and care of cardiovascular disease; and

NOW, THEREFORE, the Kansas House of Representatives in recognition of the importance of hypertension awareness and the ongoing fight against heart disease and stroke, do hereby proclaim Wednesday, January 18, 2022 to be Blood Pressure Check Day at the Kansas Capitol.

Rep. Eplee thanked his fellow presenters and reminded everyone to get their blood pressure checked. He also introduced guests; Nancy Holland, Advocacy Director of the American Heart Association, Kansas and Arlen Broxterman, Riley County EMS as well as other Emergency Medical Professionals in the Gallery.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were introduced and read by title:

HB 2049, AN ACT concerning health professions and practices; relating to unlicensed employees working in adult care homes; nurse aide courses of instruction; prohibiting the secretary for aging and disability services from requiring that such courses to be longer than 75 hours; amending K.S.A. 2022 Supp. 39-936 and repealing the existing section, by None.

HB 2050, AN ACT concerning the state children's health insurance program; relating to eligibility; updating income requirements therefor; amending K.S.A. 38-2001 and repealing the existing section, by None.

HB 2051, AN ACT establishing the advisory commission on Asian-American Pacific Islander affairs; providing for the composition thereof; appointment of members; powers and duties, by Representative Xu.

HB 2052, AN ACT concerning elections; relating to voter registration; requiring correction of voter registration lists when notice is provided that a person is disqualified from juror service due to not being a United States citizen; amending K.S.A. 43-162 and K.S.A. 2022 Supp. 25-2316c and repealing the existing sections, by Committee on Elections.

HB 2053, AN ACT concerning elections; relating to advance voting ballots; authorizing the secretary of state to adopt rules and regulations for the use of remote ballot boxes, by Committee on Elections.

HB 2054, AN ACT concerning elections; relating to requests for recounts of votes after an election; modifying the deadline for submitting such requests; amending K.S.A. 25-3107 and repealing the existing section, by Committee on Elections.

HB 2055, AN ACT concerning elections; relating to advance voting ballots; prohibiting third parties from mailing applications for such ballots to registered voters; amending K.S.A. 25-1122 and repealing the existing section, by Committee on Elections.

HB 2056, AN ACT concerning elections; relating to advance voting ballots; requiring the return of such ballots by 7 p.m. on the day of the election; amending K.S.A. 25-1132 and repealing the existing section, by Committee on Elections.

HB 2057, AN ACT concerning elections; relating to advance voting ballots; regulating the use of remote ballot boxes for the return of such ballots, by Committee on Elections.

HB 2058, AN ACT concerning alcoholic beverages; relating to the special order shipping of wine; requiring monthly remittance of gallonage taxes; amending K.S.A. 41-350 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2059, AN ACT concerning alcoholic beverages; amending the common consumption area law to permit rather than require roads be blocked and allowing designation of such areas by signage; amending K.S.A. 41-2659 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2060, AN ACT concerning education; relating to special education and related services; establishing the special education and related services funding task force; repealing K.S.A. 72-3441, by Committee on K-12 Education Budget.

HB 2061, AN ACT concerning taxation; relating to income tax rates; providing a 5% tax rate for individuals and corporations and providing that future tax rate decreases be

contingent on exceeding revenue estimates; relating to privilege tax rates; decreasing the surtax; amending K.S.A. 79-1107 and 79-1108 and K.S.A. 2022 Supp. 79-32,110 and repealing the existing sections, by Committee on Taxation.

HB 2062, AN ACT concerning taxation; relating to rental and leased motor vehicles; imposing property tax on rental and leased vehicles and discontinuing the excise tax on the rental or lease thereof; amending K.S.A. 8-1,189, 8-2802, 79-5101 and 79-5117 and K.S.A. 2022 Supp. 79-3606 and repealing the existing sections, by Committee on Taxation.

HB 2063, AN ACT concerning workers compensation; limiting workers compensation reductions based on the receipt of retirement benefits to reductions of permanent disability compensation based on the receipt of retirement benefits that begin after an accident; amending K.S.A. 44-501 and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HB 2064, AN ACT concerning economic development; relating to income and privilege tax incentives for employee savings accounts; establishing the Kansas employee emergency savings account (KEESA) program; providing an income and privilege tax credit for certain eligible employer deposits to employee savings accounts established under the program; providing a subtraction modification for certain employee deposits to savings accounts established under the program; amending K.S.A. 2022 Supp. 79-32,117 and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HB 2065, AN ACT concerning family law; relating to dissolution of marriage; allowing change to name other than former or maiden name; amending K.S.A. 2022 Supp. 23-2716 and repealing the existing section, by Representatives Highberger and Neelly.

HB 2066, AN ACT concerning property taxation; relating to motor vehicles; providing for a property tax exemption of up to two motor vehicles for firefighters and emergency medical service providers; amending K.S.A. 2022 Supp. 79-5107 and repealing the existing section, by Committee on Taxation.

HB 2067, AN ACT concerning crimes, punishment and criminal procedure; increasing the felony loss thresholds of certain property crimes to match theft; amending K.S.A. 2022 Supp. 21-5802, 21-5813, 21-5821, 21-5825, 21-5828, 21-5830, 21-5927, 21-6002, 21-6004, 21-6005 and 21-6205 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2068, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; multiple sentences for persons convicted of a new crime; modifying how certain prior convictions are counted for the special sentencing rule related to possession of a controlled substance; amending K.S.A. 2022 Supp. 21-6606 and 21-6805 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2069, AN ACT concerning crimes, punishment and criminal procedure; relating to postrelease supervision; providing that such term does not toll except as provided by law; amending K.S.A. 2022 Supp. 22-3722 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2070, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; allowing certain nondrug offenders to participate in a certified drug abuse treatment program; amending K.S.A. 2022 Supp. 21-6824 and repealing the existing

section, by Committee on Corrections and Juvenile Justice.

HB 2071, AN ACT concerning crimes, punishment and criminal procedure; relating to terminal medical release; criteria for release; permitting release earlier in terminal diagnosis; amending K.S.A. 2022 Supp. 22-3729 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2072, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; reducing the range for an offender classified in grid blocks 5-A through 5-H and increasing the range for an offense classified in grid block 5-I; amending K.S.A. 2022 Supp. 21-6805 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2073, AN ACT concerning children and minors; relating to juvenile offenders; the revised Kansas juvenile justice code; prohibiting fines, fees and costs from being assessed against a juvenile or a juvenile's parent, guardian or custodian; amending K.S.A. 12-16, 119, 20-3129, 28-170, 28-170a, 28-176, 38-2306, 38-2312, 38-2315, 38-2317, 38-2328, 38-2331, 38-2346, 38-2348, 38-2360, 38-2361, 38-2362, 38-2369, 38-2373, 38-2384, 38-2389, 38-2396, 38-2399 and 75-724 and K.S.A. 2022 Supp. 21-6609, 22-4905 and 28-177 and repealing the existing sections; also repealing K.S.A. 38-2314, 38-2319, 38-2321 and 38-2324 and K.S.A. 2022 Supp. 20-167, by Committee on Corrections and Juvenile Justice.

HB 2074, AN ACT concerning the care and treatment act for mentally ill persons; relating to temporary custody orders; allowing courts to prohibit possession of a firearm therein; amending K.S.A. 59-2959 and K.S.A. 2022 Supp. 59-2966 and repealing the existing sections, by Committee on Judiciary.

HB 2075, AN ACT concerning elections; relating to campaign practices; requiring publication of signed statements of fair campaign practices; creating a cause of action for violations of such statement and for making materially false statements; amending K.S.A. 25-4119g and repealing the existing section, by Representative Poskin.

HB 2076, AN ACT repealing K.S.A. 2022 Supp. 60-5322; the adoption protection act, by Representatives Meyer, Ruiz, S. and Woodard.

HB 2077, AN ACT concerning information technology; relating to information technology projects and reporting requirements; information technology security training and cybersecurity reports; requiring certain information to be provided to the joint committee on information technology; amending K.S.A. 46-2102, 75-7201, 75-7205, 75-7206, 75-7208, 75-7209, 75-7210, 75-7211, 75-7237, 75-7239, 75-7240 and 75-7242 and repealing the existing sections, by Committee on Joint Committee on Information Technology.

HB 2078, AN ACT concerning information technology; relating to the information technology executive council; providing for membership requirements, terms of members and quorum requirements; amending K.S.A. 75-7202 and repealing the existing section, by Committee on Joint Committee on Information Technology.

HB 2079, AN ACT concerning wildlife; relating to the Kansas department of wildlife and parks; establishing a statutory white-tailed deer firearm hunting season; requiring the Kansas department of wildlife and parks to provide resident hunting license holders certain permits free of charge, by Committee on Agriculture and Natural Resources.

HOUSE CONCURRENT RESOLUTION NO. **HCR 5003**–

by Representatives Hawkins, Croft and V. Miller

HCR 5003– A CONCURRENT RESOLUTION providing for a joint session of the Senate and the House of Representatives for the purpose of hearing a message from the Governor.

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: That the Senate and the House of Representatives shall meet in joint session in Representative Hall at 6:00 p.m. on January 24, 2023, for the purpose of hearing a message from the Governor.

Be it further resolved: That a committee of two members from the Senate and three members from the House of Representatives be appointed to wait upon the Governor.

Be it further resolved: That a committee of two members from the Senate and three members from the House of Representatives be appointed to wait upon the Lieutenant Governor.

In accordance with **HCR 5003**: Speaker Hawkins appointed the following escorts:

To escort the Governor: Representatives Francis, Waymaster and Susan Ruiz

To escort the Lt. Governor: Representatives Wasinger, Laura Williams and Weigel

To escort the Supreme Court: Representatives Patton, Schreiber and Osman

To escort the Senate: Representatives Blew, Sanders and Haswood

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Child Welfare and Foster Care: **HB 2034**.

Commerce, Labor and Economic Development: **HB 2042**.

Education: **HB 2040**.

Elections: **HB 2035, HB 2037, HB 2038**.

Federal and State Affairs: **HB 2043, HB 2044, HB 2045, HB 2046**.

K-12 Education Budget: **HB 2048**.

Taxation: **HB 2036, HB 2041**.

Veterans and Military: **HB 2039**.

Water: **HB 2047**.

COMMUNICATIONS FROM STATE OFFICERS

From: Kansas State Department of Education; Career and Technical Education Report; Substitute for HB 2466 New Section 6.

From: The Kansas Board of Regents; pursuant to K.S.A. 74-32,402(a)(12); Post-Secondary Technical Education Authority (TEA) FY 2022 Summary Report.

From: The Kansas Board of Regents; pursuant to K.S.A. 76-717; Annual Report on Exceptions to the Minimum Admission Standards at State Universities.

From: The Kansas Board of Regents; pursuant to K.S.A. 75-7226; KAN-ED Summary Report.

From: The Kansas Board of Regents; Annual Report of Student Financial Aid.

The complete reports are kept on file and open for inspection in the office of the Chief Clerk.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Croft, **HR 6005**, by Reps. Hawkins, Croft and Miller, as follows, was introduced and adopted:

HOUSE RESOLUTION HR 6005—A RESOLUTION providing for changes in seat assignments in the House of Representatives during the 2023 legislative session.

By Representatives Hawkins, Croft and V. Miller

A RESOLUTION relating to assignment of seats of the House of Representatives.

Be it resolved by the House of Representatives of the State of Kansas: That the members of the 2023 regular session of the legislature shall occupy the same seats assigned pursuant to 2023 House Resolution No. 6002 with the following exceptions: Helgerson, seat 76; Weigel, seat 87.

On motion of Rep. Croft, the House adjourned pro forma until 11:00 a.m. on Thursday, January 19, 2023.

Journal of the House

EIGHTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, January 19, 2023, 11:00 a.m.

The House met session pro forma, pursuant to adjournment with Speaker pro tem Carpenter in the chair.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were introduced and read by title:

HB 2080, AN ACT concerning virtual schools; relating to state assessments; authorizing students enrolled in virtual school to take virtual state assessments; amending K.S.A. 72-3711 and repealing the existing section, by Committee on Education.

HB 2081, AN ACT establishing the aspiring future teacher of the year scholarship program; making and concerning appropriations for the fiscal years ending June 30, 2024, June 30, 2025, June 30, 2026, June 30, 2027, and June 30, 2028, for the department of education for such scholarships, by Committee on Education.

HB 2082, AN ACT concerning counties; allowing counties to create a code inspection and enforcement fund and expanding the county equipment reserve fund to include electronic technology; allowing counties to create a municipalities fight addiction fund for the expenditure of opioid settlement monies received pursuant to the Kansas fights addiction act; amending K.S.A. 19-119 and repealing the existing section, by Committee on Local Government.

HB 2083, AN ACT concerning real property; creating the Kansas vacant property act; prohibiting municipalities from imposing certain fees and other requirements on vacant property, by Committee on Local Government.

HB 2084, AN ACT concerning food products; regulating the preparation, distribution and sale of kratom products; prohibiting the preparation, distribution and sale of adulterated or contaminated kratom products; establishing fines and penalties; requiring the secretary of agriculture to adopt rules and regulations to administer the act, by Committee on Federal and State Affairs.

HB 2085, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system; including certain juvenile corrections officer positions in the definition of "security officer" for purposes of determining retirement dates, benefits and the employer contribution rate for certain employees of the department of corrections; amending K.S.A. 74-4914a and 74-4914e and repealing the existing sections, by Representative Proctor.

HB 2086, AN ACT concerning elections; relating to election procedures; clarifying duties and qualifications of certain election officials; redefining certain election crimes; amending K.S.A. 10-120, 15-809, 19-303, 19-804, 19-3419, 19-3422, 19-3439, 25-105, 25-203, 25-208a, 25-211, 25-212, 25-213, 25-303, 25-305, 25-308, 25-321, 25-432, 25-433, 25-604, 25-610, 25-901, 25-1122, 25-1214, 25-1903, 25-2005, 25-2008, 25-2018, 25-2021, 25-21a02, 25-2310, 25-2507, 25-26a03, 25-2702, 25-2703, 25-2704, 25-2705, 25-2706, 25-2805, 25-2812, 25-2905, 25-3002, 25-3005, 25-3005a, 25-3104, 25-3107, 25-3201, 25-3301, 25-3303, 25-3304, 25-3801, 25-4004, 25-4005, 25-4148d, 25-4322, 25-4612, 25-4703, 25-4709 and 71-1415 and K.S.A. 2022 Supp. 19-3424, 25-3009 and 25-4414 and repealing the existing sections; also repealing K.S.A. 25-222, 25-305b, 25-1709, 25-1710, 25-2601, 25-4502, 25-4503, 25-4505, 25-4506, 25-4507 and 25-4508, by Committee on Elections.

HB 2087, AN ACT concerning elections; relating to selection of presidential electors; directing political parties to have procedures for the selection of presidential electors; amending K.S.A. 25-301, 25-801, 25-802, 25-804 and 25-1435 and repealing the existing sections; also repealing K.S.A. 25-803, by Committee on Elections.

HB 2088, AN ACT concerning the state capitol; relating to permanent displays and murals; directing the capitol preservation committee to develop and approve plans for a mural honoring the 1st Kansas (Colored) Voluntary Infantry regiment; creating the 1st Kansas (Colored) Voluntary Infantry regiment mural fund; amending K.S.A. 75-2264 and repealing the existing section, by Representative Winn.

HB 2089, AN ACT concerning insurance; relating to prepaid service plans; certificates of registration; discontinuing annual registration fees for such plans; modifying the requirement to report individuals who solicit memberships on behalf of such plans from semi-annually to annually and upon application for registration; amending K.S.A. 40-4209 and repealing the existing section; also repealing K.S.A. 40-4203, by Committee on Insurance.

HB 2090, AN ACT concerning insurance; relating to the uniform insurance agents licensure act; public adjusters licensing act; authorizing the commissioner of insurance to set the amount of certain fees; requiring information obtained from background checks, fingerprinting and criminal history records checks be used solely for the purpose of verifying the identification of an applicant and the fitness of an applicant to be issued a license as an insurance agent; amending K.S.A. 40-4905, 40-4906 and 40-5505 and repealing the existing sections, by Committee on Insurance.

HB 2091, AN ACT concerning agriculture; relating to the Kansas department of agriculture; requiring the secretary of agriculture to establish a division of sustainable agriculture that shall apply for federal grant funds under the greenhouse gas reduction fund to assist farmers in converting to renewable energy and sustainable agriculture practices, by Representatives Murphy, Seiwert and Highberger.

HB 2092, AN ACT concerning municipal universities; relating to the membership of the Washburn university board of regents; reapportioning the districts of certain members thereof; amending K.S.A. 13-13a04 and 13-13a05 and repealing the existing sections, by Representatives Miller, V., Alcalá, Borjon, Corbet, Haskins, F. Patton, Schlingensiepen and Weigel.

HB 2093, AN ACT concerning insurance; relating to certain group-funded insurance pools; discontinuing payments paid to the group-funded pools fee fund and the group-funded workers' compensation fee fund; transferring such balances and abolishing such

funds; establishing the group-funded pools refund fund; refunding the balance thereof and abolishing such fund on July 1, 2024; amending K.S.A. 44-588 and repealing the existing section; also repealing K.S.A. 12-2623 and 44-587, by Committee on Insurance.

HB 2094, AN ACT concerning insurance; relating to health maintenance organizations and medicare provider organizations; applications for certificates of authority; specifying certain requirements necessary to demonstrate fiscal soundness; amending K.S.A. 40-3203 and repealing the existing section, by Committee on Insurance.

HB 2095, AN ACT concerning insurance; relating to coverage for autism spectrum disorder; changing the required number of employees contained in the definitions of "large employer" and "small employer"; amending K.S.A. 40-2,194 and repealing the existing section, by Committee on Insurance.

HB 2096, AN ACT concerning insurance; relating to premium tax; adjusting the basis upon which certain premium tax calculations are made; requiring such premium taxes to be paid 90 days after each calendar year and basing such premium taxes upon the gross premiums collected for the previous calendar year; amending K.S.A. 12-2624 and 44-588 and repealing the existing sections, by Committee on Insurance.

HB 2097, AN ACT concerning insurance; relating to penalties; failure of agents or brokers to pay premiums; removing the requirement of a documented written demand for premiums as part of a prima facie case; amending K.S.A. 40-247 and repealing the existing section, by Committee on Insurance.

HB 2098, AN ACT concerning insurance; relating to insurance laws and enforcement thereof; adding certain legal entities to the definition of "person"; amending K.S.A. 40-2,125 and repealing the existing section, by Committee on Insurance.

HB 2099, AN ACT concerning insurance; relating to third party administrators; discontinuing certain exemptions from the pharmacy benefits manager licensure act; amending K.S.A. 2022 Supp. 40-3821 and repealing the existing section, by Committee on Insurance.

HB 2100, AN ACT concerning insurance; relating to risk-based capital requirements; updating the version of instructions in effect; amending K.S.A. 2022 Supp. 40-2c01 and repealing the existing section, by Committee on Insurance.

HB 2101, AN ACT concerning real estate transactions; regulating contract for deed transactions; making certain deceptive actions violations of the consumer protection act, by Committee on Financial Institutions and Pensions.

HB 2102, AN ACT making and concerning appropriations for the fiscal year ending June 30, 2023, for the state treasurer; relating to the repurchase of certain revenue bonds issued to finance the unfunded actuarial pension liability of the Kansas public employees retirement system, by Committee on Financial Institutions and Pensions.

HB 2103, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system; Kansas public employees retirement fund; investment standards; eliminating the statutory 15% alternative investment percentage limit thereto; requiring the board of trustees to set alternative investment percentage limit; amending K.S.A. 2022 Supp. 74-4921 and repealing the existing section, by Committee on Financial Institutions and Pensions.

HB 2104, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; probation or assignment to community corrections; setting maximum

supervision terms; defining early discharge options; amending K.S.A. 2022 Supp. 21-6608 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2105, AN ACT concerning financial institutions; relating to earned wage access services; enacting the Kansas earned wage access services act; establishing the administration of such act by the office of the state bank commissioner; providing for registration, bond requirements; duties, prohibited acts, reports, records retention, orders, civil fines, penalties and fees, by Committee on Financial Institutions and Pensions.

HB 2106, AN ACT concerning taxation; relating to sales and compensating use tax; providing for a sales tax exemption for sales of property and services used in the provision of communications services; amending K.S.A. 2022 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

HB 2107, AN ACT concerning income taxation; relating to the determination of Kansas adjusted gross income; increasing the income limit to qualify for the subtraction modification for social security income; amending K.S.A. 2022 Supp. 79-32,117 and repealing the existing section, by Committee on Taxation.

HB 2108, AN ACT concerning sales taxation; relating to exemptions; providing an exemption for sales of certain school supplies, computers and clothing during an annual sales tax holiday, by Committee on Taxation.

HB 2109, AN ACT concerning income taxation; relating to the determination of Kansas adjusted gross income; increasing the income limit to qualify for a subtraction modification for social security income; amending K.S.A. 2022 Supp. 79-32,117 and repealing the existing section, by Committee on Taxation.

HB 2110, AN ACT concerning income taxation; relating to apportionment of business income; allowing sales factor for certain taxpayers; election; requiring the secretary of revenue to report to the legislature; amending K.S.A. 79-3271 and 79-3279 and repealing the existing sections, by Committee on Taxation.

HB 2111, AN ACT concerning taxation; relating to sales and compensating use tax; reducing the rate of tax on sales of food and food ingredients; providing an exemption for sales of children's diapers and feminine hygiene products; relating to STAR bonds; establishing the STAR bonds food sales tax revenue replacement fund and providing certain transfers thereto; altering the calculation for STAR bond districts; relating to income tax; discontinuing the food sales tax credit; amending K.S.A. 12-17,162 and K.S.A. 2022 Supp. 79-32,271, 79-3603, 79-3603d, 79-3606, 79-3620, 79-3703 and 79-3710 and repealing the existing sections, by Committee on Taxation.

HOUSE CONCURRENT RESOLUTION No. **HCR 5004**—

By Representatives K. Williams, Thomas, Boyd, Donohoe, Estes, Featherston, Goddard, Haskins, Hill, Johnson, Landwehr, S. Miller, Murphy, Ousley, Poskin, Rhiley, L. Ruiz, Sanders, Schmoee, Schreiber, Stogsdill, Winn and Younger

A CONCURRENT RESOLUTION urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act.

WHEREAS, The federal education for all handicapped children act of 1975 was enacted by the congress of the United States and signed into law by the president of the

United States to address the failure of states to meet the educational needs of children with disabilities; and

WHEREAS, This act, known as the federal individuals with disabilities education act (IDEA) since 1990, remains the cornerstone of federal statutory mandates governing special education; and

WHEREAS, The purpose of the act was to ensure that all children with disabilities have available to them within specified time periods "a free appropriate public education which emphasizes special education and related services designed to meet their unique needs, to assure that the rights of children with disabilities and their parents or guardians are protected, to assist states and localities to provide for the education of all children with disabilities, and to assess and assure the effectiveness of efforts to educate children with disabilities"; and

WHEREAS, The federal government committed to pay 40% of the average per-student expenditures for the provision of special education services in public elementary and secondary schools in the United States; and

WHEREAS, Since 1975, including in the most recent amendments to IDEA in 2004, the congress of the United States has maintained the federal funding authorization at 40% of the average per-student expenditures for the provision of special education services; and

WHEREAS, The federal government has never paid its promised 40% share of the IDEA mandate, which forces states and local educational agencies to cover the remaining costs of the provision of special education services; and

WHEREAS, State legislatures, schools, disability groups and parent groups have been fighting for years to obtain full IDEA funding by urging the congress of the United States to bring federal IDEA appropriations up to the federal government's commitment to fund 40% of average per-student expenditures; and

WHEREAS, Because the promised federal funding level continues to not be met, the funding burden falls on states and local school districts, which leads to cuts in other state and educational programs and necessitates state and local tax increases: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: That the Kansas legislature urges the congress of the United States to enact legislation to fulfill its original promise to pay 40% of the average per-student expenditures in public elementary and secondary schools in the United States to fully fund the federal IDEA mandate; and

Be it further resolved: That the secretary of state shall send an enrolled copy of this resolution to the presiding officers of each house of Congress and each member of Congress from Kansas.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture and Natural Resources Budget: **HB 2079**.

Appropriations: **HB 2077, HB 2078**.

Child Welfare and Foster Care: **HB 2076**.

Commerce, Labor and Economic Development: **HB 2063, HB 2064**.

Corrections and Juvenile Justice: **HB 2067, HB 2068, HB 2069, HB 2070, HB 2071, HB 2072, HB 2073**.

Elections: **HB 2052, HB 2053, HB 2054, HB 2055, HB 2056, HB 2057, HB 2075.**
Federal and State Affairs: **HB 2051, HB 2058, HB 2059.**
Health and Human Services: **HB 2049, HB 2050.**
Judiciary: **HB 2065, HB 2074.**
K-12 Education Budget: **HB 2060.**
Taxation: **HB 2061, HB 2062, HB 2066.**

COMMUNICATION FROM STATE OFFICER

From: S. Craig Neuenswander, Ed.D.; Deputy Commissioner, Fiscal and Administrative Services; Kansas State Department of Education; in accordance with K.S.A. 72-5178 and 72-1167, Performance and Finance Accountability Reports for each school and each school operated by a school district.

The complete report is kept on file and open for inspection in the office of the Chief Clerk.

MESSAGE FROM THE SENATE

Announcing adoption of **HCR 5003**, a concurrent resolution providing for a joint session of the Senate and House of Representatives for the purpose of hearing a message from the Governor.

The following escorts are appointed for the State of the State:

To escort the Governor: Senators McGinn and Ware

To escort the Lt. Governor: Senators Dietrich and Faust-Goudeau

To escort the Supreme Court: Senators Warren and Haley

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Carpenter announced the appointment of Rep. V. Miller to replace Rep. Osman on Committee on Judiciary for January 23 – January 27, 2023.

Also, the appointment of Rep. Winn to replace Rep. Osman on Committee on Commerce, Labor and Economic Development for January 23 – January 27, 2023.

On motion of Rep. Croft the House adjourned pro forma until 8:30 a.m. on Friday, January 20, 2023.

Journal of the House

NINTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, January 20, 2023, 8:30 a.m.

The House met session pro forma pursuant to adjournment with Speaker pro tem Carpenter in the chair.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2112, AN ACT concerning children and minors; relating to the revised Kansas code for care of children; enacting the Representative Gail Finney foster care bill of rights; establishing certain rights for children in need of care and foster parents, by Committee on Joint Committee on Corrections and Juvenile Justice Oversight.

HB 2113, AN ACT concerning expungement; relating to expungement under the Kansas code of procedure for municipal courts, the Kansas criminal code and the revised Kansas juvenile justice code; prohibiting denial of a petition for expungement due to the petitioner's inability to pay outstanding costs, fees, fines or restitution; providing that the waiting period for expungement starts on the date of conviction or adjudication; authorizing expungement of a juvenile adjudication if the juvenile has not committed a felony offense in the previous two years; amending K.S.A. 12-4516 and 38-2312 and K.S.A. 2022 Supp. 21-6614 and repealing the existing sections, by Committee on Joint Committee on Corrections and Juvenile Justice Oversight.

HB 2114, AN ACT concerning the joint committee on corrections and juvenile justice oversight; renaming the committee in honor of Representative J. Russell (Russ) Jennings; requiring the committee to monitor the implementation of juvenile justice reform and the work of the juvenile justice oversight committee; amending K.S.A. 46-2801, 65-536 and 74-9101 and repealing the existing sections; also repealing K.S.A. 46-2802, by Committee on Joint Committee on Corrections and Juvenile Justice Oversight.

HB 2115, AN ACT concerning the revised Kansas juvenile justice code; prohibiting the use of restraints during hearings; authorizing exceptions if the court holds a hearing and makes certain findings on the record; defining hearing under the code; amending K.S.A. 38-2302 and 38-2353 and repealing the existing sections, by Committee on Joint Committee on Corrections and Juvenile Justice Oversight.

HB 2116, AN ACT concerning elections; regarding voter registration rolls; requiring the secretary of state to join the electronic registration information center, by Committee on Elections.

HB 2117, AN ACT concerning elections; relating to voter registration; requiring the secretary of state to use the systematic alien verification for entitlements program to check citizenship status of persons registering to vote, by Committee on Elections.

HB 2118, AN ACT concerning elections; regarding voter registrations; requiring the

secretary of state to cross-check voter registration rolls with lists of state welfare recipients, by Committee on Elections.

HB 2119, AN ACT concerning elections; relating to precinct committeemen and committeewomen; requiring such elected officials to report certain information to the county clerk; amending K.S.A. 25-3801 and repealing the existing section, by Committee on Elections.

HB 2120, AN ACT concerning elections; regarding voter registration rolls; requiring the secretary of state to investigate discrepancies in names and multiple voters at the same residential area address, by Committee on Elections.

HB 2121, AN ACT concerning crimes, punishment and criminal procedure; relating to trials; speedy trial; providing reasons for granting a request to be discharged from criminal liability; addressing time assessed during the COVID-19 public health emergency; amending K.S.A. 2022 Supp. 22-3402 and repealing the existing section, by Committee on Judiciary.

HB 2122, AN ACT concerning elections; regarding advance voting; requiring a witness for each signature on an advance voting ballot envelope; limiting such witness to not more than 10 such envelopes; amending K.S.A. 25-1121 and K.S.A. 2022 Supp. 25-1124 and repealing the existing sections, by Committee on Elections.

HB 2123, AN ACT concerning economic development; enacting the right-to-start act; relating to the department of commerce; establishing the office of entrepreneurship within the department of commerce; encouraging that 5% of state contracts and certain incentive funding go toward Kansas businesses that have been in operation for less than five years; the elimination of first-year business fees; requiring the office of entrepreneurship to submit an annual report to the house standing committee on commerce, labor and economic development and the senate standing committee on commerce, by Committee on Commerce, Labor and Economic Development.

HB 2124, AN ACT concerning alcoholic beverages; relating to the Kansas cereal malt beverage act; allowing businesses to sell cereal malt beverage by the drink on Sundays without requiring that 30% of such businesses' gross receipts be derived from the sale of food; amending K.S.A. 2022 Supp. 41-2704 and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HB 2125, AN ACT concerning the Kansas state board of cosmetology; relating to powers, duties and functions thereof; requiring certain administrative actions to be in accordance with the Kansas administrative procedure act and reviewable under the Kansas judicial review act; providing for charitable event permits and demonstration permits to provide tattooing, cosmetic tattooing or body piercing services; authorizing cease and desist orders against unlicensed providers of tattooing, cosmetic tattooing or body piercing services; amending K.S.A. 65-1941 and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were referred to committees as indicated:

Agriculture and Natural Resources: **HB 2091**.

Corrections and Juvenile Justice: **HB 2104**.

Education: **HB 2080**, **HB 2081**.

Elections: **HB 2086**, **HB 2087**.

Federal and State Affairs: **HB 2084**.

Financial Institutions and Pensions: **HB 2085, HB 2101, HB 2102, HB 2103, HB 2105**.

Insurance: **HB 2089, HB 2090, HB 2093, HB 2094, HB 2095, HB 2096, HB 2097, HB 2098, HB 2099, HB 2100**.

K-12 Education Budget: **HCR 5004**.

Local Government: **HB 2082, HB 2083, HB 2092**.

Taxation: **HB 2106, HB 2107, HB 2108, HB 2109, HB 2110, HB 2111**.

Veterans and Military: **HB 2088**.

REPORTS OF STANDING COMMITTEES

Committee on **Rules and Journal** recommends **HR 6004** be amended on page 12, in line 16, after the comma by inserting "along with the name of the person requesting the introduction of the bill and the name of any person, organization or entity on whose behalf such request is made,"; in line 42, after the period by inserting:

"(b) Final action shall be taken on any bill that has had a hearing for which a motion has been approved by a two-thirds vote of the members of the committee to consider such action on the bill.

(c)";

Also on page 12, also in line 42, after "taken" by inserting "along with each individual member's vote"; in line 43, by striking all after the period;

On page 13, by striking all in line 1;

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

On page 21, in line 6, by striking "(a)"; by striking all in lines 13 through 18;

On page 25, in line 18, after "member" by inserting "by 3:00 p.m."; in line 19, after "taken" by inserting "or, if the vote is taken subsequent to 2:30 p.m.,";

On page 28, in line 4, by striking the comma and inserting "and"; in line 6, by striking "and" and inserting "shall require the number of votes required by the Constitution of the state of Kansas to pass such concurrent resolution."; in line 7, after "Senate" by inserting ", a concurrent resolution";

On page 29, in line 21, after "except" by inserting "that the Speaker and the Speaker Pro Tem shall not be eligible to be elected to serve more than two bienniums or terms and except";

On page 36, in line 1, by striking all after the period; by striking all in lines 2 through 12; and the resolution be adopted as amended.

CHANGE OF REFERENCE

Speaker Carpenter announced the withdrawal of **HB 2047** from Committee on Water and referral to Committee on Agriculture and Natural Resources.

Also, the withdrawal of **HR 6004** from the Calendar and re-referral to Committee on Rules and Journal.

On motion of Rep. Croft the House adjourned pro forma until 11:00 a.m. on Monday, January 23, 2023.

Journal of the House

TENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, January 23, 2023, 11:00 a.m.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were introduced and read by title:

HB 2126, AN ACT concerning health and healthcare; relating to medications; authorizing the over-the-counter purchase of ivermectin tablets and hydroxychloroquine tablets, by Representatives Fairchild, Barth, Droge, Goetz, Jacobs, Murphy, Poetter, Proctor, Rhiley, Roth and Schmoe.

HB 2127, AN ACT concerning the Kansas probate code; adjusting time requirements linked to notice by publication and mailing; relating to hearing dates; sales at public auction; amending K.S.A. 59-2209 and 59-2308 and repealing the existing sections, by Committee on Judiciary.

HB 2128, AN ACT concerning crimes, punishment and criminal procedure; relating to intimate partners; creating definitions in the Kansas criminal code; requiring law enforcement policies to apply to intimate partner violence; certain considerations to be made when determining bond; amending K.S.A. 22-2803 and K.S.A. 2022 Supp. 21-5111, 22-2307 and 22-2802 and repealing the existing sections, by Committee on Judiciary.

HB 2129, AN ACT concerning crimes, punishment and criminal procedure; relating to identification and detection of crimes and criminals; petitions for forensic DNA testing; requiring defendants to notify the court and request a hearing when such testing is complete; amending K.S.A. 2022 Supp. 21-2512 and repealing the existing section, by Committee on Judiciary.

HB 2130, AN ACT concerning the Kansas probate code; increasing certain dollar amounts; relating to allowance to spouse and minor children; supplemental elective share amount; transfers within two years of death; homestead or homestead allowance; payment of benefits to certain relatives; small estates affidavit for personal property; remission of court costs for small estates; exhibition of demands and allowance without a hearing; refusal to grant letters of administration; appealable orders and bond; requests for transfer from magistrate to district judge; amending K.S.A. 59-6a202, 59-6a205, 59-1507a, 59-2215 and 59-2237 and K.S.A. 2022 Supp. 59-403, 59-6a215, 59-1507b, 59-2287, 59-2401 and 59-2402a and repealing the existing sections, by Committee on Judiciary.

HB 2131, AN ACT concerning the judicial council; relating to duties and mission; amending K.S.A. 20-2203 and repealing the existing section, by Committee on Judiciary.

HB 2132, AN ACT concerning postsecondary education; relating to the Kansas promise scholarship act; expanding the eligible fields of study; establishing a maximum scholarship amount for certain private postsecondary institutions; amending K.S.A. 2022 Supp. 74-32,272, 74-32,273 and 74-32,274 and repealing the existing sections, by Committee on Appropriations.

HB 2133, AN ACT concerning financial institutions; relating to payments made with credit and debit cards; allowing a surcharge for use of such cards; amending K.S.A. 12-16,125 and 72-1176 and K.S.A. 2022 Supp. 19-122 and 75-30,100 and repealing the existing sections; also repealing K.S.A. 2022 Supp. 16a-2-403, by Committee on Financial Institutions and Pensions.

HB 2134, AN ACT concerning sales and compensating use tax; relating to motor vehicles; providing for a deduction for calculating tax owed when selling a recently purchased vehicle that is a wrecked or damaged vehicle and purchasing a subsequent vehicle; amending K.S.A. 12-199 and repealing the existing section, by Committee on Taxation.

HB 2135, AN ACT concerning taxation; relating to income, privilege and premium tax credits; establishing a tax credit for contributions to eligible charitable organizations operating pregnancy centers or residential maternity facilities, by Committee on Taxation.

HB 2136, AN ACT concerning income taxation; relating to the determination of Kansas adjusted gross income; providing a subtraction modification for sales of property subject to eminent domain; amending K.S.A. 2022 Supp. 79-32,117 and repealing the existing section, by Committee on Taxation.

HB 2137, AN ACT concerning property taxation; relating to tax levy rates; authorizing taxing subdivisions to send notices required to exceed the revenue neutral rate if the county clerk fails to send such notice; providing for reimbursement of printing and postage costs; amending K.S.A. 2022 Supp. 79-2988 and 79-2989 and repealing the existing sections, by Committee on Taxation.

HB 2138, AN ACT concerning education; relating to career technical education; creating the career technical education credential and transition incentive for employment success act; providing state aid to school districts for students who obtain a credential; establishing the career technical education credential and transition incentive fund, by Committee on Education.

HB 2139, AN ACT concerning crimes, punishment and criminal procedure; relating to sports officials; creating the crime of abuse of a sports official and providing penalties therefor, by Committee on Education.

HB 2140, AN ACT concerning food assistance; increasing the age range of able-bodied adults without dependents required to complete an employment and training program to receive food assistance; amending K.S.A. 2022 Supp. 39-709 and repealing the existing section, by Committee on Welfare Reform.

HB 2141, AN ACT concerning food assistance; requiring cooperation with child support to determine food assistance eligibility for custodial and non-custodial parents; disqualifying such parents from food assistance when delinquent in child support payments; amending K.S.A. 2022 Supp. 39-709 and repealing the existing section, by Committee on Welfare Reform.

HOUSE CONCURRENT RESOLUTION No. **HCR 5005**—

By Representatives Sutton, Barth, Bergkamp, Bryce, B. Carpenter, W. Carpenter, Croft, Eplee, Essex, Fairchild, Garber, Goetz, Hill, Hoffman, Howe, Howell, Kessler, Lewis, Minnix, Moser, Murphy, Neelly, Owens, Penn, Pickert, Roth, Sanders, Schmoe, Seiwert, Smith, A., Tarwater, Thomas, Thompson, Turk, Wasinger and L. Williams.

A CONCURRENT RESOLUTION making application to the Congress of the United States for a limited national convention for the exclusive purpose of proposing an amendment to the Constitution of the United States establishing term limits for members of Congress.

WHEREAS, The framers of the Constitution of the United States of America intended that the U.S. House of Representatives and the U.S. Senate of the United States of America should be "dependent on the people alone" (James Madison, Federalist 52); and

WHEREAS, Throughout American history, this dependency has evolved from a dependency on the American people alone to a dependency on powerful special interests, through spending by third-party groups, campaigns or out-of-state donors, which have created a fundamental imbalance in our representative democracy and eroded the people's trust in government; and

WHEREAS, Americans across the political spectrum agree that elections in the United States of America should be free from the disproportional influence of special interests and fair enough that any citizen can be elected into office; and

WHEREAS, The Constitution of the State of Kansas states that "all political power is inherent in the people, and all free governments are founded on their authority, and are instituted for their equal protection and benefit" (Bill of Rights, Section 2); and

WHEREAS, Article V of the Constitution of the United States requires the Congress of the United States to call a convention for proposing amendments to the Constitution of the United States upon the application of two-thirds of the legislatures of the several states; and

WHEREAS, The Kansas Legislature perceives the need for a convention in order to ensure balance and integrity in our elections by proposing an amendment to the Constitution of the United States that will establish term limits for members of Congress to prevent the accumulation of inordinate power in members with longevity who are able to amass high amounts of funds for reelection; and

WHEREAS, A national convention would give the American people an opportunity to come together as a nation, by discussing solutions on how to ensure the integrity of our elections and renew the American people's trust in government; and

WHEREAS, Article V of the Constitution of the United States clearly states that any amendment, whether proposed by the Congress of the United States or by a convention, must be ratified by 75% of the states, presently 38 states, ensuring that only the most

reasonable proposals with widespread support shall become part of the Constitution of the United States; and

WHEREAS, Notwithstanding any federal or Kansas law to the contrary, the State of Kansas desires its delegates to such a national convention to be composed equally of individuals currently elected to state and local offices or to be selected by election in each congressional district in Kansas, except that all individuals elected or appointed to federal office, now or in the past, shall be prohibited from serving as Kansas delegates. The State of Kansas intends to retain the ability to enforce the responsibility and conduct of its delegation within the limits herein expressed: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: That the people of the State of Kansas, speaking through its legislature and pursuant to Article V of the Constitution of the United States, hereby apply to the Congress of the United States to call a convention for the exclusive purpose of proposing an amendment to the Constitution of the United States to set a limit on the number of terms that a person may be elected as a member of the U.S. House of Representatives and the U.S. Senate; and

Be it further resolved: That the Secretary of State shall send enrolled copies of this resolution to the President of the United States, the Vice President of the United States in the Vice President's capacity as presiding officer of the United States Senate, the Speaker of the United States House of Representatives, the Minority Leader of the United States House of Representatives, the President Pro Tempore of the United States Senate, each Senator and Representative from Kansas in the Congress of the United States, with the respectful request that the full and complete text of this resolution be printed in the Congressional Record, the presiding officers of each legislative body of each of the several states, requesting the cooperation of the states in issuing an application compelling the Congress of the United States to call a convention for proposing amendments pursuant to Article V of the Constitution of the United States.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Child Welfare and Foster Care: **HB 2112.**

Commerce, Labor and Economic Development: **HB 2123, HB 2125.**

Corrections and Juvenile Justice: **HB 2113, HB 2114, HB 2115.**

Elections: **HB 2116, HB 2117, HB 2118, HB 2119, HB 2120, HB 2122.**

Federal and State Affairs: **HB 2124.**

Judiciary: **HB 2121.**

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Tuesday, January 24, 2023.

Journal of the House

ELEVENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, January 24, 2023, 11:00 a.m.

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

The roll was called with 118 members present.

Rep. Neighbor was excused on verified illness.

Reps. Blex, Goddard, Osman, Poetter Parshall, Proctor and Waymaster were excused on excused absence by the Speaker.

Present later: Reps. Blex, Goddard, Proctor, Waymaster.

Prayer by Chaplain Brubaker:

Jehovah Yahweh God,
thank You for this day that you have created
for us to enjoy.
I come before You today asking for these leaders
what David prayed for his son, Solomon.
Give them discretion and understanding.
Help them to be strong and courageous,
and to not be afraid or discouraged in their work.
Be with them in the work they do
and grant them a unified spirit.
This I pray in Your Name, Amen.

The Pledge of Allegiance was led by Rep. Weigel.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2142, AN ACT concerning schools and school districts; relating to the health and safety of school drinking water; creating the get the lead out of school drinking water act; requiring schools to comply with legal limits on lead content in school drinking water; establishing the get the lead out of school drinking water grant fund, by Committee on Education.

HB 2143, AN ACT concerning school districts; relating to bullying; requiring adoption of policies prohibiting and preventing bullying; amending K.S.A. 72-6147 and repealing the existing section, by Committee on Education.

HB 2144, AN ACT concerning trusts; authorizing modification of a noncharitable irrevocable trust to provide that the rule against perpetuities is inapplicable; providing

that the Kansas uniform statutory rule against perpetuities is inapplicable to trusts under certain circumstances; modifying the definition of resident trust in the Kansas income tax act; amending K.S.A. 59-3404 and K.S.A. 2022 Supp. 58a-411 and 79-32,109 and repealing the existing sections, by Committee on Judiciary.

HB 2145, AN ACT concerning cities; relating to city elections; extending voter franchise to qualified electors living in areas subject to extraterritorial zoning or subdivision regulations; amending K.S.A. 12-184b and repealing the existing section, by Representative Blew.

HB 2146, AN ACT concerning traffic regulations; relating to the uniform fine schedule for traffic infractions; increasing penalties for operating a vehicle in excess of 30 miles per hour over the speed limit; amending K.S.A. 8-2118 and repealing the existing section, by Committee on Transportation.

HB 2147, AN ACT concerning motor vehicles; relating to abandoned or towed vehicles; requiring an individual or agency to acquire a certificate of title before selling an abandoned or towed vehicle; exempting such abandoned or towed vehicles from vehicle registration requirements; exempting individuals or agencies selling such abandoned or towed vehicles from the vehicle dealers and manufacturers licensing act; amending K.S.A. 8-128, 8-1102, 8-1103, 8-1104 and 8-2403 and repealing the existing sections, by Committee on Transportation.

HB 2148, AN ACT concerning vehicles; relating to registration and titles; increasing fees for certain services provided by county treasurers and the division of vehicles; decreasing fees associated with administrative costs for such services; modifying the disposition of certain registration and titling fees; eliminating the division of vehicles modernization surcharge; amending K.S.A. 8-132, 8-135, 8-135a, 8-139, 8-143, 8-143j, 8-145, 8-145d, 8-167, 8-170, 8-172, 8-195, 8-198, 74-2013 and 79-3604 and K.S.A. 2022 Supp. 58-4204 and repealing the existing sections; also repealing K.S.A. 75-5160, by Committee on Transportation.

HB 2149, AN ACT concerning motor vehicles; relating to distinctive license plates; allowing distinctive license plates to be personalized license plates; amending K.S.A. 8-1,141 and repealing the existing section, by Committee on Transportation.

HB 2150, AN ACT concerning planning and zoning; relating to planning and zoning by a city; repealing the authority of a city to adopt planning and zoning regulations for land located outside of such city; amending K.S.A. 12-749 and repealing the existing section; also repealing K.S.A. 12-715b, 12-715c and 12-715d, by Representatives Corbet, Buehler, Clifford, Ellis, Fairchild, Garber, Helgerson, Hoffman, Jacobs, Mason, Neelly, F. Patton, Poetter, Proctor, Rahjes, Rhiley, Sanders, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Turk, Waggoner, Waymaster and Williams, K..

HB 2151, AN ACT concerning the secretary of corrections; relating to custody of inmates; requiring the secretary to notify certain persons when an inmate is released from custody, by Committee on Federal and State Affairs.

HB 2152, AN ACT concerning education; requiring the display of the national motto in public schools, colleges and universities, by Committee on Federal and State Affairs.

HB 2153, AN ACT concerning human trafficking; relating to the attorney general; authorizing the attorney general to coordinate training regarding a multidisciplinary team approach to intervention for law enforcement agencies; requiring training on human trafficking awareness and identification for certain child welfare agencies,

juvenile justice agencies, mental health professionals and school personnel; amending K.S.A. 75-756 and repealing the existing section, by Committee on Child Welfare and Foster Care.

HB 2154, AN ACT concerning public utilities; relating to the regulation and oversight of public utilities; providing for the statewide election of the commissioners of the state corporation commission; establishing an election schedule for the election of such commissioners; authorizing gubernatorial appointments until commissioners are elected; relating to the attorney general; requiring the office of the attorney general to represent and protect the collective interests of utility customers in utility rate-related proceedings before the state corporation commission and in any other judicial or administrative proceeding; establishing the utilities regulation division within the office of the attorney general and providing duties therefor; exempting the state corporation commission from the open meetings act; amending K.S.A. 25-101, 25-101a, 25-4001, 25-4142, 66-117a, 66-1236, 66-1502, 66-1503, 66-2204, 74-601, 74-605, 74-630 and 75-4318 and K.S.A. 2022 Supp. 66-1,251 and repealing the existing sections, by Committee on Energy, Utilities and Telecommunications.

HB 2155, AN ACT concerning electric utilities; relating to the state corporation commission; requiring the commission to evaluate the regional rate competitiveness of an electric utility's rates in rate proceedings; amending K.S.A. 66-101b and repealing the existing section, by Committee on Energy, Utilities and Telecommunications.

HB 2156, AN ACT concerning public utilities; relating to the state corporation commission; authorizing public utilities to establish rates to benefit low-income residential customers, by Committee on Energy, Utilities and Telecommunications.

HB 2157, AN ACT concerning postsecondary educational institutions; creating the campus intellectual diversity act; requiring an office of public policy events at each postsecondary educational institution, by Representative Garber.

HB 2158, AN ACT concerning postsecondary educational institutions; creating the campus free speech act; requiring the governing body of each such institution to adopt a policy of free expression; establishing a committee on free expression at each such institution; providing a cause of action for violations of the act, by Representative Garber.

HB 2159, AN ACT concerning the department of health and environment; relating to fees established for the regulation of wastewater treatment facilities, water wells and underground injection control wells; providing for additional sources of revenue for the water program management fund; authorizing the secretary of health and environment to establish additional fees for the regulation of underground injection control wells; amending K.S.A. 65-166b, 65-4514 and 82a-1206 and K.S.A. 2022 Supp. 55-1,117 and repealing the existing sections, by Committee on Agriculture and Natural Resources.

HB 2160, AN ACT concerning traffic regulations; relating to the secured loading of vehicles; exempting the transport of cotton bales from the secured load requirements under certain conditions; amending K.S.A. 8-1906 and repealing the existing section, by Committee on Agriculture and Natural Resources.

HB 2161, AN ACT concerning health and healthcare; enacting the patient right to visitation act; relating to hospitals, adult care homes and hospice facilities; requiring in-person visitation in certain circumstances, by Committee on Health and Human Services.

HB 2162, AN ACT concerning taxation; relating to sales and compensating use tax; providing for sales tax exemption for hygiene products; amending K.S.A. 2022 Supp. 79-3606 and repealing the existing section, by Representatives Miller, V., Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Robinson, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Smith, C., Stogsdill, Vaughn, Weigel, Winn, Woodard and Xu.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were referred to committees as indicated:

Corrections and Juvenile Justice: **HB 2128**.
Education: **HB 2132, HB 2138, HB 2139**.
Federal and State Affairs: **HCR 5005**.
Financial Institutions and Pensions: **HB 2133**.
Health and Human Services: **HB 2126**.
Judiciary: **HB 2127, HB 2129, HB 2130, HB 2131**.
Taxation: **HB 2134, HB 2135, HB 2136, HB 2137**.
Welfare Reform: **HB 2140, HB 2141**.

COMMUNICATION FROM STATE OFFICERS

From: Kansas State Department of Education; Kansas Education Systems Accreditation; 2022-2023 Legislative Update.

The complete report is kept on file and open for inspection in the office of the Chief Clerk.

MESSAGE FROM THE SENATE

Announcing adoption of **SCR 1602**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

The following Senate concurrent resolution was thereupon introduced and read by title:

SCR 1602.

REPORTS OF STANDING COMMITTEES

Committee on **Rules and Journal** recommends **HCR 5002** be adopted.

Committee on **Rules and Journal** recommends **HR 6004** be amended as recommended by the House Committee on Rules and Journal as reported in the Journal of the House on January 20, 2023, and the resolution, as printed as amended by House Committee, be further amended on page 10, following line 12, by inserting:

"(c) The House standing Committee on Legislative Modernization shall study the Rules of the House of Representatives and make recommendations to the Legislature to improve the legislative process, increase transparency and utilize technology.";

On page 13, by striking all in lines 2 and 3; in line 4, by striking all before "The"; in

line 5, by striking "along with each individual member's vote"; in line 7, after the stricken material by inserting "An individual member's vote may be recorded at the member's request.";

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

On page 36, in line 24, after the stricken material, by inserting "The Majority Caucus Chair and Majority Whip may communicate to all members of the majority party regarding relevant information on matters pending or anticipated to be pending on the House floor. The Minority Caucus Chair and Minority Whip may communicate to all members of the minority party regarding relevant information on matters pending or anticipated to be pending on the House floor. If electronic means, such as text messaging or other messaging, are used by the Majority Caucus Chair, Majority Whip, Minority Caucus Chair or Minority Whip, there shall not be any interactive communication function for caucus members to communicate with each other at once, including, but not limited to, a chat room or group text messaging. If a caucus member responds to a communication via electronic means, no other caucus member shall receive such communication other than the Majority Caucus Chair, Majority Whip, Minority Caucus Chair or Minority Whip."; and the resolution be adopted as further amended.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Carpenter announced the appointment of Rep. Robinson to replace Rep. Poskin on Committee on Commerce, Labor and Economic Development for January 25, 2023.

Also, the appointment of Rep. Robinson to replace Rep. Poskin on Committee on Veterans and Military for January 26, 2023.

Also, the appointment of Rep. Haskins to replace Rep. Neighbor on Committee on Elections for January 24, 2023.

REPORT ON ENROLLED RESOLUTIONS

HCR 5001 reported correctly enrolled and properly signed on January 24, 2023.

On motion of Rep. Croft, the House recessed until 6:00 p.m.

EVENING SESSION

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

It being the hour in accordance with **HCR 5003** to meet in joint session with the Senate to hear the message of the Governor, Reps. Blew, Sanders and Haswood escorted President Masterson and members of the Senate to seats in the House.

Reps. Patton, Schreiber and Poskin and Senators Warren and Haley escorted the Supreme Court to seats in the House.

Reps. Wasinger, L. Williams and Weigel and Senators Dietrich and Faust-Goudeau escorted the Lt. Governor to a seat in the House.

Reps. Francis, Waymaster and S. Ruiz and Senators Mc Ginn and Ware escorted the Governor to the rostrum.

**Governor Laura Kelly's Complete Text
of the State of the State**

Mr. Speaker... Mr. President... Madam Chief Justice and the entire Kansas Supreme Court... members of my Cabinet ...leaders of the Kansas tribes... and all the constitutional officers and legislators assembled here tonight.

It is my honor to welcome Lieutenant Governor David Toland, his wife Beth Toland, and their children Caroline and William. As we all know, Lieutenant Governor Toland holds not one, but two jobs, and I think it's fair to say that he has just wrapped up what has been the most successful year in history for any Kansas Secretary of Commerce. Thank you, David, for a job well done.

Joining us tonight via livestream are my husband, Dr. Ted Daughety, my daughters, Molly Daughety and Kathleen Daughety, my son-in-law Mathias Weiden, along with the newest addition to my family, my granddaughter, Laura "Rory" Weiden.

I know you have all been on pins and needles waiting for me to finally show up, and I appreciate your patience. Many of you, particularly House members, might be thinking that my late appearance is par for the course given my 14 years of operating on Senate time. That is not the case, however.

The delay was simply to ensure that I had a crowd to celebrate my birthday with.

Two weeks ago, I had the honor of being sworn in as governor of the State of Kansas for the second time.

I spoke about the importance of leaders choosing civility and unity, despite the hostility and division we often see in our national politics. I set a North Star for my second term:

Making Kansas the best place in America to raise a family... and I said that we can only get there if we work together.

Because, over the past four years, we've seen what can happen when we truly act as One Kansas:

Four straight years of balanced budgets ...

Four straight years of fully funded schools ...

Once and for all, we closed the Bank of KDOT ...

And we landed the largest economic development project in the history of our state, Panasonic...

We created the largest budget surplus Kansas has ever seen...

And we did it all while cutting taxes for families, for veterans, for homeowners, for farmers and ranchers.

Long gone are the days of Kansas making headlines for failure and mismanagement.

Now – because we worked together – Kansas is back on track. Kansas is on the road to prosperity. And the state of our state is strong. Very strong.

All of this happened because we came together, Democrats and Republicans. Not a single bill would have been signed into law if people had just dug in their heels and refused to budge.

Our friends in Washington could learn a thing or two from how we operate here in Kansas.

But we can't get complacent.

So my message to you tonight is this: Continue to meet me in the middle.

That's how Kansans solve differences in their everyday lives, and it's the only way we'll solve the big challenges ahead of us:

Like how to cut taxes for Kansans without jeopardizing our schools...how to attract businesses in a way that preserves the essence of our communities. How to ensure every Kansan can access the mental and physical healthcare they need to live happy, full lives.

I already released my budget, so tonight, let's focus on those larger challenges – the ones I'll need your help in addressing, the ones that will determine our state's future.

Let's start with taxes. As prices continue to rise, it's clear that Kansans need relief, and they need it now.

In December, I released my comprehensive plan to cut taxes for working families and seniors, the "Axing Your Taxes" plan.

We began, last year, by finally axing the sales tax on food...

...but it doesn't zero-out until 2025...so the very first thing we must do this session is fully eliminate it, effective immediately.

There is no reason that Kansans should ever look down at their grocery receipts and see this tax. Folks can't afford it. Folks don't deserve it. And there's no need to wait for 2025. Let's end it now.

But let's not stop at food, let's also axe the state sales tax on diapers and feminine hygiene products.

These are two other basic necessities that should be much more affordable for Kansas families – which is something I know both Republicans and Democrats agree upon.

That's part one of the plan.

The second proposal is to create a four-day window every August in which Kansas families can purchase school supplies free from the state sales tax.

Let's make sure "back to school" doesn't break the backs of our parents.

This tax break will make preparing for back to school more affordable – and a lot less stressful. And the tax holiday will also reduce the burden on teachers – who all too often foot the bill for pencils, art supplies, and classroom decorations. Let's make this happen.

The third proposal provides relief for our retirees – something I know is of the utmost importance to all of us here. Right now, Kansas retirees earning \$75,000 per year or less don't pay state income tax on social security.

But if they make one dollar more – whether that’s through investments or lower medical costs – the entirety of their social security income becomes subject to state income tax.

Many of my Republican colleagues here have long said this is bad policy and hurts our seniors. And I agree.

Our seniors have worked hard for their entire lives – and their next chapter in life shouldn’t be spent figuring out the Kansas tax code. Let’s axe that tax cliff and raise the threshold to \$100,000 so more of our seniors can enjoy their retirement.

In total, the ‘Axing Your Taxes’ plan saves Kansans \$500 million over the next three years – and that’s on top of the billion dollars in savings from the tax cuts we passed last year.

These are all ideas that Republicans and Democrats have proposed and supported in the past. Discussions are happening now. I’m ready to sign three, clean bills, to make sure that Kansans save on food, on diapers, on school supplies, and on retirement, right away.

We are in this position to responsibly provide tax relief because we have been laser-focused on creating a solid fiscal foundation for our state.

But let me make myself clear: I will stand against any irresponsible tax proposals that erode that foundation. We have been there before. We know where it leads. And we can’t go back.

Not to debt. Crumbling roads. An overwhelmed foster care system.

And perhaps most devastating of all, underfunded schools. We cannot go back to the days where financial irresponsibility here in Topeka robbed our Kansas students of opportunity.

Instead, let’s pass fiscally sound tax cuts that we can afford, that help working families and seniors – and that allow us to continue the progress we’ve made on education.

Earlier this month, I introduced a budget that fully funds our schools for the fifth year in a row.

And in case you’re wondering, my budget next year will also fully fund our schools, as will my budget every year I’m Governor.

And to further my commitment to students and families, my budget puts us on the path to fully funding Special Education.

This is a big investment, and make no mistake, I fully recognize that our partners in Washington haven’t done their part to deliver the federal funding they promised for Special Education services. I’ll continue to work with our federal delegation to push Congress to hold up its end of the bargain.

But in the meantime, Kansas families and Kansas schools need solutions. So let’s fix this.

Let’s fix it for kids like Danny Robeson, a fifth grader in the Shawnee Mission School District, who is here tonight with his mother, Laura.

Danny has cerebral palsy, epilepsy, and impaired vision, which means that he

requires extra support to learn alongside his peers.

Laura stepped away from being a teacher herself to take care of Danny. But, as a frequent volunteer at his school, Laura has seen first-hand what the funding gap means:

Special Education support staff earning well below a living wage...which in turn leaves the school understaffed and under pressure. Laura sometimes has to keep Danny home from school because there aren't enough staff to ensure that he can learn safely.

The Special Education funding gap doesn't just impact students with special needs. It impacts every student, because schools end up diverting funds away from other areas to provide these services.

But adequate funding isn't the only issue our schools face.

I believe – and I think we can all agree – that the classroom is a very special place. It is where young minds are shaped and inspired. It's where professional teachers devote every fiber of their being to ensuring that our students – our children – are cared for, are nurtured, are supported, and are educated.

What the classroom is not, however, is a place for politics.

Know this: I will oppose any efforts that are designed to turn parents against teachers... to turn communities against their schools... to turn young people away from the teaching profession. I will resist politicians who want to score political points at the expense of our students and our families. Our students should not be used as political pawns. Not ever.

We all agree our kids do better when parents and teachers are involved in their education...so rather than distracting ourselves with wedge issues, let's focus on giving them both the resources and the support they need.

If we do that, we will achieve our shared aspiration: To make Kansas public schools the very best in the nation.

It is the right thing to do, but it is also the smart thing to do.

And here's why: Kansas is in a new era of growth. Thanks to the hard work of the Lieutenant Governor and his team at the Department of Commerce, we've brought Panasonic to De Soto, Hilmar Cheese to Dodge City, Amber Wave to Phillipsburg, and Bartlett Grain to Cherryvale...

Since the start of my administration, Kansas has brought in over \$15 billion dollars of new capital investment... and we've created and retained over 54,000 jobs. It's been quite remarkable.

But as our economic trajectory reaches higher and higher, there's one thing in our way: There are not enough skilled workers for all the jobs we're creating. It's the hard truth, and we're all aware of it: our labor shortages are driving up prices and stunting our economic growth.

This is another one of those big, existential challenges ahead of us. If we fail to train up a larger, more skilled workforce, businesses will stop knocking at our door. And the trend of our children and grandchildren moving to Missouri, to Colorado, to Texas in search of work, will accelerate.

We must stop this trend in its tracks. And we can do that by creating a strong pipeline of talent that has abundant educational and economic opportunities right here at

home.

Fully funding education was an important place to start, but we must also look outside the traditional classroom. This past fall, I created the Office of Registered Apprenticeship in the Department of Commerce.

Right now, 3,500 Kansans are gaining the skills, the mentorship, and the credentials they need to succeed in the industries driving the future of our state, from energy to healthcare to advanced manufacturing.

Those are 3,500 Kansans who won't just have jobs – they'll have careers.

Those are 3,500 Kansans who will be able to support a family and save for retirement.

Those are 3,500 Kansans putting down roots and contributing fully to their communities.

My budget increases funding for the Office of Registered Apprenticeship, giving more Kansans the tools they need to join the modern workforce. We must continue building on the Office's good work.

Another challenge demanding all hands on deck: Making sure that opportunity and economic prosperity extend to rural Kansas.

This past fall, Secretary of Agriculture Mike Beam and I traveled throughout Western Kansas. We met with leaders from Goodland, to Liberal, and no matter with whom we spoke – Republican or Democrat – we heard one thing over and over:

The single most important issue facing Western Kansas – and perhaps all of Kansas – is water. Our water supply is diminishing.

Parts of western Kansas have an estimated 10 years left. That's 10 short years until the water that has powered our booming farming economy dries up.

For decades, politicians have kicked the can down the road when it comes to water.

Waiting for some miracle to happen is not an option. We have to do something.

All that we've achieved in the past four years is put at risk by inaction. That's true in every part of our state, in Johnson County and Sedgwick County, in Sherman County and Seward County. We are one state, and if any part of our state suffers, we all suffer.

In recognition of this problem, last year, we updated the State Water Plan for the first time since 2009, and we fully funded it for the first time in 15 years. We also paid off state debt on two major water storage projects, freeing up \$30 million for additional water preservation efforts.

In this year's budget, we fully fund the State Water Plan for the second year in a row. We'll divert more money to water projects by paying off other debt early...and we'll make additional investments to work with our producers and irrigators to ensure our water quality and quantity.

That includes Ron and Marsha Schilling, respectively fourth- and fifth-generation family farmers, whom I met on my trip to Edson, a town near Goodland – along with their granddaughter, Kaelyn.

In the early 2000s, water tables indicated that there were very few years left to continue irrigated agriculture in the Goodland area. Instead of throwing up their hands,

Ron and Marsha literally threw down their plows, implementing water conservation practices like strip-till and water-saving irrigation technology.

Now, 20 years later, it turns out that their work has more than paid off. The Schillings are growing more bushel with less water, increasing the life of the Ogallala Aquifer in their region. In short, they're making it possible for Kaelyn to become the seventh generation to work their family farm.

The Schillings are here with us tonight, representing the family farmers and ranchers across Kansas, who keep our state's economy humming and our rural communities thriving. Ron, Marsha, and Kaelyn, please stand to be recognized.

Farmers like Ron and Marsha are showing us a path forward. To replicate their success statewide, we will bring even more producers to the table – along with other stakeholders – to ensure a clean, abundant water supply for generations to come.

But we cannot talk about rural Kansas without talking about Medicaid Expansion.

Now I know, I sound like a broken record, but it's only because we have a broken healthcare system.

Already, too many rural hospitals have shut their doors. When that happens, the communities have been devastated.

These Kansans have to drive hours to receive their basic care.

Our doctors, nurses, and hospital staff leave for higher pay in neighboring states, worsening our healthcare workforce shortage.

To date, we have left \$6 billion dollars in Washington, D.C. – squandering our own taxpayer dollars. And we have forfeited 23,000 jobs for Kansans.

There is an obvious way to stop the bleeding: Expand Medicaid.

The argument for expansion is simple – and should be one on which we all agree. Regardless of political party, we all want our rural communities to be hubs of commerce and economic activity.

That's one of the reasons we created the Office of Rural Prosperity – to get more resources to our smaller towns. We've welcomed new businesses and jobs to Western and Southeast Kansas. We've invested in rural housing. We've expanded high-speed internet. All of that work has been essential, and we'll continue to do it.

But, by far the most impactful thing we could do for our small towns would be to draw down the billions of dollars – once again, our own hard-earned tax dollars – that are just sitting there.

By far, the fastest way to a healthier workforce would be to enable 150,000 Kansans to have access to affordable healthcare.

Every single other state surrounding us has expanded Medicaid – including Republican-led states like Iowa, Oklahoma, Missouri, Nebraska, and South Dakota. In many cases, it was because the issue was taken directly to the people – who, not surprisingly, voted in favor of jobs and healthcare.

The data show Kansans are aligned with our neighbors. The Docking Institute at Fort Hays State University has long tracked this issue, and now finds that more than 7 in 10 – over 70% of – Kansans support expanding Medicaid.

It's clear that blocking Medicaid Expansion means working directly against the interests and preferences of the people of Kansas.

And if you're sick of hearing me talk about this, and you don't want to hear about it again in next year's speech, let's expand Medicaid this session.

There's another common-sense way to improve health care here in Kansas – and that's to finally legalize medical marijuana.

In 39 other states, Americans with chronic pain, seizure disorders, and PTSD can access medical marijuana to relieve their suffering. But, despite the fact that a very clear majority of physicians believe medical marijuana should be part of a comprehensive pain management and palliative care plan, it's still illegal here in Kansas.

In fact, just a few weeks ago, right before Christmas, police raided the hospital room of a terminally-ill man in Hays. Greg Bretz was using marijuana to ease his pain. He was then ordered to appear in court – despite not being able to get out of bed. We all know that was ridiculous.

This is not to blame the police – the police were just enforcing the law. That means the law itself is ridiculous.

Greg died two weeks ago, the first week of session. His passing reminded me of an op-ed that appeared in the Wichita Eagle last May. It was written by David Auble, a self-described conservative, a U.S. Army veteran from Paradise, Kansas, who was battling his second bout with cancer.

His missive was addressed to the Kansas Senate. In it, Dave wrote, and I quote: "I'm running out of time...I can barely lift my head; my legs are tingly and I have a trachea breathing tube. You have no idea how terrifying it is when you can't move air in or out." End quote.

Despite friends urging him to get medical marijuana on the black market, Dave refused. He said, "I don't intend to break the law even though my situation is growing more severe. That's not who I am."

Dave passed away just a few weeks after the op-ed was published, never having received the relief he needed and so fiercely advocated for. He is survived by his friend Chris Howell, who advocated alongside him at the Statehouse and who has since taken care of his beloved dog. Chris is here with us tonight – Chris, thank you for taking care of your friend and for being here on his behalf. Could you please stand to be recognized?

Every day, thousands of Kansans are forced to choose between breaking the law and living without pain. It is an unbearable choice – and an absolutely unnecessary one.

Let's do better in Dave's honor. In honor of the kids experiencing multiple seizures per day...In honor of veterans suffering with PTSD. Let's make Kansans' lives better, and let's do it right now.

That's not to say that legalizing medical marijuana won't be complex. Of course it will.

We'll need to put in place effective safeguards to ensure that it's used appropriately and that it's not abused. But I believe, like with everything else, if you and I work together, we can find a fair and common-sense solution. 39 other states have figured

this out. Surely, Kansas can too.

Another area where we should be able to find common ground is our state's mental health system.

Much like the nation as a whole, we are at a crisis point here in Kansas when it comes to mental health. Recently, a study by Mental Health America ranked Kansas last in the country on rates of mental illness and access to mental health services.

In the past, we have taken action on this. We've launched 9-8-8, the new three-digit code for the National Suicide Prevention Lifeline.

We have expanded mental health programming in our schools so that more than double the number of students are now being served. We're opening up new youth psychiatric beds so more kids can get the intensive treatment they need.

But there's more to do. And we need to do it together. My budget expands Mental Health Intervention Teams in our schools to have an even greater reach. It also provides funding for adult psychiatric services in the Wichita area, and funding to address the shortage of mental health workers across the state

We also need to pass legislation to guarantee mental health care for our first responders. Right now, our police officers, our firefighters, our EMTs and paramedics are not eligible for workers compensation for PTSD – even if they experienced the traumatic event on the job. That is unacceptable. We say we value our first responders. Let's put our money where our mouth is and protect them just like they protect us.

Also related to the mental health crisis is the rise in opioid overdoses we're seeing across the Midwest. This crisis is hitting our state particularly hard.

In 2021, Kansas saw the nation's second-highest increase in drug overdose deaths, a spike driven by fentanyl.

Opioids like fentanyl have rightly caused a lot of concern across the state. I've heard from local officials who are seeing the toll of this epidemic right in their own backyards.

I have made historic investments to give law enforcement the resources to crack down on the criminals who are pushing illegal drugs on our children, and I will continue to do so.

But as we work to stop the supply of drugs, we should also be focused on decreasing demand.

Drug addiction is a disease, not a moral failing. Which means we need to change the way we treat it.

My budget gives schools the funding they need to have naloxone on hand – so that should a student overdose, first responders will have enough time to get to the scene to save a life on the spot.

But we also need to decriminalize fentanyl test strips. We've debated this before. The reality is test strips save lives and money. Let's get a bill passed this session that decriminalizes these strips and prevents exposure to fentanyl in the first place – long before it kills more Kansans.

Much of tonight has been about the next four months.

And to be clear, as evidenced in my budget, there's much more I am focused on: Expanding high-speed internet...building and rehabbing middle-income and affordable housing...keeping higher education accessible...and shoring up our state's technology and cybersecurity.

But now, I want to talk about the next four years, and the decades after that.

During my swearing in, I said our North Star is making Kansas the best place in America to raise a family. That means a state where parents are supported, where childcare is abundant and affordable, and where our kids get the strongest start to life.

If we're serious about reaching that North Star, we need to put more focus, more energy, and more resources into finding solutions.

Immediately after my inauguration, I issued the first executive order of my second term:

I established a task force that will explore the creation of a Cabinet-level agency dedicated to early childhood. The agency will be completely focused on improving services for our kids during the most critical time of their development.

This should be a place where we can find bipartisan agreement. We all – Republicans and Democrats – want a state where our children, our grandchildren, and our great grandchildren have more and better opportunities than we had.

In the past four years, we've turned our state around. Now, by working together, we can achieve a Kansas families will want to call home for generations.

I've talked a lot this evening about how doing the right thing is far more important than adhering to any party line.

That may be unique in the country, but it's not unique in Kansas. Throughout the history of our great state, Kansans have repeatedly worked across the aisle for a better future.

Think of Kansas becoming one of the first states to ratify the 19th Amendment. Just over one hundred years ago, legislators came together and unanimously said 'yes' to giving women the right to vote.

Think also of Dwight Eisenhower, who, during World War II, led this country – and the world – through the toughest battle it had ever known, without an eye to politics or partisanship. He was so revered, in fact, that both parties thought he should be their candidate for president in 1952.

And think of one of the brave men General Eisenhower led during that war: our own Bob Dole, who went on to become a U.S. Senator and teamed up with a Democrat from Iowa to expand civil rights by passing the Americans with Disabilities Act.

So, by seeking your continued partnership, I'm not asking for the impossible, or something that's never been done before. Kansans have long worked together to take on the challenges facing them.

And don't forget, you and I have, too – 286 times over these past four years. Every time I signed a bill into law, it had bipartisan support. We haven't always seen eye-to-eye, but the truth is, only when we've banded together, have we made real progress.

That's why I'm asking you tonight to, again, meet me in the middle. On so many issues facing our state – from tax relief to water to health care – the best solutions aren't

Republican or Democrat. They'll come from compromise and collaboration...finding common-sense, and middle-of-the-road solutions.

Over the next four years, we must see each other as partners, not as foes, to build on all we've accomplished in the last four years. Together, we will make Kansas the very best place in America to raise a family.

God bless Kansas and all of its people. Thank you and goodnight.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Wednesday, January 25, 2023.

Journal of the House

TWELFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, January 25, 2023, 11:00 a.m.

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

The roll was called with 122 members present.
Rep. Neighbor was excused on verified illness.
Reps. Helgerson and Osman were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Gracious and generous God,
we thank you for Your overwhelming grace.
You have blessed us with Your grace.
Help us to extend grace to one another.
You equip us to do a good work.
May we be faithful to do that good work.
You have blessed us with much.
Guide us in sharing the blessing with others.
You have brought each of us to a place of service.
May we be diligent in serving those we represent.
This I pray in the name of Christ
who set the example for us.
Amen.

The Pledge of Allegiance was led by Rep. Moser.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Reps. Buehler are spread upon the Journal:

In commemoration of the 100th Anniversary of University of Saint Mary in Leavenworth, Kansas, we are presenting this Certificate.

The University of Saint Mary traces its roots to the Sisters of Charity of Leavenworth's arrival in Kansas' first city—prior to Kansas' statehood. In 1858, Mother Xavier Ross and a small contingent of Sisters of Charity arrived in the Kansas Territory at the behest of Bishop Miege to teach and care for the needs of the area's children and tend to the sick. Within days of their arrival, the Sisters opened an academy for girls. Growth at the academy prompted the Sisters to open a much larger boarding school and orphanage in 1870 at the site of the current University of Saint Mary.

This thriving academy led to the birth of Saint Mary College, a junior college for women, in 1923. The academy itself continued on until 1950 when it expanded to a four-year institution in 1932; began offering master's degrees in education in 1950; and, after years of offering educational opportunities to both men and women, became residentially co-educational in 1988; and became the University of Saint Mary in 2003.

Throughout its history, Saint Mary has focused on meeting the specific needs of students—particularly Kansas students. Saint Mary has offered classes in multiple locations, including past sites in Kansas City, Kansas and Shawnee, Kansas, and currently in Overland Park, Kansas.

To meet the needs of its students and our larger society, Saint Mary has developed a focus on health care education, educating among others, hundreds of nurses and physical therapists that continue to work in Kansas.

Saint Mary has made a historical effort—recently re-established—of also providing educational opportunities to the incarcerated at Lansing to help reduce recidivism; and particularly serves First-Generation students, helping break the cycle of poverty in dozens of Kansas families.

Saint Mary today serves more than 1,100 students from over 35 states and a dozen countries in the classroom and online. The University of Saint Mary employs more than 200 Kansans as faculty and staff who are committed to the Saint Mary mission of helping students excel through personal attention with a commitment to affordability and access.

There are thousands of Saint Mary graduates benefitting the people of Kansas as teachers and law enforcement officers; nurses, doctors, and executives; technology professionals, accountants, and artists.

The University of Saint Mary is a significant economic engine in the state of Kansas, contributing \$63.4 million in economic impact per year and \$4.2 million in state and local tax revenue.

The University of Saint Mary lives its mission, in part, by preparing Kansans to serve the people in this great state. We would like to commend and celebrate the 100th Anniversary of The University of Saint Mary in Leavenworth, Kansas which has been Educating with a Deeper Purpose for a century, inspiring generations of students to realize their God-given potential in value-centered lives and careers.

The HOUSE of Kansas presents this certificate to the University of St. Mary in commemoration of their 100-year Anniversary.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Reps. Minnix and Vaughn are spread upon the Journal:

Thank you Mr. Speaker. Good morning body. We want to take time this morning to honor two Groundwater Management Districts from western Kansas and their District Managers who are here with us today. GMD 1 is based out of Scott City and is led by Katie Durham. She is also joined by her board president and local producer Mark Callendar. GMD 4 is based out of Colby and is led by Shannon Kenyon. She is joined by her board member and local producer Shane Mann, as well as staff member Colter

Stoll. I live in GMD 1 where I farm and ranch and have had the pleasure of working with GMD 1 over the years.

Groundwater Management Districts, or GMD's, were created in the 1970's when producers first started to see the direct impact of large-scale irrigation and the associated groundwater declines on their farms. These farmers wanted the ability to create locally designed management plans to conserve their groundwater resources. Thus, five GMD districts were created representing various geographic and hydrologic areas across the state. However, while the creation of these districts was a good step forward, concerns over significant groundwater depletion have persisted. The aquifer has declined as much as 60% in some parts, leaving large swaths of the Ogallala with less than 50 years of usable life remaining. That means if something doesn't change, most of our groundwater could be gone in our lifetimes. As many of you can imagine, this would be devastating to rural communities across Kansas, and for our state's agricultural economy.

In 2012 a law was passed creating a new conservation tool for GMD's to use called Local Enhanced Management Areas. LEMAs are innovative management plans, where producers from across the district come together and agree to use less water in exchange for greater flexibility of that usage. GMD 1 and 4 have championed water conservation practices in their communities and have helped implement the very first LEMA's in Kansas.

In 2012, GMD 4 helped enact the "Sheridan-6" (SD-6) LEMA covering 100+ square miles and almost 200 wells in Sheridan County. Their original goal was a 20% reduction in water use. They have since surpassed that with a nearly 35% reduction in historic use. Research also shows that these producers have become even *more* profitable, due to the decreased cost of their inputs. The SD-6 LEMA has now been extended twice and is entering its third 5-year period. Furthermore, the success of SD-6 led to the creation of a GMD4 district wide LEMA in 2017, which is now undergoing re-approval for another five years.

GMD 1 first tried to implement a LEMA in 2013-14. After a significant community hearing process, though, that LEMA unfortunately failed. However, the GMD didn't give up. In 2016 and 2017, GMD1, led by Wichita County water users, developed and adopted a Wichita County Water Conservation Area (WCA), another water conservation tool. Due to their positive experience with the WCA, producers led the charge to create a Wichita County LEMA in 2021. Their original conservation goal was a 25% reduction in water use, but results from the first two years show a reduction closer to 28%. Now, GMD 1 is pursuing a district wide LEMA of their own called the "Four County LEMA." This LEMA is nearing completion with the second public hearing on Feb 2 and could become effective later in 2023.

Shannon and Katie, as well as their boards and predecessors have taken on the difficult task of not only changing their groundwater management practices, but of changing the hearts and minds of producers who rely upon this crucial resource. They have persevered through countless public hearings, opposition, and setbacks, and have come out the other side with a community of producers that support and rely on them. GMD 1 and 4 are committed to producer engagement, community education, and to advocating for local solutions to groundwater decline. As our Chief Engineer recently stated regarding the declining aquifer, "The hour is late, but all is not lost." Shannon, Katie and their boards are the leaders in our state who are blazing a new path forward.

Please join us in commending them for their outstanding work bringing their communities together and extending the life of the Ogallala and High Plains aquifers for the benefit of our entire state and for future generations of Kansas.

Rep. Minnix and Vaughn presented their guests with framed House certificates in honor of their contributions to the state of Kansas.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were introduced and read by title:

HB 2163, AN ACT concerning school districts; relating to teacher employment contracts; requiring due process procedures when non-renewing or terminating certain contracts; amending K.S.A. 72-2252, 72-2253, 72-2254 and 72-2260 and repealing the existing sections, by Committee on Education.

HB 2164, AN ACT concerning elections; relating to election crimes; creating the crime of elector fraud and providing penalties therefor, by Committee on Elections.

HB 2165, AN ACT concerning campaign finance; relating to governmental ethics; extending the time frame for governmental ethics commission hearings; making technical amendments; amending K.S.A. 25-4148, 25-4156, 25-4161, 25-4174, 46-255, 46-256, 46-265 and 46-280 and repealing the existing sections, by Committee on Elections.

HB 2166, AN ACT concerning elections; relating to the crime of corrupt political advertising; expanding the scope of the crime and clarifying the application thereof; amending K.S.A. 25-2407 and repealing the existing section, by Committee on Elections.

HB 2167, AN ACT concerning campaign finance; regulating the use of cryptocurrency; prohibiting the use of campaign funds for a candidate for federal office; amending K.S.A. 25-4153 and repealing the existing section, by Committee on Elections.

HB 2168, AN ACT concerning agriculture; relating to industrial hemp; allowing the fiber, grain and seeds thereof to be used as food for livestock, poultry and pets; adding hemp grain to the definition of grain; authorizing the secretary to utilize performance-based sampling when inspecting industrial hemp; lowering license and registration fees; extending license and registration periods to two years; exempting certain hemp processors from fingerprinting and background check requirements; amending K.S.A. 2-3901, 2-3906, 2-3907, 2-3908 and 34-223 and repealing the existing sections, by Representatives Blew and Williams, K..

HB 2169, AN ACT concerning statutes of limitation for childhood sexual abuse; relating to time limitations for commencement of prosecution in criminal actions; permitting a prosecution for childhood sexual abuse to be commenced at any time; relating to limitations on civil actions; permitting a claim for damages caused by childhood sexual abuse to be brought at any time; reviving claims against any party for such damages that occurred on or after July 1, 1984; amending K.S.A. 2022 Supp. 21-5107 and 60-523 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2170, AN ACT concerning alcoholic beverages; relating to spirits distributors, wine distributors and cereal malt beverage distributors; regulating samples; amending K.S.A. 41-306, 41-306a and 41-307 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2171, AN ACT concerning healthcare providers; relating to peer review; providing that privilege does not apply to factual information; amending K.S.A. 65-4925 and K.S.A. 2022 Supp. 65-4915 and repealing the existing sections, by Committee on Judiciary.

HB 2172, AN ACT concerning trusts; enacting the uniform trust decanting act; relating to the power of an authorized fiduciary to distribute property of a first trust to one or more second trusts or to modify the terms of the first trust, by Committee on Judiciary.

HB 2173, AN ACT concerning political subdivisions of the state; relating to building codes or similar rules; providing that such provisions shall not prohibit refrigerants approved for use under federal law, by Committee on Commerce, Labor and Economic Development.

HB 2174, AN ACT concerning housing discrimination; relating to the Kansas act against discrimination; authorizing the removal of unlawful restrictive covenants; amending K.S.A. 44-1017a and repealing the existing section, by Committee on Local Government.

HB 2175, AN ACT concerning income taxation; relating to rates; providing for future decreases contingent on the retention of a 7.5% state general fund ending balance; amending K.S.A. 2022 Supp. 79-32,110 and repealing the existing section, by Committee on Taxation.

HB 2176, AN ACT creating the Arkansas city area public library district act; requiring an election to create such district; authorizing a tax levy therefor; amending K.S.A. 75-2554 and repealing the existing section, by Representatives Rhiley and Roth.

HB 2177, AN ACT concerning marriage; relating to the recognition of marriages; eliminating the requirement that parties are of opposite sex; amending K.S.A. 2022 Supp. 23-2501, 23-2504 and 23-2508 and repealing the existing sections, by Representatives Woodard, Meyer and Ruiz, S..

HB 2178, AN ACT concerning the Kansas act against discrimination; adding sexual orientation, gender identity or expression and status as a veteran as protected classes under the act; amending K.S.A. 12-16,107, 44-1001, 44-1002, 44-1004, 44-1005, 44-1006, 44-1009, 44-1015, 44-1016, 44-1017, 44-1027 and 44-1030 and repealing the existing sections, by Representatives Woodard, Meyer and Ruiz, S..

HB 2179, AN ACT concerning public assistance; relating to child care assistance; removing non-cooperation with child support from disqualifications for child care assistance; amending K.S.A. 2022 Supp. 39-709 and repealing the existing section, by Committee on Appropriations.

HB 2180, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; increasing good time and program credit for certain offenders; eliminating liability protection for wrongful act or omission in making calculations thereof; amending K.S.A. 2022 Supp. 21-6821 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2181, AN ACT concerning abortion; prohibiting abortion; creating the crimes of unlawful performance of an abortion and unlawful destruction of a fertilized embryo and establishing penalties therefor; restricting the use of fetal tissue; relating to exclusions from sales and use tax exemptions for certain abortion providers; amending K.S.A. 65-2401, 65-2837, 65-6731, 65-6732, 65-67a01, 65-67a02, 65-67a04, 65-67a07, 76-3308 and 79-32,195 and K.S.A. 2022 Supp. 21-5301, 21-5302, 21-5303, 60-1901,

60-1906, 79-32,182b, 79-32,261 and 79-3606 and repealing the existing sections; also repealing K.S.A. 38-2003, 65-445, 65-4a01, 65-4a02, 65-4a03, 65-4a04, 65-4a05, 65-4a06, 65-4a07, 65-4a08, 65-4a09, 65-4a10, 65-4a11, 65-4a12, 65-6701, 65-6702, 65-6703, 65-6704, 65-6705, 65-6707, 65-6708, 65-6709, 65-6710, 65-6711, 65-6712, 65-6714, 65-6715, 65-6721, 65-6722, 65-6723, 65-6724, 65-6725, 65-6726, 65-6741, 65-6742, 65-6743, 65-6744, 65-6745, 65-6746, 65-6747, 65-6748, 65-6749 and 65-67a09, by Representatives Jacobs, Fairchild, Garber, Goetz, Hill, Murphy and Rhiley.

HB 2182, AN ACT concerning economic development; enacting the Kansas film and digital media production development act; establishing an income tax credit, sales tax exemption and loan and grant program to be administered by the secretary of commerce for the purpose of developing film, video or digital production in Kansas; establishing the Kansas film and digital media production development act education fund and the Kansas film and digital media production development act workforce training and business direct investment fund; amending K.S.A. 2022 Supp. 79-3606 and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HOUSE CONCURRENT RESOLUTION No. **HCR 5006**—

By Representatives Woodard, Meyer and S. Ruiz

A PROPOSITION to repeal section 16 of article 15 of the constitution of the state of Kansas, relating to marriage being only between individuals of the opposite sex.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate concurring therein:

Section 1. The following proposition to amend the constitution of the state of Kansas shall be submitted to the qualified electors of the state for their approval or rejection: Section 16 of article 15 of the constitution of the state of Kansas is hereby repealed.

Sec. 2. The following statement shall be printed on the ballot with the amendment as a whole:

"Explanatory statement. This amendment would repeal section 16 of article 15 of the constitution of the state of Kansas in its entirety. This section currently provides that marriage is constituted by one man and one woman only.

"A vote for this proposition would repeal section 16 of article 15 of the constitution of the state of Kansas in its entirety.

"A vote against this proposition would leave section 16 of article 15 of the constitution of the state of Kansas as it currently exists."

Sec. 3. This resolution, if approved by two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate, shall be entered on the journals, together with the yeas and nays. The secretary of state shall cause this resolution to be published as provided by law and shall cause the proposed amendment to be submitted to the electors of the state at the general election in November in the year 2024, unless a special election is called at a sooner date by concurrent resolution of the legislature, in which case it shall be submitted to the electors of the state at the special election.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were referred to committees as indicated:

- Agriculture and Natural Resources: **HB 2159, HB 2160, SCR 1602.**
- Child Welfare and Foster Care: **HB 2153.**
- Corrections and Juvenile Justice: **HB 2151.**
- Education: **HB 2142, HB 2143, HB 2152, HB 2157, HB 2158.**
- Elections: **HB 2145.**
- Energy, Utilities and Telecommunications: **HB 2154, HB 2155, HB 2156.**
- Health and Human Services: **HB 2161.**
- Judiciary: **HB 2144.**
- Local Government: **HB 2150.**
- Taxation: **HB 2162.**
- Transportation: **HB 2146, HB 2147, HB 2148, HB 2149.**

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Thomas, **HR 6006**, by Reps. Thomas, Alcala, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoyer, Humphries, Jacobs, Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, Sanders, Sawyer, Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, Stogsdill, Sutton, Tarwater, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, Winn, Woodard, Xu and Younger, as follows, was introduced and adopted:

HOUSE RESOLUTION NO. **HR 6006**—A RESOLUTION congratulating and commending the 2023 Kansas Teacher of the Year team.

A RESOLUTION congratulating and commending the members of the 2023 Kansas Teacher of the Year team.

WHEREAS, The Kansas State Department of Education sponsors the Kansas Teacher of the Year program, which identifies, recognizes and utilizes representatives of excellent teaching in the elementary and secondary classrooms of the state; and

WHEREAS, The mission of the program is to build and utilize a network of exemplary teachers who are leaders in the improvement of schools, student performance and the teaching profession; and

WHEREAS, Two teachers – one elementary and one secondary – in each of the state's four United States congressional districts were selected as finalists for recognition as Kansas Teacher of the Year, with the recipient being chosen from among the eight finalists; and

WHEREAS, The Kansas Teacher of the Year is awarded the Hubbard Foundation Kansas Teacher of the Year Ambassadorship, which enables the person selected to devote significant time during the second semester to activities supporting the mission of the program. The 2023 Kansas Teacher of the Year and the finalists were honored at an awards banquet on September 24, 2022. All members received a cash award as well as mementos of the event; and

WHEREAS, The Kansas Teacher of the Year is nominated to represent Kansas in the National Teacher of the Year program, a project of the Council of Chief State School Officers, presented by Voya Financial; and

WHEREAS, The 2023 Kansas Teacher of the Year is Brian Skinner, Newton USD 373; and the regional finalists are: Jessica Gazzano, Spring Hill USD 230; Erica Huggard, Emporia USD 253; Mallory Keefe, Cheney USD 268; Pamela Munoz, Topeka USD 501; Kendal Norberg, Louisburg USD 416; Jaimie Swindler, Ottawa USD 290; Carly Torres, Hutchinson USD 308: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we congratulate and commend the members of the 2023 Kansas Teacher of the Year team; and

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

INTRODUCTION OF GUESTS

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

Thank you Mr. Speaker.

Colleagues, today we gather to celebrate some very special people, who have joined me on the floor this morning. These folks represent the leaders, mentors, and role models for our children on a daily basis. People who answered the call to serve families, and assist in molding the next generation. Their impact on the lives of our children will remain in memory for a lifetime. They are teachers, they are warriors, and today, we honor them.

The people who have joined me today, represent the Regional Kansas Teachers of the Year as well as our coveted Kansas Teacher of the Year. It is an honor to have them here today, and I hope you will join me in honoring them.

I remember, in my own childhood, several teachers who went above and beyond for a little guy who had no attention span, got off task often, and needed some time on the wall during recess. I remember Mrs. Janice Hiel (now Craven), taking time to help me through kindergarten, and always letting my parents know when I did something good. I remember Mrs. Genie Hocott in first grade, who went above and beyond to make sure even a hyper little 7-year-old like me got the knowledge and understanding to keep going. Mrs. Stoker, Mrs. Boyce (now Nellis), Mrs. Robertson, Mrs. Roskop, Mrs. Degroot, Mrs. Sexton, Mr. Ferguson, every one of them touched my life in a way I will never forget. And yes, I am sure I caused them increased blood pressure, anxiety, and stress that few others would have handled. And yet, they always believed in me. And I truly love them for that.

Today, it is an honor to recognize those who will have these same stories told of them one day, perhaps in the very chamber we stand in right now.

Please raise your hand as I call your name. Colleagues, once all the names are called, please join me in congratulating, thanking, and encouraging the fine folks that give up so much for the sake of our children.

From one of the best districts in the state I happen to represent –

Spring Hill, USD 230, *Jessica Gazzano*, who teaches 6-8th grade Art and Publications;

Emporia, USD 253, *Erica Huggard*, who teaches 10-12th grade Biology, Anatomy, and Physiology;

Cheney, USD 268, *Mallory Keefe*, who teaches Preschool;

Topeka, USD 501, *Pamela Munoz*, a Kindergarten teacher;

Louisburg, USD 416, *Kendal Norberg*, a 4th grade teacher;

Ottawa, USD 290, *Jaimie Swindler*, Special Ed teacher for grades 9-12;

Hutchinson, USD 308, *Carly Torres*, a 5th grade teacher.

Finally, our Kansas Teacher of the Year, from –

Newton, USD 373, an Interrelated Special Ed and English teacher, *Mr. Brian Skinner*.

Please join me in honoring them.

Colleagues, I ask you join me in a unanimous Aye! Vote, passing this resolution, to honor our Kansas Teachers of the Year.

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

COMMITTEE OF THE WHOLE

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

Recommended that committee report to **HR 6004** be adopted.

Also, on motion of Rep. Highberger to amend, the motion did not prevail.

Also, roll call was demanded on motion of Rep. Fairchild, to amend **HR 6004** as further amended by House Committee, on page 26, in line 24, by striking "15" and inserting "10"

On roll call, the vote was: Yeas 49; Nays 73; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Ballard, Blew, Boyd, Carlin, Carmichael, Carr, Clifford, Curtis, Fairchild, Featherston, Garber, Haskins, Haswood, Highberger, Hill, Hougland, Houser, Hoye, Jacobs, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Ohaebosim, Oropeza, Ousley, Poetter Parshall, Poskin, Probst, Rhiley, Robinson, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Smith, C., Stogsdill, Tarwater, Vaughn, Waggoner, Weigel, Winn, Woodard, Xu.

Nays: Anderson, Awerkamp, Barth, Bergkamp, Bergquist, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Francis, Gardner, Goddard, Goetz, Hawkins, Hoffman, Hoheisel, Howe, Howell, Howerton, Humphries, Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, Minnix, Moser, Murphy, Neelly, Owens, F. Patton, Penn, Pickert, Proctor, Rahjes, Resman, Roth, Sanders, Schmoie,

Schreiber, Seiwert, Smith, A., Smith, E., Sutton, Thomas, Thompson, Titus, Turk, Turner, Underhill, Wasinger, Waymaster, White, Williams, K., Williams, L., Younger.

Present but not voting: None.

Absent or not voting: Helgerson, Neighbor, Osman.

The motion did not prevail.

Also, roll call was demanded on motion of Rep. Houser to amend **HR 6004** as further amended by House Committee, on page 28, in line 19, by striking "and" and inserting a comma; in line 21, by striking "shall require the number of"; by striking all in line 22; in line 23, by striking "concurrent resolution." and inserting "and"; in line 24, by striking ", a concurrent resolution"

On roll call, the vote was: Yeas 39; Nays 73; Present but not voting: 0; Absent or not voting: 13.

Yeas: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Corbet, Curtis, Featherston, Haskins, Haswood, Highberger, Houser, Hoye, Jacobs, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Ohaebosim, Oropeza, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Smith, C., Stogsdill, Underhill, Weigel, Winn, Woodard, Xu.

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

Present but not voting: None.

Absent or not voting: Awerkamp, Blew, Blex, Concannon, Helgerson, Houglan, Mason, Neighbor, Osman, Rahjes, Robinson, Roth, Vaughn.

The motion did not prevail.

Also, roll call was demanded on motion of Rep. V. Miller to amend **HR 6004** as further amended by House Committee, on page 24, following line 3, by inserting:

"(3) A motion to suspend Rule 101 and allow a meeting of the House to continue past 12 midnight shall not be allowed."

On roll call, the vote was: Yeas 49; Nays 70; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Collins, Curtis, Fairchild, Featherston, Garber, Goddard, Haskins, Haswood, Highberger, Houglan, Houser, Howe, Hoye, Jacobs, Johnson, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Ohaebosim, Oropeza, Ousley, Poetter Parshall, Poskin, Probst, Resman, Rhiley, Robinson, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu.

Nays: Anderson, Awerkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Francis, Gardner, Goetz, Hawkins, Hill, Hoffman, Hoheisel, Howell, Howerton,

Humphries, Kessler, Landwehr, Lewis, Mason, Minnix, Moser, Murphy, Neelly, Owens, F. Patton, Pickert, Proctor, Rahjes, Roth, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turner, Underhill, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Younger.

Present but not voting: None.

Absent or not voting: Helgerson, Maughan, Neighbor, Osman, Penn, Turk.

The motion did not prevail and the resolution be adopted as amended.

On motion of Rep. Highberger to amend **HCR 5002**, the motion did not prevail.

Also, on further motion of Rep. Highberger to amend **HCR 5002**, the motion did not prevail.

Also, on further motion of Rep. Highberger to amend **HCR 5002**, the motion did not prevail; and **HCR 5002** be 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 bill was introduced and read by title:

HB 2183, AN ACT concerning civil actions; relating to wrongful death actions; removing the cap on the amount of damages that may be awarded; amending K.S.A. 60-1903 and 60-1904 and repealing the existing sections, by Committee on Judiciary.

REPORT ON ENROLLED RESOLUTIONS

HCR 5003, **HR 6005** reported correctly enrolled and properly signed on January 25, 2023.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Thursday, January 26, 2023.

Journal of the House

THIRTEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, January 26, 2023, 11:00 a.m.

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

The roll was called with 119 members present.

Reps. Neighbor and Waggoner were excused on verified illness.

Reps. Bloom, Donohoe, Helgerson and Osman were excused on excused absence by the Speaker.

Present later: Rep. Bloom.

Prayer by Chaplain Brubaker:

God in Heaven,
thank You for the gift of this day.
I come to You today asking for wisdom and guidance.
For these leaders I pray the prayer of King David:
“Show *us* your ways, Lord,
teach *us* your paths.
Guide *us* in your truth and teach *us*,
for you are God *our* Savior,
and *our* hope is in you all day long...
He guides the humble in what is right
and teaches them his way.
All the ways of the Lord are loving and faithful
toward those who keep the demands of his covenant.”
Nothing we face today comes as a surprise to You.
So, I ask that You give our leaders your matchless wisdom
and may they listen and respond.
I pray in Christ’s Name, Amen.
(Psalm 25:4-5; 9-10)

The Pledge of Allegiance was led by Rep. Curtis.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2184, AN ACT concerning the judicial council; abolishing the judicial council fund; transferring all moneys and liabilities of such fund to the state general fund; repealing the transfer of funds from docket fees to the judicial council fund; transferring annually unencumbered funds from the publications fee fund to the state general fund; amending K.S.A. 2022 Supp. 20-362, 20-2207 and 20-2208 and repealing the existing sections, by Committee on General Government Budget.

HB 2185, AN ACT concerning certain protection orders; relating to the protection from abuse act and the protection from stalking, sexual assault or human trafficking act; permitting short form notification service and alternative methods of service; clarifying precedence of child-related orders issued under the protection from abuse act; amending K.S.A. 2022 Supp. 60-3104, 60-3107 and 60-31a04 and repealing the existing sections, by Committee on Judiciary.

HB 2186, AN ACT concerning crimes, punishment and criminal procedure; relating to sex offenses; unlawful voluntary sexual relations; modifying the criminal penalties; removing registration requirements for offense; Kansas offender registration act; amending K.S.A. 2022 Supp. 21-5507 and 22-4902 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2187, AN ACT concerning the Kansas commission on peace officers' standards and training; relating to membership; adding more members; requiring that certain appointments be made with a preference to increase diversity; amending K.S.A. 74-5606 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2188, AN ACT concerning food products; relating to the Kansas food, drug and cosmetic act; regulating the sale and distribution of kratom products; amending K.S.A. 2022 Supp. 65-656 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2189, AN ACT concerning children and minors; relating to children in the custody of the secretary for children and families; providing for an extension or re-entry of custody for persons up to 21 years of age; amending K.S.A. 38-2202 and 38-2203 and repealing the existing sections, by Representative Thomas.

HB 2190, AN ACT concerning elections; relating to election procedures; clarifying duties of certain election officials; defining special elections; creating the crime of interference with an election official and the crime of failure to comply with the statewide voter registration database requirement; expanding the crimes of intimidation of voters and unauthorized voting disclosure; eliminating the criminal prosecution authority of the secretary of state; amending K.S.A. 25-1114, 25-1115, 25-2110a, 25-2303, 25-2304, 25-2320, 25-2415, 25-2422, 25-2435, 25-2501 and 25-2502 and repealing the existing sections, by Committee on Elections.

HB 2191, AN ACT concerning the children's cabinet; authorizing the cabinet to establish a nonprofit corporation to raise funds to benefit the Dolly Parton's imagination library book gifting program, by Committee on Appropriations.

HB 2192, AN ACT concerning state agencies; requiring the secretary of administration to include on the Kansas taxpayer transparency act website certain information concerning grants, grant awardees and grant applications; amending K.S.A. 74-72,123 and repealing the existing section, by Committee on Appropriations.

HB 2193, AN ACT concerning the investment of state moneys; reestablishing the provisions of law authorizing the state treasurer to certify and transfer a portion of state moneys, equivalent to the aggregate net amount received for unclaimed property, available for investment to the KPERS board of trustees; amending K.S.A. 2022 Supp. 75-2263 and repealing the existing section, by Committee on Appropriations.

HB 2194, AN ACT concerning children and minors; relating to the revised Kansas code for care of children; enacting the Representative Gail Finney memorial foster care bill of rights; establishing certain rights for children in need of care and foster parents, by Committee on Child Welfare and Foster Care.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were referred to committees as indicated:

Agriculture and Natural Resources: **HB 2168.**

Commerce, Labor and Economic Development: **HB 2173.**

Corrections and Juvenile Justice: **HB 2180.**

Education: **HB 2163.**

Elections: **HB 2164, HB 2165, HB 2166, HB 2167.**

Federal and State Affairs: **HB 2170, HB 2177, HB 2178, HCR 5006.**

Health and Human Services: **HB 2171, HB 2181.**

Judiciary: **HB 2169, HB 2172, HB 2183.**

Local Government: **HB 2174.**

Taxation: **HB 2175, HB 2176, HB 2182.**

Welfare Reform: **HB 2179.**

COMMUNICATIONS FROM STATE OFFICERS

From: Laura Howard, Secretary, Kansas Department for Children and Families; pursuant to K.S.A. 65-176; DCF's inspection report for the State of Kansas childrens' institutions.

From: Erin Hayter, LBSW, Kansas Department for Children and Families; inspection report of Kansas State School for the Blind, concerning sanitary conditions and adequate health supervision.

From: Rebecca Kruse, LBSW, Foster Care Licensing, Kansas Department for Children and Families; Annual Review and inspection of the Kansas Juvenile Correctional Complex.

From: Erin Hayter, LBSW, Licensing Division, Kansas Department for Children and Families; inspection of Kansas State School for the Deaf, concerning sanitary conditions and adequate health supervision.

The complete reports are kept on file and open for inspection in the office of the Chief Clerk.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HCR 5002, A CONCURRENT RESOLUTION adopting joint rules for the Senate and the House of Representatives for the 2023-2024 biennium, was considered on final action.

On roll call, the vote was: Yeas 80; Nays 39; Present but not voting: 0; Absent or not voting: 6.

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

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Fairchild, Featherston, Haskins, Haswood, Highberger, Houglan, Hoye, Jacobs, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Ohaebosim, Oropeza, Ousley, Poskin, Probst, Robinson, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Bloom, Donohoe, Helgerson, Neighbor, Osman, Waggoner.

The resolution was adopted.

EXPLANATION OF VOTE

MR. SPEAKER: Last year we saw extreme examples of the abuse of the conference committee process, with content that had never been seen by any committee in either house inserted in education and sports gambling bills that were considered in the middle of the night, and a tax bill with TWENTY-NINE different bills bundled together. We had an opportunity to make sure that these abuses don't happen again, but we squandered it. I vote NO on **HCR 5002**. – DENNIS “BOOG” HIGHBERGER, TREVOR JACOBS

HR 6004, A RESOLUTION adopting the permanent rules of the House of Representatives for the 2023-2024 biennium, was considered on final action.

On roll call, the vote was: Yeas 79; Nays 41; Present but not voting: 0; Absent or not voting: 5.

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

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Fairchild, Featherston, Haskins, Haswood, Highberger, Houglan, Houser, Hoye, Jacobs, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Ohaebosim, Oropeza, Ousley, Poetter Parshall, Poskin, Probst, Robinson, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Donohoe, Helgerson, Neighbor, Osman, Waggoner.

The resolution was adopted, as amended.

EXPLANATIONS OF VOTE

MR. SPEAKER: I have gotten used to an unwillingness on the part of the majority party to make our rules more fair and transparent, but this year takes the cake. In addition to rejecting simple changes, like recording committee votes and limiting our ability to work in the middle of the night when our constituents can't watch, this body voted to shut the majority of our members of both parties out of any meaningful participation in

budget discussions and refused to adopt basic principles of fairness, like proportional representation on committees. Today is a sad day in the history of this body. I vote NO on **HR 6004**.— DENNIS “BOOG” HIGHBERGER

MR. SPEAKER: The majority party talks a big game about doing things in “a better way.” However, yesterday’s actions and the final version of **HR 6004** reveals that most of their members support the same old worn out processes our constituents revile. Unrecorded votes reflect a lack of transparency and working past midnight reflects a poor way of crafting new laws. There is a better way to do business in this chamber. This is not it. I vote NO on **HR 6004**. – VIC MILLER

REPORTS OF STANDING COMMITTEES

Committee on **Judiciary** recommends **HB 2015**, **HB 2016**, **HB 2017**, **HB 2018** be passed.

REPORT OF STANDING COMMITTEE

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

Request No. 1, by Representative Buehler, honoring the 100th year of the University of St. Mary, Leavenworth, Kansas;

Request No. 2, by Representative Johnson, honoring Clyde Wilbur Grisham on his 100th birthday. He is recognized for his service to his country in the United States Army from 1941-1945;

Request No. 3, by Representative Francis, honoring Randy Malin for his exemplary service as County Commissioner to the citizens of Seward County, Kansas;

Request No. 4, by Representative Francis, honoring Katherine Romine for service as County Treasurer, Seward, Kansas and wishing her the best in her retirement;

Request No. 5, by Representative Francis, honoring Ada Linenbroker for her service as County Commissioner and County Commission Chair for Seward, Kansas;

Request No. 6, by Representative Francis, honoring Nathan McCaffrey for his service as County Commissioner and County Commission Chair for Seward, Kansas;

Request No. 7, by Representative Mari-Lynn Poskin, honoring Gary W. Swanson in recognition as the recipient of The Daughters of the American Revolution Medal of Honor for his work with Kansas City veterans;

Request No. 8, by Representative Vaughn, commending Shannon Kenyon, District Manager, Ground Water Management District, No. 4, for outstanding work promoting groundwater conservation to extend the usable life of the Ogallala Aquifer through the implementation of Local Enhanced Management Areas;

Request No. 9, Representative Vaughn, commending Katie Durham, District Manager, Ground Water Management District, No. 1, for outstanding work promoting groundwater conservation to extend the usable life of the Ogallala Aquifer through the implementation of Local Enhanced Management Areas;

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. Croft 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 2195, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system; employment after retirement; increasing the amount of retirant compensation subject to the statutory employer contribution rate; requiring participating employers to pay only the statutory employer contribution rate on all compensation of a retirant employed in a covered position for a period commencing July 1, 2023, and ending December 31, 2024; amending K.S.A. 74-4937 and K.S.A. 2022 Supp. 74-4914 and repealing the existing sections, by Committee on Financial Institutions and Pensions.

HB 2196, AN ACT concerning retirement and pensions; relating to the Kansas deferred retirement option program act; expanding such program membership to all members of the Kansas police and firemen's retirement system; amending K.S.A. 2022 Supp. 74-49861 and 74-4986p and repealing the existing sections, by Committee on Financial Institutions and Pensions.

HB 2197, AN ACT concerning financial institutions; relating to the first-time home buyer savings account act; providing a procedure for the distribution of the account balance upon the death of an account holder; changing the term "transfer on death" to "payable on death" regarding beneficiaries; resolving a conflict when beneficiaries differ on a financial institution's account records and on first-time home buyer savings account tax forms required by the secretary of revenue; amending K.S.A. 2022 Supp. 58-4903, 58-4904, 58-4906 and 79-32,117 and repealing the existing sections, by Committee on Financial Institutions and Pensions.

HB 2198, AN ACT concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; providing for membership affiliation for certain law enforcement officers and employees of the Kansas department of wildlife and parks; establishing employee and employer contributions, by Committee on Financial Institutions and Pensions.

HB 2199, AN ACT concerning taxation; relating to sales tax; authorizing for the purchase of up to two motor vehicles owned by resident disabled veterans or surviving spouses thereof to be exempt from the tax imposed by the Kansas retailers' sales tax act, by Committee on Taxation.

HB 2200, AN ACT concerning property taxation; relating to exemptions; establishing a property tax exemption for homestead property of certain retired and disabled veterans, by Committee on Taxation.

HB 2201, AN ACT concerning property taxation; relating to the classification and appraised valuation notice; providing information on prior year tax valuations; amending K.S.A. 2022 Supp. 79-1460 and repealing the existing section, by Committee on Taxation.

HB 2202, AN ACT concerning taxation; relating to sales and compensating use tax; providing for a sales tax exemption for sales of over-the-counter drugs; amending K.S.A. 2022 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

HB 2203, AN ACT concerning taxation; relating to sales and compensating use tax; providing for a sales tax exemption for purchases made by sleep in heavenly peace, inc.; amending K.S.A. 2022 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

HB 2204, AN ACT concerning income taxation; relating to credits; establishing a refundable family caregivers of disabled veterans tax credit, by Committee on Taxation.

HB 2205, AN ACT creating the Udall area public library district act; requiring an election to create such district; authorizing a tax levy therefor; amending K.S.A. 75-2554 and repealing the existing section, by Representatives Rhiley and Roth.

On motion of Rep. Croft the House adjourned pro forma until 8:30 a.m. on Friday, January 27, 2023.

Journal of the House

FOURTEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, January 27, 2023, 8:30 a.m.

The House met session pro forma pursuant to adjournment with Speaker pro tem Carpenter in the chair.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2206, AN ACT concerning elections; relating to campaign finance; amending the definition of express advocacy; amending K.S.A. 25-4143 and repealing the existing section, by Committee on Elections.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2191**.

Child Welfare and Foster Care: **HB 2189, HB 2194**.

Corrections and Juvenile Justice: **HB 2186, HB 2187**.

Elections: **HB 2190**.

Federal and State Affairs: **HB 2188**.

Financial Institutions and Pensions: **HB 2193, HB 2195, HB 2196, HB 2197, HB 2198**.

General Government Budget: **HB 2184**.

Judiciary: **HB 2185**.

Taxation: **HB 2192, HB 2199, HB 2200, HB 2201, HB 2202, HB 2203, HB 2204, HB 2205**.

CHANGE OF REFERENCE

Speaker pro tem Carpenter announced the withdrawal of **HB 2145** from Committee on Elections and referral to Committee on Local Government.

On motion of Rep. Mason the House adjourned pro forma until 11:00 a.m. on Monday, January 30, 2023.

Journal of the House

FIFTEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, January 30, 2023, 11:00 a.m.

The House met session pro forma pursuant to adjournment with Speaker pro tem Carpenter in the chair.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2207, AN ACT concerning elections; relating to the crime of corrupt political advertising; expanding the scope of the crime; amending K.S.A. 25-2407 and 25-4156 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2208, AN ACT concerning the disposition of certain state real property; authorizing the state historical society to convey certain real property located in Johnson county to the Shawnee Tribe; imposing certain conditions; prescribing costs of conveyance, by Committee on Federal and State Affairs.

HB 2209, AN ACT concerning veterans and military; relating to workers compensation; providing that national guard members receive benefits under the workers compensation act. , by Committee on Veterans and Military.

HB 2210, AN ACT concerning veterans and military; relating to national guard officers; eliminating the requirement of senate confirmation thereof; amending K.S.A. 2022 Supp. 48-208 and repealing the existing section, by Committee on Veterans and Military.

HB 2211, AN ACT concerning security; establishing the office of homeland security; prescribing the powers and duties thereof, by Committee on Veterans and Military.

HB 2212, AN ACT concerning the Kansas offender registration act; relating to juvenile offenders; eliminating the registration requirements for certain juvenile offenders; amending K.S.A. 2022 Supp. 22-4902, 22-4903, 22-4904, 22-4906, 22-4907, 22-4908 and 22-4909 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2213, AN ACT concerning the Kansas offender registration act; relating to registration requirements; creating a mechanism to waive fees; registration at a single location; creating a mechanism to seek relief from registration for violent offenders; amending K.S.A. 2022 Supp. 22-4904, 22-4905, 22-4907 and 22-4908 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2214, AN ACT concerning the department of corrections; relating to facilities; changing the name of the Larned correctional mental health facility to the Larned state correctional facility; removing references to facilities that no longer exist; amending K.S.A. 75-5202 and K.S.A. 2022 Supp. 75-52,167 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2215, AN ACT concerning crimes, punishment and criminal procedure; relating to crimes involving controlled substances; creating the crime of utilizing a drug-masking product; providing criminal penalties therefor; amending K.S.A. 2022 Supp. 21-5701 and repealing the existing section; also repealing K.S.A. 2022 Supp. 21-5701b, by Committee on Judiciary.

HB 2216, AN ACT concerning motor vehicles; relating to driving with a license that is canceled, suspended or revoked; removing the mandatory imprisonment term for a first offense in certain circumstances; amending K.S.A. 8-262 and repealing the existing section, by Committee on Judiciary.

HB 2217, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing for nondrug crimes; creating a presumption of imprisonment for crimes committed against a person based on such person's actual or perceived race, color, religion, ethnicity, national origin or sexual orientation; amending K.S.A. 2022 Supp. 21-6804 and repealing the existing section, by Committee on Judiciary.

HB 2218, AN ACT concerning education; establishing the sunflower education equity act; providing education savings accounts for students; establishing the sunflower education equity scholarship fund, by Committee on K-12 Education Budget.

HB 2219, AN ACT concerning income taxation; allowing an itemized deduction for certain wagering losses; amending K.S.A. 2022 Supp. 79-32,120 and repealing the existing section, by Committee on Taxation.

HB 2220, AN ACT concerning property taxation; relating to exemptions; establishing a five-year property tax exemption for city, county and township property used for business incubator purposes, by Committee on Taxation.

HB 2221, AN ACT concerning sales taxation; relating to rates; expanding the eligible uses for the 0% state rate for sales of certain utilities and providing for the levying of such tax by cities and counties; authorizing cities and counties to exempt sales of such utilities from such city or county taxes; amending K.S.A. 12-189a and K.S.A. 2022 Supp. 79-3603 and repealing the existing sections, by Committee on Taxation.

HB 2222, AN ACT concerning federal rules and regulations; relating to enforcement by state agencies; prohibiting enforcement without approval of the legislature of the state of Kansas, by Representatives Jacobs, Fairchild, Garber, Houser, Murphy and Rhiley.

HB 2223, AN ACT concerning education; relating to the Kansas school equity and enhancement act; removing the sunset for the high-density at-risk student weighting; amending K.S.A. 2022 Supp. 72-5151 and repealing the existing section, by Committee on Education.

HB 2224, AN ACT concerning education; increasing the number of school days and hours that must be provided by school districts each school year; amending K.S.A. 72-3115 and repealing the existing section, by Committee on Education.

HB 2225, AN ACT concerning utilities; relating to electric utilities; including cost recovery of transmission-related costs for transmission facilities constructed as a result of a directive from the regional transmission organization; excluding cost recovery for transmission facilities constructed as a result of internal or local planning; amending K.S.A. 66-1237 and repealing the existing section, by Committee on Energy, Utilities and Telecommunications.

HB 2226, AN ACT concerning the state corporation commission; relating to the Kansas underground utility damage prevention act; extending the time period for notice for excavations; permitting virtual whitelining of excavation sites; amending K.S.A. 66-1804 and 66-1810 and K.S.A. 2022 Supp. 66-1802, 66-1805 and 66-1806 and repealing the existing sections, by Committee on Energy, Utilities and Telecommunications.

HB 2227, AN ACT concerning energy; relating to electric public utilities; authorizing certain sales of electricity pursuant to power purchase agreements; exempting such sales from the retail electric suppliers act and certain renewable energy suppliers from public utility regulation; requiring utilities to enter into parallel generation contracts with certain customers of the utility; amending K.S.A. 66-1,170, 66-1,184 and 66-1264 and K.S.A. 2022 Supp. 66-104 and repealing the existing sections, by Committee on Energy, Utilities and Telecommunications.

HB 2228, AN ACT concerning electric public utilities; relating to net metering; requiring electric cooperative public utilities and municipal public utilities to make net-metering available under the net-metering and easy connection act; increasing the system-wide capacity limit for net metered facilities; removing the load-size limitation of certain net-metered systems; amending K.S.A. 66-1264, 66-1265, 66-1266 and 66-1267 and repealing the existing sections, by Committee on Energy, Utilities and Telecommunications.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committees as indicated:

Elections: **HB 2206**.

COMMUNICATIONS FROM STATE OFFICERS

From: Vicki Schmidt, Commissioner of Insurance, Kansas Insurance Department; Kansas Workers Compensation Fund; pursuant to K.S.A. 44-566a(h); FY 2022 Year End Report.

The complete report is kept on file and open for inspection in the office of the Chief Clerk.

REPORTS OF STANDING COMMITTEES

Committee on **Corrections and Juvenile Justice** recommends **HB 2033** be passed.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Carpenter announced the appointment of Rep. Houglund to replace Rep. Winn on Committee on K-12 Budget for January 30, 2023.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Tuesday, January 31, 2023.

Journal of the House

SIXTEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, January 31, 2023, 11:00 a.m.

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

The roll was called with 119 members present.

Rep. Weigel was excused on verified illness.

Reps. Boyd, Landwehr, Poetter Parshall, Robinson and Winn were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Father God,
It is another beautiful day that You have
enabled us to come together to work.
Help our leaders to work as a team.
Remove comparison and rivalry mentality
from our hearts and help us to focus on the greater good,
which is the betterment of our constituents.
Help us to work in harmony and unity
and may the only thing that divides us today
be the team we are cheering for tonight
in the great Sunflower Showdown.
In Your all-powerful Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Chuck Smith.

CELEBRATION OF KANSAS DAY

In recognition of the 162nd birthday of Kansas on January 29th, Reps. Ballard and Thomas led the members of the House in singing Home on the Range.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2229, AN ACT concerning sales and compensating use tax; relating to motor vehicles; providing for a deduction for calculating tax owed when selling a motor vehicle that is purchased within 180 days of the sale of another vehicle; amending K.S.A. 12-199 and repealing the existing section, by Representatives Turner and Resman.

HB 2230, AN ACT concerning veterans and military; updating certain provisions related to the Kansas army and air national guard; providing for the appointment of a state judge advocate; amending K.S.A. 48-101, 48-202, 48-205, 48-209, 48-211, 48-214, 48-216, 48-242, 48-243, 48-252c, 48-301, 48-509 and 48-516 and K.S.A. 2022 Supp. 48-204 and repealing the existing sections; also repealing K.S.A. 48-103, 48-219, 48-221, 48-222, 48-223, 48-237 and 48-252, by Committee on Veterans and Military.

HB 2231, AN ACT concerning property taxation; relating to exemptions; providing for an exemption for residential property where a property day care facility operates; amending K.S.A. 79-201 and repealing the existing section, by Committee on Taxation.

HB 2232, AN ACT concerning county appraisers; relating to qualifications for designation as a registered mass appraiser; granting authority to the director of property valuation to develop qualifying courses; amending K.S.A. 2022 Supp. 19-430 and repealing the existing section, by Committee on Taxation.

HB 2233, AN ACT concerning the historic Kansas act; eliminating the annual cap on tax credits that may be claimed for the restoration and preservation of certain commercial structures; amending K.S.A. 2022 Supp. 79-32,211c and repealing the existing section, by Committee on Taxation.

HB 2234, AN ACT relating to state construction or building improvement projects; increasing the cost threshold for the mandatory convening of a negotiating committee by the secretary of administration or agency head and the selection of architectural, engineering or land surveying services from a list of qualified firms; changing the measure of the cost threshold from "total project cost" to "construction cost"; amending K.S.A. 75-1253 and 75-5804 and repealing the existing sections, by Committee on Commerce, Labor and Economic Development.

HB 2235, AN ACT concerning the department of administration; relating to the division of printing; authorizing the division to print for units of local government and schools; amending K.S.A. 2022 Supp. 75-1005 and repealing the existing section, by Committee on Appropriations.

HB 2236, AN ACT concerning education; relating to school districts; establishing parents' right to direct the education and upbringing of their children including the right to object to harmful or inappropriate educational materials and activities, by Committee on Education.

HB 2237, AN ACT concerning counties; relating to public right-of-way; authorizing certain telecommunications and video service providers to operate in the county right-of-way; amending K.S.A. 2022 Supp. 17-1902 and repealing the existing section, by Committee on Local Government.

HB 2238, AN ACT concerning education; relating to student athletes; creating the fairness in women's sports act; restricting participation on women's teams to female students; providing a cause of action for violations of the act, by Committee on Education.

HB 2239, AN ACT concerning occupational licensure; relating to continuing education requirements; allowing exemptions from continuing education requirements for work experience, by Committee on Welfare Reform.

HB 2240, AN ACT concerning the department for children and families; relating to qualified residential treatment programs; requiring the clerk of the district court to give notice of placement; amending K.S.A. 38-2291 and repealing the existing section, by Committee on Child Welfare and Foster Care.

HB 2241, AN ACT concerning financial institutions; relating to finance charges; increasing the amount charged per annum on closed end credit consumer loans; amending K.S.A. 16a-2-401 and repealing the existing section, by Committee on Financial Institutions and Pensions.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Corrections and Juvenile Justice: **HB 2212, HB 2213, HB 2214, HB 2217.**

Education: **HB 2223, HB 2224.**

Elections: **HB 2207.**

Energy, Utilities and Telecommunications: **HB 2225, HB 2226, HB 2227, HB 2228.**

Federal and State Affairs: **HB 2208.**

Judiciary: **HB 2215, HB 2216, HB 2222.**

K-12 Education Budget: **HB 2218.**

Taxation: **HB 2219, HB 2220, HB 2221.**

Veterans and Military: **HB 2209, HB 2210, HB 2211.**

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

COMMITTEE OF THE WHOLE

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

Recommended that **HB 2015, HB 2016, HB 2017, HB 2018** be passed.

REPORTS OF STANDING COMMITTEES

Committee on **Commerce, Labor and Economic Development** recommends **HB 2042** be amended on page 1, following line 9, by inserting:

"Section 1. K.S.A. 8-1103 is hereby amended to read as follows: 8-1103. (a) (1) Whenever any person providing wrecker or towing service, as defined by K.S.A. 66-1329, and amendments thereto, while lawfully in possession of a vehicle, at the direction of a law enforcement officer ~~or~~, the owner or, if a city ordinance or county resolution authorizes the towing of vehicles by a wrecker or towing service, a self-storage unit operator as provided by K.S.A. 58-817, and amendments thereto, or as otherwise provided by a city ordinance or county resolution, renders any service to the owner thereof by the recovery, transportation, protection, storage or safekeeping thereof, a first and prior lien on the vehicle is hereby created in favor of such person rendering such service and the lien shall amount to the full amount and value of the service rendered. The lien may be foreclosed in the manner provided in this act.

(2) If the name of the owner of the vehicle is known to the person in possession of such vehicle, then within 15 days, notice shall be given to the owner that the vehicle is being held subject to satisfaction of the lien. Any vehicle remaining in the possession of a person providing wrecker or towing service for a period of 30 days after such wrecker or towing service was provided may be sold to pay the reasonable or agreed charges for such recovery, transportation, protection, storage or safekeeping of such vehicle and personal property therein, the costs of such sale, the costs of notice to the owner of the

vehicle and publication after giving the notices required by this act, unless a court order has been issued to hold such vehicle for the purpose of a criminal investigation or for use as evidence at a trial.

(3) If a court orders any vehicle to be held for the purpose of a criminal investigation or for use as evidence at a trial, then such order shall be in writing, and the court shall assess as costs the reasonable or agreed charges for the protection, storage or safekeeping accrued while the vehicle was held pursuant to such written order.

(4) Any personal property within the vehicle need not be released to the owner thereof until the reasonable or agreed charges for such recovery, transportation or safekeeping have been paid, or satisfactory arrangements for payment have been made, except as provided under subsection (c) or for personal medical supplies which shall be released to the owner thereof upon request. The person in possession of such vehicle and personal property shall be responsible only for the reasonable care of such property. Any personal property within the vehicle not returned to the owner shall be sold at the auction authorized by this act.

(b) At the time of providing wrecker or towing service, any person providing such wrecker or towing service shall give written notice to the driver, if available, of the vehicle being towed that a fee will be charged for storage of such vehicle. Failure to give such written notice shall invalidate any lien established for such storage fee.

(c) A city ordinance or county resolution authorizing the towing of vehicles from private property shall specify in such ordinance or resolution:

(1) The maximum rate such wrecker or towing service may charge for such wrecker or towing service and storage fees;

(2) that an owner of a vehicle towed shall have access to personal property in such vehicle for 48 hours after such vehicle has been towed and such personal property shall be released to the owner; and

(3) that the wrecker or towing service shall report the location of such vehicle to local law enforcement within two hours of such tow.

(d) A person providing towing services shall not tow a vehicle to a location outside of Kansas without the consent of either:

(1) The driver or owner of the motor vehicle;

(2) a motor club of which the driver or owner of the motor vehicle is a member; or

(3) the insurance company processing a claim with respect to the vehicle or an agent of such insurance company.";

Also on page 1, in line 28, by striking all after "thereto."; in line 29, by striking all before "towing"; in line 30, by striking "as provided by" and inserting "if"; in line 32, after "located" by inserting "authorizes the towing of vehicles by a wrecker or towing service, as provided by K.S.A. 8-1103, and amendments thereto";

On page 3, in line 18, before "K.S.A." by inserting "K.S.A. 8-1103 and"; also in line 18, by striking "is" and inserting "are";

And by renumbering sections accordingly;

On page 1, in the title, in line 6, after the semicolon by inserting "adding self-storage rental unit operators to those persons who are specifically authorized to direct a wrecker or towing service to tow a motor vehicle for purposes of the creation of a lien in favor of a wrecker or towing service;" also in line 6, after "amending" by inserting "K.S.A. 8-1103 and"; in line 7, by striking "section" and inserting "sections"; and the bill be passed as amended.

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 2242, AN ACT concerning the uniform consumer credit code; relating to consumer loans; providing restrictions and requirements for certain alternative small installment loans; requiring lender reporting; amending K.S.A. 16a-2-308, 16a-2-401, 16a-2-404 and 16a-2-501 and repealing the existing sections, by Committee on Financial Institutions and Pensions.

HB 2243, AN ACT concerning securities; relating to financial exploitation and the protection of vulnerable adults therefrom; enacting the protect vulnerable adults from financial exploitation act; requiring reporting of instances of suspected financial exploitation under certain circumstances; providing civil and administrative immunity to individuals who report such instances; amending K.S.A. 17-12a412 and repealing the existing section, by Committee on Financial Institutions and Pensions.

HB 2244, AN ACT concerning firearms; relating to the personal and family protection act; providing permanent exemptions for postsecondary educational institutions; amending K.S.A. 75-7c20 and repealing the existing section, by Representatives Ballard, Amyx, Featherston, Haswood, Highberger, Martinez, Meyer, Miller, D., Neighbor, Ruiz, S., Schlingensiepen, Winn and Woodard.

HB 2245, AN ACT concerning firearms; creating the gun violence restraining order act; authorizing the issuance of protective orders prohibiting the acquisition and possession of firearms by certain individuals, by Representatives Ballard, Amyx, Featherston, Haswood, Highberger, Martinez, Meyer, Miller, D., Neighbor, Oropeza, Osman, Ruiz, S., Schlingensiepen, Winn and Woodard.

HB 2246, AN ACT concerning the adult care home licensure act; relating to involuntary transfer or discharge of residents from an adult residential care facility; creating a right to appeal an involuntary transfer or discharge; requiring the secretary for aging and disability services to review notices and preside over appeals, by Committee on Judiciary.

HB 2247, AN ACT concerning minors; related to children in the custody of the secretary; prohibiting banks from requiring a cosigner for an account of a child in the custody of the secretary; amending K.S.A. 9-1204 and repealing the existing section, by Committee on Child Welfare and Foster Care.

COMMITTEE ASSIGNMENT CHANGES

Speaker Hawkins announced the appointment of Rep. Haskins to replace Rep. Boyd on Committee on K-12 Budget for January 31, 2023.

REPORT ON ENROLLED RESOLUTIONS

HR 6004, **HR 6006** reported correctly enrolled and properly signed on January 31, 2023.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Wednesday, February 1, 2023.

Journal of the House

SEVENTEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, February 1, 2023, 11:00 a.m.

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

The roll was called with 122 members present.

Rep. Weigel was excused on verified illness.

Reps. Meyer and K. Williams were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Creator God in heaven,
thank You for the beautiful creation You have given us
and for the creation You have made us.
Today I ask that Your presence be felt
and that you fill this room with joy and camaraderie.
Help our leaders to focus on the tasks at hand.
Give these individuals confidence in the skills You have
already blessed them with.
Help them to listen and learn from each other.
Give them Your vision and use them
to see this vision become a reality.
This I pray in Your Son's Name, Amen.

The Pledge of Allegiance was led by Rep. Amyx.

INTRODUCTION OF GUESTS

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

Mary Glover works for American Medical Response and has been named the EMS Support Person of the Year. She has been serving Kansas EMS for 28 years. Having served as a frontline paramedic, dispatcher, operations supervisor, and administrative assistant, she has been an instrumental part of her service's operations in Kansas and in many ways from compliance with state regulations to quality improvement efforts. Dedicated to EMS excellence, customer service, and quality patient care, Mary has developed an expansive knowledge base of all things EMS from the finer points of Kansas BEMS regulations to the broader developing leadership values of "Just Culture" in an organization.

Over the years, Mary has been instrumental in developing and maintaining numerous sets of Standard Operating Guidelines and Medical Protocols for the EMS agencies she

has supported. Mary took on the goal ensuring her operation achieved accreditation from the Commission on Accreditation of Ambulance Services. With her leadership, AMR secured the maximum three-year accreditation and has since accomplished numerous re-accreditations.

In true EMS fashion, Mary embraces the challenge in serving in an expansive role with many duties. With the familiar attitude of “adapt and overcome,” her flexibility, persistence, experience, and open door has led to the success of many EMTs and paramedics as well as the operations she supports in Kansas.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2248, AN ACT concerning education; relating to school districts; requiring boards of education to adopt policies and procedures to ensure parental review of educational materials and records pertinent to their child, by Committee on Education.

HB 2249, AN ACT concerning the Kansas national guard; creating the defend the guard act; establishing when the national guard may be released into active duty combat, by Representatives Fairchild, Garber, Jacobs, Murphy, Rhiley and Roth.

HB 2250, AN ACT enacting the supported decision-making agreements act; providing requirements for decision-making assistance for adults; amending K.S.A. 2022 Supp. 21-5417 and repealing the existing section, by Committee on Judiciary.

HB 2251, AN ACT concerning school buses; relating to school bus safety; illegal passing of school buses; authorizing the department of education to contract with a private vendor for the installation, operation and maintenance of stop signal arm video recording devices; establishing procedures for violations and civil penalties; requiring an annual report to the legislature, by Committee on Judiciary.

HB 2252, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system and systems thereunder; providing a cost-of-living adjustment for certain retirants, by Committee on Financial Institutions and Pensions.

HB 2253, AN ACT concerning public employees; relating to the executive branch of state government; hiring and promotion preferences; providing for a preference for persons with a disability, by Committee on Commerce, Labor and Economic Development.

HB 2254, AN ACT concerning property taxation; relating to classification of land; including properties used for registered agritourism activities as land devoted to agricultural use; amending K.S.A. 2022 Supp. 79-1476 and repealing the existing section, by Representative Neelly.

HB 2255, AN ACT concerning municipalities; relating to municipalities and housing authorities; requiring public housing authorities to implement work requirements for able-bodied adults to receive public housing assistance; instituting waivers for households with no able-bodied adults; amending K.S.A. 17-2345 and repealing the existing section, by Committee on Welfare Reform.

HB 2256, AN ACT concerning sales and compensating use tax; relating to sales of food, food ingredients and prepared food; reducing the rate of tax imposed; modifying the percent credited to the state highway fund from revenue collected; amending K.S.A. 2022 Supp. 79-3603, 79-3603d, 79-3620, 79-3703 and 79-3710 and repealing the existing sections, by Representatives Sawyer Clayton and Corbet.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2235**.

Child Welfare and Foster Care: **HB 2240**.

Commerce, Labor and Economic Development: **HB 2234**.

Education: **HB 2236, HB 2238**.

Energy, Utilities and Telecommunications: **HB 2237**.

Federal and State Affairs: **HB 2244, HB 2245**.

Financial Institutions and Pensions: **HB 2241, HB 2242, HB 2243, HB 2247**.

Judiciary: **HB 2246**.

Taxation: **HB 2229, HB 2231, HB 2232, HB 2233**.

Veterans and Military: **HB 2230**.

Welfare Reform: **HB 2239**.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Murphy, **HR 6007**, as follows, was introduced and adopted:

HOUSE RESOLUTION NO. **HR 6007**—A RESOLUTION congratulating Eldon Headrick of Norwich EMS

By Representative Murphy

A RESOLUTION congratulating and commending Eldon Headrick of Norwich EMS for being named 2022 EMT of the Year by the National Association of Emergency Medical Technicians.

WHEREAS, On September 7, 2022, Eldon Headrick was declared the recipient of the highly prestigious NAEMT/Demers-Braun-Crestline-Medix EMT of the Year Award by the National Association of Emergency Medical Technicians (NAEMT); and

WHEREAS, The announcement was made as part of NAEMT's presentation of its 2022 National EMS Awards of Excellence; and

WHEREAS, Since 2016, Headrick has volunteered as an EMT with Norwich EMS; and

WHEREAS, Upon joining Norwich EMS, he immediately began learning, asking questions to enrich his knowledge and assisting fellow colleagues; and

WHEREAS, Headrick assists Norwich EMS with EMS calls and ensures that his work is on par with those of full-time paid department members; and

WHEREAS, As a reliable EMT, Headrick meets the challenging needs of Norwich EMS and ardently seeks out training opportunities to learn new skills, techniques and concepts; and

WHEREAS, Headrick's willingness to serve extends beyond call time by always being the first EMT to pick up extra shifts; and

WHEREAS, Headrick also demonstrates strong leadership by ensuring that EMS vehicles are always ready, the equipment is fixed, the trucks are washed, the garage is organized and the training closet is clean; and

WHEREAS, Headrick does not take shortcuts but instead ensures that each patient receives the appropriate care with a smile on his face; and

WHEREAS, Headrick further supports Norwich EMS as a community leader by serving on a local government council; and

WHEREAS, He also acts in the role of community educator by teaching Stop the Bleed course and CPR trainings; and

WHEREAS, Headrick continues to foster leadership throughout the department while showing a steadfast devotion to the EMS profession, his colleagues and the surrounding community: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we congratulate and commend Eldon Headrick of Norwich EMS for being named 2022 EMT of the Year by the National Association of Emergency Medical Technicians; and

Be it further resolved: Eldon Headrick exemplifies the qualities of leadership and excellence that we associate with the very best of Kansans; and

Be it further resolved: That we applaud his tenacity and resolve, and we extend our best wishes for his continued success and happiness; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send an enrolled copy of this resolution to Representative Murphy.

INTRODUCTION OF GUESTS

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

We are gathered here today to congratulate Eldon Headrick for being named 2022 EMT of the Year by the National Association of Emergency Medical Technicians.

On September 7, 2022, Eldon Headrick was declared the recipient of the highly prestigious NAEMT/Demers-Braun-Crestline-Medix EMT of the Year Award by the National Association of Emergency Medical Technicians. This announcement was made as part of NAEMT's presentation of its 2022 National EMS Awards of Excellence.

Headrick has volunteered as an EMT with Norwich EMS since 2016. He immediately began learning, asking questions and assisting fellow colleagues. He assists Norwich EMS with EMS calls and ensures his work is the same quality service as a full-time paid department member. He reliably meets the challenging needs of Norwich EMS and ardently seeks out training opportunities to learn new skills, techniques and concepts.

Headrick's willingness to serve extends beyond call time by always being the first EMT to pick up extra shifts. He demonstrates strong leadership by ensuring EMS vehicles are ready, equipment is fixed, trucks are washed, the garage is organized and the training closet is clean.

Headrick does not take short cuts and ensures each patient receives the appropriate care with a smile on his face. He further supports Norwich EMS as a community leader by serving on a local government council. He also acts in the role of community educator by teaching Stop the Bleed and CPR trainings.

Headrick continues to foster leadership throughout the department while showing a steadfast devotion to the EMS profession, his colleagues and the surrounding community.

Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we congratulate Eldon Headrick of Norwich EMS for being named 2022 EMT of the Year by the National Association of Emergency Medical Technicians. Eldon Headrick

exemplifies those qualities of leadership and excellence that we associate with the very best of Kansans. We applaud his tenacity and resolve, and we extend our best wishes for his continued success and happiness.

While not a part of this resolution, you should know that he is the father of sextuplets, 3 boys and 3 girls, and went through his training with 6 teenagers in the house.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2015, AN ACT concerning public health; relating to infectious disease; authorizing the designee of an employing agency or entity to petition the court for an order requiring infectious disease testing; amending K.S.A. 65-6008 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 116; Nays 6; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Howe, Howell, Howerton, Hoyer, Humphries, Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: Fairchild, Garber, Houser, Jacobs, Poetter Parshall, Rhiley.

Present but not voting: None.

Absent or not voting: Meyer, Weigel, Williams, K.

The bill passed.

HB 2016, AN ACT concerning the probate code; relating to transfer-on-death; clarifying how property held under a transfer-on-death deed is distributed when one beneficiary predeceases the grantor; amending K.S.A. 2022 Supp. 59-3504 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoyer, Humphries, Jacobs, Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson,

Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Meyer, Weigel, Williams, K..

The bill passed.

HB 2017, AN ACT concerning family law; relating to arbitration agreements; enacting the uniform family law arbitration act, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Meyer, Weigel, Williams, K..

The bill passed.

HB 2018, AN ACT concerning the probate code; relating to wills; permitting a will or a copy of a will filed within six months after the death of the testator to be admitted to probate at any time; amending K.S.A. 2022 Supp. 59-618a and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 120; Nays 2; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Roth, Ruiz, L., Ruiz,

S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: Estes, Robinson.

Present but not voting: None.

Absent or not voting: Meyer, Weigel, Williams, K..

The bill passed.

REPORTS OF STANDING COMMITTEES

Committee on **Child Welfare and Foster Care** recommends **HB 2024** be amended on page 1, following line 6, by inserting:

"Section 1. K.S.A. 38-2203 is hereby amended to read as follows: 38-2203. (a) Proceedings concerning any child who may be a child in need of care shall be governed by this code, except in those instances when the court knows or has reason to know that an Indian child is involved in the proceeding, in which case, the Indian child welfare act of 1978, 25 U.S.C. § 1901 et seq., applies. The Indian child welfare act may apply to: The filing to initiate a child in need of care proceeding, K.S.A. 38-2234, and amendments thereto; ex parte custody orders, K.S.A. 38-2242, and amendments thereto; temporary custody hearing, K.S.A. 38-2243, and amendments thereto; adjudication, K.S.A. 38-2247, and amendments thereto; burden of proof, K.S.A. 38-2250, and amendments thereto; disposition, K.S.A. 38-2255, and amendments thereto; permanency hearings, K.S.A. 38-2264, and amendments thereto; termination of parental rights, K.S.A. 38-2267, 38-2268 and 38-2269, and amendments thereto; establishment of permanent custodianship, K.S.A. 38-2268 and 38-2272, and amendments thereto; the newborn infant protection act, K.S.A. 38-2282, and amendments thereto; the placement of a child in any foster, pre-adoptive and adoptive home and the placement of a child in a guardianship arrangement under article 30 of chapter 59 of the Kansas Statutes Annotated, and amendments thereto.

(b) Subject to the uniform child custody jurisdiction and enforcement act, K.S.A. 2022 Supp. 23-37,101 through 23-37,405, and amendments thereto, the district court shall have original jurisdiction of proceedings pursuant to this code.

(c) The court acquires jurisdiction over a child by the filing of a petition pursuant to this code or upon issuance of an ex parte order pursuant to K.S.A. 38-2242, and amendments thereto. When the court acquires jurisdiction over a child in need of care, jurisdiction may continue until the child has: (1) Become 18 years of age, or until June 1 of the school year during which the child became 18 years of age if the child is still attending high school unless there is no court approved transition plan, in which event jurisdiction may continue until a transition plan is approved by the court or until the child reaches the age of 21; (2) been adopted; or (3) been discharged by the court. Any child 18 years of age or over may request, in writing to the court, that the jurisdiction of the court cease. The court shall give notice of the request to all parties and interested parties and 30 days after receipt of the request, jurisdiction will cease.

(d) When it is no longer appropriate for the court to exercise jurisdiction over a child, the court, upon its own motion or the motion of a party or interested party at a hearing or upon agreement of all parties or interested parties, shall enter an order discharging the child. Except upon request of the child pursuant to subsection (c), the

court shall not enter an order discharging a child until June 1 of the school year during which the child becomes 18 years of age if the child is in an out-of-home placement, is still attending high school and has not completed the child's high school education.

(e) When a petition is filed under this code, a person who is alleged to be under 18 years of age shall be presumed to be under that age for the purposes of this code, unless the contrary is proved.

(f) A court's order issued in a proceeding pursuant to this code, shall take precedence over such orders in a civil custody case, a proceeding under article 31 of chapter 60 of the Kansas Statutes Annotated, and amendments thereto, protection from abuse act, or a comparable case in another jurisdiction, except as provided by K.S.A. 2022 Supp. 23-37,101 through 23-37,405, and amendments thereto, uniform child custody jurisdiction and enforcement act.";

Also on page 1, in line 11, after the period by inserting "This section shall not abridge the rights or obligations created by the Indian child welfare act of 1978, 25 U.S.C. § 1901 et seq."; in line 13, after "(1)" by inserting ""Newborn safety device" means a container designed to safely accept delivery of an infant and that is:

(A) Voluntarily installed in a facility described in subsection (c)(1)(A) that is staffed 24 hours per day by an employee of such facility or has a dual alarm system that will dispatch first responders when all employees of the facility are unavailable;

(B) located on a structural wall in an area that is conspicuous and visible to employees of the facility described in subsection (c)(1)(A);

(C) equipped with an automatic lock that would restrict access to the device from the outside of the facility described in subsection (c)(1)(A) when an infant is placed inside the device;

(D) equipped with a temperature control; and

(E) equipped with an alarm system described in subsection (c)(3) that is triggered by an infant being placed inside the device;

(2)";

Also on page 1, by striking all in lines 19 through 30;

On page 2, in line 4, by striking "an infant refuge bassinet" and inserting "a newborn safety device"; in line 11, after "history" by inserting "or information described in subsection (k)"; in line 12, by striking all after "installs"; in line 13, by striking "bassinet" and inserting "a newborn safety device"; in line 14, by striking "bassinet" and inserting "device"; in line 21, after "neglected" by inserting "or such information is required pursuant to subsection (k)";

On page 3, in line 13, by striking "an infant refuge bassinet" and inserting "a newborn safety device"; in line 33, after the period by inserting "When such person is seeking to establish parental rights, the court shall require the person, at the person's expense, to submit to a genetic test to verify that the person is the biological parent of the child.";

On page 4, following line 14, by inserting:

"(k) An employee of a facility described in subsection (c)(1)(A) shall ask the person surrendering an infant whether such infant or either biological parent is a member of or eligible for membership in a federally recognized Indian tribe and the identity of any such tribe or tribes. Any facility maintaining a newborn safety device shall provide the means for the person surrendering an infant to indicate whether such infant or either biological parent is a member of or eligible for membership in a federally recognized tribe or tribes. An employee of a facility taking custody of an

infant pursuant to section (c)(1) shall provide to the secretary all information received pursuant to this subsection. The secretary shall provide such information to the court with jurisdiction over the infant.";

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

Also on page 4, in line 15, after "K.S.A." by inserting "38-2203 and"; also in line 15, by striking "is" and inserting "are";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, by striking "an infant refuge bassinet" and inserting "a newborn safety device; requiring inquiries and reporting of Indian child status"; also in line 3, after "K.S.A." by inserting "38-2203 and"; in line 4, by striking "section" and inserting "sections"; and the bill be passed as amended.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2125** be amended on page 2, in line 31, after the period by inserting "Such rules and regulations shall be adopted on or before December 31, 2023.";

On page 3, in line 7, by striking "or as a guest artist at" and inserting a comma; in line 8, by striking the comma and inserting "or any other event location approved by the board. If a person who applies for a demonstration permit to provide such services is not licensed in this state, the board may grant a demonstration permit"; in line 22, after the period by inserting "Such rules and regulations shall be adopted on or before December 31, 2023."; and the bill be passed as amended.

Committee on **Corrections and Juvenile Justice** recommends **HB 2069, HB 2070** be passed.

Committee on **Elections** recommends **HB 2056** be amended on page 1, in line 8, by striking "or" and inserting ", the satellite election office,"; also in line 8, after "place" by inserting "or a county-maintained election drop box"; and the bill be passed as amended.

Committee on **K-12 Education Budget** recommends **HCR 5004** be amended on page 1, in line 20, after "pay" by inserting "up to"; in line 28, by striking "promised" and inserting "promise to fund up to a"; in line 29, by striking ", which forces" and inserting "and is currently funding only 13% of the average per-student cost, forcing"; in line 32, by striking all after the second comma; in line 33, by striking all before "for" and inserting "school districts, parent groups and disability advocates have championed"; and the resolution be adopted as amended.

Committee on **Veterans and Military** recommends **HB 2088** be passed.

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 2257, AN ACT concerning health and healthcare; relating to the state board of healing arts; providing for the licensure and regulation of music therapists; establishing the music therapy advisory committee, by Committee on Health and Human Services.

HB 2258, AN ACT concerning health and healthcare; relating to behavioral and mental health; prohibiting certain licensed individuals from using conversion therapy on

minors; amending K.S.A. 40-2,215, 40-2,216, 65-2837 and 74-7507 and K.S.A. 2022 Supp. 65-1120 and repealing the existing sections, by Committee on Health and Human Services.

HB 2259, AN ACT concerning health and healthcare; relating to mental health; medications; providing that certain medications be available without prior authorization to treat medicaid patients; abolishing the mental health medication advisory committee; amending K.S.A. 39-7,121 and 39-7,121b and repealing the existing sections, by Committee on Health and Human Services.

HB 2260, AN ACT concerning health and healthcare; relating to the medical student loan program; loan agreements for mental healthcare; increasing the number of loan agreements that may be provided; prohibiting impediments to students switching between residency training programs; amending K.S.A. 76-382 and repealing the existing section, by Committee on Health and Human Services.

HB 2261, AN ACT concerning school districts; relating to the local boards of education of school districts; authorizing school districts to compensate members of local boards of education for the work and duties performed by such board members; amending K.S.A. 72-1137 and repealing the existing section, by Committee on K-12 Education Budget.

HB 2262, AN ACT concerning public health; relating to embalmer educational requirements; allowing an individual to complete six months of an embalmer apprenticeship prior to enrolling in a school of mortuary science; amending K.S.A. 65-1701a and 65-1703 and repealing the existing sections, by Committee on Health and Human Services.

HB 2263, AN ACT concerning health and healthcare; relating to pharmacy; authorizing pharmacy technicians to administer certain vaccines; amending K.S.A. 65-1635a and repealing the existing section, by Committee on Health and Human Services.

HB 2264, AN ACT concerning health and healthcare; enacting the no patient left alone act; relating to hospitals, adult care homes and hospice facilities; requiring such facilities to allow in-person visitation in certain circumstances; requiring such facilities to adopt visitation policies and procedures, by Committee on Health and Human Services.

HB 2265, AN ACT concerning health and healthcare; relating to the Kansas department for aging and disability services; providing for the regulation of supplemental nursing services agencies thereby; creating the supplemental nursing services agency regulation fund, by Committee on Health and Human Services.

HB 2266, AN ACT concerning insurance; relating to dental benefits; defining non-covered services; amending K.S.A. 40-2,186 and repealing the existing section, by Committee on Health and Human Services.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Carpenter announced the appointment of Rep. Tarwater to replace Rep. K. Williams on Committee on K-12 Budget for February 1, 2023.

On motion of Rep. Croft the House adjourned pro forma until 11:00 a.m. on Thursday, February 2, 2023.

Journal of the House

EIGHTEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, February 2, 2023, 11:00 a.m.

The House met session pro forma pursuant to adjournment with Speaker pro tem Carpenter in the chair.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were introduced and read by title:

HB 2267, AN ACT concerning motor vehicles; relating to license plates; allowing adult care homes to apply for disability special license plates; amending K.S.A. 8-1,125 and repealing the existing section, by Committee on Transportation.

HB 2268, AN ACT concerning property; relating to homeowners' associations; prohibiting such associations from restricting installation of solar energy devices, by Committee on Local Government.

HB 2269, AN ACT regarding cigarettes, electronic cigarettes and tobacco products; raising the minimum age for the sale, purchase or possession of such products to 21 years of age; amending K.S.A. 79-3304, 79-3309, 79-3321, 79-3322 and 79-3391 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2270, AN ACT concerning elections; relating to precinct committeemen and committeewomen; requiring such elected officials to report certain contact information to the county election officer; requiring the county election officer to report such contact information to the secretary of state; amending K.S.A. 25-3801 and repealing the existing section, by Committee on Elections.

HB 2271, AN ACT concerning education; relating to the enrollment and attendance of nonresident students in school districts; authorizing any student whose parent or guardian is employed by a school district to enroll and attend such school district; exempting any such students from a school district's open-seat lottery process; amending K.S.A. 72-3123, as amended by section 16 of chapter 94 of the 2022 Session Laws of Kansas, and repealing the existing section, by Representative Johnson.

HB 2272, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system; employment after retirement; providing an exemption for retirants employed by a community developmental disability organization in a licensed professional nurse, licensed practical nurse or direct support position; amending K.S.A. 2022 Supp. 74-4914 and repealing the existing section, by Committee on Financial Institutions and Pensions.

HB 2273, AN ACT making and concerning appropriations for the fiscal years ending June 30, 2024, June 30, 2025, and June 30, 2026, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and

limitations, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing; amending K.S.A. 2-223, 12-1775a and 12-5256 and K.S.A. 2022 Supp. 65-180, 72-5462, 74-50,107, 74-99b34, 75-2263, 75-6707, 76-775, 76-7,107, 79-2959, 79-2964, 79-3425i, 79-34,171 and 79-4804 and repealing the existing sections, by Committee on Appropriations.

HB 2274, AN ACT making and concerning appropriations for the fiscal years ending June 30, 2023, and June 30, 2024, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing, by Committee on Appropriations.

HB 2275, AN ACT concerning income taxation; relating to credits; increasing the maximum yearly amount of credit available for purchases under the disability employment act from qualified vendors and continuing in existence such credits beyond tax year 2023; defining qualifying vendors and eligible employees; amending K.S.A. 79-32,273 and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HB 2276, AN ACT concerning health and healthcare; relating to the Kansas healing arts act; licensees; unprofessional conduct; prohibiting pelvic, rectal or prostate exams on unconscious patients without informed consent; amending K.S.A. 65-2837 and repealing the existing section, by Committee on Health and Human Services.

HB 2277, AN ACT concerning state agencies; relating to the employee award and recognition program; authorizing hiring, recruitment and retention bonuses; increasing the limitation on such award or bonus to \$10,000; eliminating the secretary of administration's authority to adopt rules and regulations; requiring such secretary to submit an annual report to certain legislative committees concerning such awards and bonuses; amending K.S.A. 75-37,105 and repealing the existing section, by Committee on Appropriations.

HB 2278, AN ACT concerning school districts; relating to safe and secure school plans; requiring the state department of education to audit such plans; providing for on-site compliance inspections, by Committee on Education.

HB 2279, AN ACT concerning water; relating to groundwater management districts; requiring groundwater management districts to submit annual reports to the legislature; directing groundwater management districts to submit conservation and stabilization plans to the chief engineer, by Committee on Water.

HB 2280, AN ACT concerning driving under the influence; relating to children of a victim killed during offense; requiring child support, by Committee on Corrections and Juvenile Justice.

HB 2281, AN ACT concerning sales taxation; relating to exemptions; providing an exemption for certain purchases by disabled veterans of the armed forces of the United States, by Committee on Taxation.

HB 2282, AN ACT concerning income taxation; relating to Kansas adjusted gross income; eliminating the income limitation to receive the subtraction modification exempting social security benefits; amending K.S.A. 2022 Supp. 79-32,117 and repealing the existing section, by Committee on Taxation.

HB 2283, AN ACT concerning health and healthcare; relating to insurance; enacting the ensuring transparency in prior authorization act; imposing certain requirements and limitations on the use of prior authorization, by Committee on Insurance.

HB 2284, AN ACT concerning insurance; pertaining to the continuation of firefighter health insurance; adding fire districts to the definition of "municipality" for purposes of the payment of COBRA premiums under certain circumstances; amending K.S.A. 40-1709 and repealing the existing section, by Committee on Insurance.

HB 2285, AN ACT concerning insurance; relating to insurance law; updating certain statutory references contained therein; amending K.S.A. 40-201, 40-216, 40-241 and 40-955 and repealing the existing sections, by Committee on Insurance.

HB 2286, AN ACT concerning law enforcement; prohibiting motorcycle profiling by law enforcement agencies, by Representative Hill.

HOUSE CONCURRENT RESOLUTION No. **HCR 5007**—

By Representatives Jacobs, Fairchild, Garber, Houser, Murphy, Resman, Rhiley, Seiwert, Tarwater and Thomas

A PROPOSITION to amend section 2 of article 2 of the constitution of the state of Kansas; providing for consecutive term limits for senators and representatives.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate concurring therein:

Section 1. The following proposition to amend the constitution of the state of Kansas shall be submitted to the qualified electors of the state for their approval or rejection: Section 2 of article 2 of the constitution of the state of Kansas is hereby amended to read as follows:

"§ 2. Senators and representatives. (a) The number of representatives and senators shall be regulated by law, but shall not exceed one hundred twenty-five representatives and forty senators. Representatives and senators shall be elected from single-member districts prescribed by law. Representatives shall be elected for ~~two-year~~ *two-year* terms. Senators shall be elected for ~~four-year~~ *four-year* terms. The terms of representatives and senators shall commence on the second Monday of January of the year following election.

(b) (1) *From and after January 13, 2025, no individual shall be elected as a representative for more than four consecutive two-year terms.*

(2) *From and after January 13, 2025, no individual shall be elected as a senator for more than two consecutive four-year terms.*

(3) *For the purpose of computing the time period under either paragraph (1) or (2), no time spent serving as either a representative or senator prior to January 13, 2025, shall be counted.*

Sec. 2. The following statement shall be printed on the ballot with the amendment as a whole:

"Explanatory statement. This amendment would limit an individual's service as a state representative to four consecutive two-year terms and an individual's service as a state senator to two consecutive four-year terms starting on January 13, 2025. Any terms of service occurring prior to January 13, 2025, and any nonconsecutive terms would not be subject to this limitation.

"A vote for this proposition would limit the service of an individual as a state representative to four consecutive two-year terms and the service of an

individual as a state senator to two consecutive four-year terms starting on January 13, 2025.

"A vote against this proposition would retain the current constitutional provisions that impose no limitations on the number of terms an individual may serve as a representative or as a senator."

Sec. 3. This resolution, if approved by two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate, shall be entered on the journals, together with the yeas and nays. The secretary of state shall cause this resolution to be published as provided by law and shall cause the proposed amendment to be submitted to the electors of the state at the general election in November in the year 2024, unless a special election is called at a sooner date by concurrent resolution of the legislature, in which case it shall be submitted to the electors of the state at the special election.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Commerce, Labor and Economic Development: **HB 2253**.

Education: **HB 2248, HB 2251**.

Financial Institutions and Pensions: **HB 2252**.

Health and Human Services: **HB 2257, HB 2258, HB 2259, HB 2260, HB 2262, HB 2263, HB 2264, HB 2265**.

Insurance: **HB 2266**.

Judiciary: **HB 2250**.

K-12 Education Budget: **HB 2261**.

Taxation: **HB 2254, HB 2256**.

Veterans and Military: **HB 2249**.

Welfare Reform: **HB 2255**.

COMMUNICATIONS FROM STATE OFFICERS

From: Kansas Corporation Commission; pursuant to K.S.A. 66-101i and 66-101j; 2023 Electric Special Contracts/Reduced Rates Biennial Report.

The complete report is kept on file and open for inspection in the office of the Chief Clerk.

REPORTS OF STANDING COMMITTEES

Committee on **Corrections and Juvenile Justice** recommends **HB 2068** be passed.

Committee on **K-12 Education Budget** recommends **HB 2060** be passed.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Carpenter announced the appointment of Rep. Patton to replace Rep. Howe on Committee on Appropriations for February 7-10, 2023.

On motion of Rep. Croft the House adjourned pro forma until 8:30 a.m. on Friday, February 3, 2023.

Journal of the House

NINETEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, February 3, 2023, 8:30 a.m.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2287, AN ACT concerning insurance; relating to accident and health insurance; imposing coverage requirements for coverage of diagnostic and supplemental breast examinations; amending K.S.A. 40-2,103 and 40-19c09 and repealing the existing sections, by Committee on Health and Human Services.

HB 2288, AN ACT concerning the behavioral sciences; relating to professional counselors; enacting the counseling compact to provide interstate practice privileges, by Committee on Health and Human Services.

HB 2289, AN ACT concerning governmental ethics and campaign finance; limiting the power of the governmental ethics commission to issue subpoenas; amending K.S.A. 25-4158 and repealing the existing section, by Committee on Elections.

HB 2290, AN ACT concerning higher education; authorizing the affiliation of northwest Kansas technical college and north central Kansas technical college with Fort Hays state university; amending K.S.A. 74-32,452, 74-32,461, 74-32,464 and 76-6a13 and repealing the existing sections, by Committee on Appropriations.

HB 2291, AN ACT concerning food establishments that are microbreweries; permitting such food establishments to allow dogs on the premises notwithstanding certain provisions of the Kansas food code; establishing conditions therefor, by Committee on Commerce, Labor and Economic Development.

HB 2292, AN ACT concerning economic development; establishing a tax credit incentive program for apprenticeships; enacting the Kansas apprenticeship tax credit act, by Committee on Commerce, Labor and Economic Development.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were referred to committees as indicated:

Appropriations: **HB 2273**, **HB 2274**, **HB 2277**.

Commerce, Labor and Economic Development: **HB 2275**.

Corrections and Juvenile Justice: **HB 2280**, **HB 2286**.

Education: **HB 2271**, **HB 2278**.

Elections: **HB 2270**.

Federal and State Affairs: **HB 2269**.
Financial Institutions and Pensions: **HB 2272**.
Health and Human Services: **HB 2276**.
Insurance: **HB 2283, HB 2284, HB 2285**.
Legislative Modernization: **HCR 5007**.
Local Government: **HB 2268**.
Taxation: **HB 2281, HB 2282**.
Transportation: **HB 2267**.
Water: **HB 2279**.

CHANGE OF REFERENCE

Speaker Hawkins announced the withdrawal of **HB 2271** from Committee on Education and referral to Committee on K-12 Education Budget.

MESSAGE FROM THE SENATE

Announcing adoption of **HCR 5002**.

On motion of Rep. Croft the House adjourned pro forma until 11:00 a.m. on Monday, February 6, 2023.

Journal of the House

TWENTIETH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, February 6, 2023, 11:00 a.m.

The House met session pro forma pursuant to adjournment with Speaker pro tem Carpenter in the chair.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2293, AN ACT concerning crimes, punishment and criminal procedure; relating to jailhouse witness testimony; requiring prosecutors to disclose their intent to introduce testimony from a jailhouse witness and to forward related information to the Kansas bureau of investigation, by Committee on Judiciary.

HB 2294, AN ACT concerning cigarettes and tobacco products; increasing the minimum age required to purchase or possess such products; establishing unlawful acts under the Kansas cigarette and tobacco products act and penalties for violations thereof; amending K.S.A. 12-4215, 28-172a, 79-3301, 79-3302, 79-3303, 79-3304, 79-3309, 79-3321, 79-3322, 79-3323, 79-3324a, 79-3333, 79-3334, 79-3391, 79-3394, 79-3396 and 79-3397 and K.S.A. 2022 Supp. 19-4715a, 21-5102, 50-6a14 and 50-6a17 and repealing the existing sections; also repealing K.S.A. 79-3393, by Committee on Judiciary.

HB 2295, AN ACT concerning crimes, punishment and criminal procedure; relating to offenders on probation, parole or postrelease supervision; requiring persons who live with offenders to report certain behavior, by Committee on Corrections and Juvenile Justice.

HB 2296, AN ACT concerning motor vehicles; relating to distinctive license plates; providing for the knights of Columbus license plate, by Committee on Transportation.

HB 2297, AN ACT concerning elections; relating to the campaign finance act; expanding the scope of permitted uses of campaign contributions to include family caregiving services; amending K.S.A. 25-4157a and repealing the existing section, by Committee on Elections.

HB 2298, AN ACT concerning roads and highways; designating a portion of interstate 435 as the Officer Donald Burton Gamblin Jr memorial highway, by Committee on Transportation.

HB 2299, AN ACT concerning children and minors; relating to children in need of care; directing the secretary for children and families to consider foster parents as prospective adoptive parents under certain circumstances; requiring the secretary to report on certain data on adoptions; amending K.S.A. 38-2270 and repealing the existing section, by Committee on Child Welfare and Foster Care.

HB 2300, AN ACT concerning children and minors; relating to reporting of certain abuse and neglect; requiring a duly ordained minister of religion to report certain abuse and neglect except when reporting would violate the penitential communication privilege; amending K.S.A. 2022 Supp. 38-2223 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2301, AN ACT regarding internet material harmful to minors; requiring age verification for access; establishing a civil cause of action for actual and punitive damages, attorney fees and costs for persons harmed, by Committee on Federal and State Affairs.

HB 2302, AN ACT concerning water; relating to funding for the state water plan and water infrastructure projects; creating the water technical assistance fund and water projects grant fund; authorizing the Kansas water office to provide grants from such funds and adopt rules and regulations to establish the criteria for grants from such funds; distributing a portion of the revenue from the sales and compensating use tax to the state water plan fund; amending K.S.A. 82a-951 and K.S.A. 2022 Supp. 79-3620, 79-3710, 79-4804 and 82a-953a and repealing the existing sections, by Committee on Water.

HB 2303, AN ACT concerning sexually oriented businesses; relating to crimes, punishment and criminal procedure; prohibiting certain acts; creating criminal penalties for violations; establishing the community defense and human trafficking reduction act; amending K.S.A. 2022 Supp. 22-3901 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2304, AN ACT concerning education; relating to firearms; standardizing firearm safety education training programs in school districts, by Committee on Federal and State Affairs.

HB 2305, AN ACT concerning barbers; relating to the examination and licensure thereof; creating a senior status license; providing for certain licensure fees; amending K.S.A. 65-1808, 65-1809, 65-1810, 65-1812, 65-1815, 65-1817, 65-1819, 65-1820a and 65-1825a and repealing the existing sections, by Committee on General Government Budget.

HB 2306, AN ACT concerning taxation; relating to sales and compensating use tax; providing for a sales tax exemption for purchases made by Kansas suicide prevention HQ, inc.; amending K.S.A. 2022 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

HB 2307, AN ACT concerning taxation; relating to sales and compensating use tax; providing for a sales tax exemption for purchases made to establish and maintain Kansas war memorials; relating to property tax; providing for an exemption for Kansas war memorials; amending K.S.A. 79-201 and K.S.A. 2022 Supp. 79-3606 and repealing the existing sections, by Committee on Taxation.

HB 2308, AN ACT concerning wildlife; relating to the Kansas department of wildlife and parks; establishing the hunting outfitter task force; relating to the study of the hunting outfitter industry; membership; dissolution, by Representative Blew.

HB 2309, AN ACT concerning the Kansas 911 act; relating to the 911 coordinating council; making the 911 coordinating council subject to the Kansas governmental operations accountability law; reducing the fees imposed on telecommunications services and prepaid wireless services pursuant to such act; amending K.S.A. 12-5364, 12-5369 and 12-5371 and repealing the existing sections, by Committee on Energy, Utilities and Telecommunications.

HB 2310, AN ACT concerning the state corporation commission; increasing the number of commissioners on the state corporation commission subject to gubernatorial appointment and senate confirmation; prohibiting the appointment or confirmation of any person who has a conflict of interest; amending K.S.A. 74-601 and repealing the existing section, by Committee on Energy, Utilities and Telecommunications.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Commerce, Labor and Economic Development: **HB 2291**, **HB 2292**.

Elections: **HB 2289**.

Health and Human Services: **HB 2288**.

Higher Education Budget: **HB 2290**.

Insurance: **HB 2287**.

CHANGE OF REFERENCE

Speaker pro tem Carpenter announced the withdrawal of **HB 2209** from Committee on Veterans and Military and referral to Committee on Taxation.

REPORTS OF STANDING COMMITTEES

Committee on **Corrections and Juvenile Justice** recommends **HB 2071** be passed.

Committee on **Corrections and Juvenile Justice** recommends **HB 2031** be amended on page 11, in line 12, by striking the comma and inserting "or"; in line 13, by striking "or 21-5706"; and the bill be passed as amended.

Committee on **Education** recommends **HB 2040** be passed.

Committee on **Elections** recommends **HB 2053** be passed.

Committee on **Judiciary** recommends **HB 2023**, **HB 2027** be passed.

Committee on **Judiciary** recommends **HB 2010** be amended on page 1, following line 6, by inserting:

"Section 1. K.S.A. 12-736 is hereby amended to read as follows: 12-736. (a) It is hereby declared to be the policy of the state of Kansas that persons with a disability shall not be excluded from the benefits of single family residential surroundings by any municipal zoning ordinance, resolution or regulation.

(b) For the purpose of this act:

(1) "Group home" means any dwelling occupied by not more than 10 persons, including eight or fewer persons with a disability who need not be related by blood or marriage and not to exceed two staff residents who need not be related by blood or marriage to each other or to the residents of the home, which dwelling is licensed by a regulatory agency of this state;

(2) "municipality" means any township, city or county located in Kansas;

(3) "disability" means, with respect to a person:

(A) A physical or mental impairment that substantially limits one or more of such person's major life activities;

(B) a record of having such an impairment; or

(C) being regarded as having such an impairment. Such term does not include current, illegal use of or addiction to a controlled substance, as defined in section 102 of the controlled substance act, 21 U.S.C. § 802; and

(4) "licensed provider" means a person or agency who provides mental health services and is licensed by:

(A) The Kansas department for aging and disability services pursuant to K.S.A. ~~39-2001 et seq. or 65-425 et seq. or K.S.A. 39-2001 et seq.~~, and amendments thereto; or

(B) the behavioral sciences regulatory board pursuant to K.S.A. ~~74-5301 et seq. or 75-5346 et seq. or 74-5301 et seq.~~, and amendments thereto; or

(C) the state board of healing arts pursuant to K.S.A. 65-2801 et seq., and amendments thereto.

(c) (1) No mentally ill person shall be eligible for placement in a group home unless such person has been evaluated by a licensed provider and such provider determines that the mentally ill person is not dangerous to others and is suitable for group-home placement. A group home shall not be a licensed provider for the purposes of evaluating or approving for placement a mentally ill person in a group home.

(2) No person shall be eligible for placement in a group home if such person is: (A) Assigned to a community corrections program or a diversion program; (B) on parole from a correctional institution or on probation for a felony offense; or (C) in a state mental institution following a finding of mental disease or defect excluding criminal responsibility, pursuant to K.S.A. ~~22-3220 and 22-3221~~, and amendments thereto, and K.S.A. 2022 Supp. 21-5209, and amendments thereto.

(d) No person shall be placed in a group home under this act unless such dwelling is licensed as a group home by the Kansas department for aging and disability services or the department of health and environment.

(e) No municipality shall prohibit the location of a group home in any zone or area where single family dwellings are permitted. Any zoning ordinance, resolution or regulation that prohibits the location of a group home in such zone or area or that subjects group homes to regulations not applicable to other single family dwellings in the same zone or area is invalid. Notwithstanding the provisions of this act, group homes shall be subject to all other regulations applicable to other property and buildings located in the zone or area that are imposed by any municipality through zoning ordinance, resolution or regulation, its building regulatory codes, subdivision regulations or other nondiscriminatory regulations.

(f) No person or entity shall contract or enter into a contract, restrictive covenant, equitable servitude or such similar restriction that would restrict group homes or their location in a manner inconsistent with the provisions of subsection (e).";

On page 5, following line 15, by inserting:

"Sec. 3. K.S.A. 2022 Supp. 22-3428a is hereby amended to read as follows: 22-3428a. ~~(1) (a)~~ Any person found not guilty, pursuant to K.S.A. ~~22-3220 and 22-3221~~, and amendments thereto, and K.S.A. 2022 Supp. 21-5209, and amendments thereto, who remains in the state security hospital or a state hospital for over one year pursuant to a commitment under K.S.A. 22-3428, and amendments thereto, shall be entitled

annually to request a hearing to determine whether or not the person continues to be a mentally ill person. The request shall be made in writing to the district court of the county where the person is hospitalized and shall be signed by the committed person or the person's counsel. When the request is filed, the court shall give notice of the request to: ~~(a)~~ (1) The county or district attorney of the county in which the person was originally ordered committed; and ~~(b)~~ (2) the chief medical officer of the state security hospital or state hospital where the person is committed. The chief medical officer receiving the notice, or the officer's designee, shall conduct a mental examination of the person and shall send to the district court of the county where the person is hospitalized and to the county or district attorney of the county in which the person was originally ordered committed a report of the examination within 21 days from the date when notice from the court was received. Within 14 days after receiving the report of the examination, the county or district attorney receiving it may file a motion with the district court that gave the notice, requesting the court to change the venue of the hearing to the district court of the county in which the person was originally committed, or the court that gave the notice on its own motion may change the venue of the hearing to the district court of the county in which the person was originally committed. Upon receipt of that motion and the report of the mental examination or upon the court's own motion, the court shall transfer the hearing to the district court specified in the motion and send a copy of the court's records of the proceedings to that court.

(2)(b) After the time in which a change of venue may be requested has elapsed, the court having venue shall set a date for the hearing, giving notice thereof to the county or district attorney of the county, the committed person and the person's counsel. The county or district attorney shall provide victim notification. If there is no counsel of record, the court shall appoint a counsel for the committed person. The committed person shall have the right to procure, at the person's own expense, a mental examination by a physician or licensed psychologist of the person's own choosing. If a committed person is financially unable to procure such an examination, the aid to indigent defendants provisions of article 45 of chapter 22 of the Kansas Statutes Annotated, and amendments thereto, shall be applicable to that person. A committed person requesting a mental examination pursuant to K.S.A. 22-4508, and amendments thereto, may request a physician or licensed psychologist of the person's own choosing and the court shall request the physician or licensed psychologist to provide an estimate of the cost of the examination. If the physician or licensed psychologist agrees to accept compensation in an amount in accordance with the compensation standards set by the board of supervisors of panels to aid indigent defendants, the judge shall appoint the requested physician or licensed psychologist; otherwise, the court shall designate a physician or licensed psychologist to conduct the examination. Copies of each mental examination of the committed person shall be filed with the court at least seven days prior to the hearing and shall be supplied to the county or district attorney receiving notice pursuant to this section and the committed person's counsel.

(3)(c) At the hearing the committed person shall have the right to present evidence and cross-examine the witnesses. The court shall receive all relevant evidence, including the written findings and recommendations of the chief medical officer of the state security hospital or state hospital where the person is under commitment, and shall determine whether the committed person continues to be a mentally ill person. At the hearing the court may make any order that a court is empowered to make pursuant to

~~subsections (3), (4) and (5)~~ of K.S.A. 22-3428(c), (d) and (e), and amendments thereto. If the court finds by clear and convincing evidence the committed person is not a mentally ill person, the court shall order the person discharged; otherwise, the person shall remain committed or be conditionally released. The county or district attorney shall provide victim notification regarding the outcome of the hearing.

~~(4)~~(d) Costs of a hearing held pursuant to this section shall be assessed against and paid by the county in which the person was originally ordered committed.";

Also on page 5, in line 16, before "K.S.A." by inserting "K.S.A. 12-736 and"; also in line 16, by striking "is" and inserting "and 22-3428a are";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, after the semicolon by inserting "housing; annual hearing on continued commitment;"; also in line 3, after "amending" by inserting "K.S.A. 12-736 and"; also in line 3, after "22-3428" by inserting "and 22-3428a"; in line 4, by striking "section" and inserting "sections"; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2028** be amended on page 1, in line 7, by striking "2023" and inserting "2024"; in line 38, by striking all after "thereto"; in line 39, by striking all before the period;

On page 14, in line 32, after "after" by inserting "July 1, 2024, and"; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2065** be amended on page 1, in line 8, by striking "maiden or"; in line 9, by striking "maiden or"; in line 12, by striking all after "spouse's";

Also on page 1, in the title, in line 2, after the semicolon by inserting "removing reference to maiden name;"; and the bill be passed as amended.

COMMITTEE ASSIGNMENT CHANGE

Speaker pro tem Carpenter announced the appointment of Rep. B. Carpenter to replace Rep. Poetter Parshall on Committee on Education for February 6, 2023.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Tuesday, February 7, 2023.

Journal of the House

TWENTY-FIRST DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, February 7, 2023, 11:00 a.m.

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

The roll was called with 124 members present.

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

Prayer by Chaplain Brubaker:

Gracious and Loving God,
We thank You for life and for Your mercy.
Ecclesiastes 4:9-12 tells us that
“Two are better than one,
because they have a good return for their labor:
If either of them falls down,
one can help the other up.
But pity anyone who falls
and has no one to help them up.
Also, if two lie down together, they will keep warm.
But how can one keep warm alone?
Though one may be overpowered,
two can defend themselves.
A cord of three strands is not quickly broken.”
Help us to follow your example to work in unity.
Whenever we feel we are working alone,
help us to remember how the Trinity works together
and to follow that path.
This I pray in Your Name, Amen.

The Pledge of Allegiance was led by Rep. Sutton.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were introduced and read by title:

HB 2311, AN ACT concerning the Kansas amusement ride act; relating to inflatable devices and other amusement rides; inspections, training and annual fees; amending K.S.A. 44-1601, 44-1602, 44-1605 and 44-1616 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2312, AN ACT concerning elections; relating to the campaign finance act; exempting certain political party committee treasurers from liability for certain

violations of the act; amending K.S.A. 25-4148, 25-4148c and 25-4181 and repealing the existing sections, by Committee on Elections.

HB 2313, AN ACT concerning health and healthcare; creating the born-alive infants protection act; providing legal protections for infants born alive; requiring certain standards of care by healthcare providers for infants who are born alive; providing criminal penalties and civil liability for violations of the act; amending K.S.A. 65-445 and repealing the existing section, by Representatives Sanders, Awerkamp, Barth, Bergkamp, Bergquist, Blex, Bloom, Bryce, Buehler, Butler, W. Carpenter, Clifford, Collins, Delperdang, Ellis, Eplee, Essex, Estes, Fairchild, Garber, Goddard, Goetz, Hill, Hoffman, Howe, Howell, Howerton, Humphries, Lewis, Mason, Maughan, Moser, Murphy, Neelly, Owens, Penn, Pickert, Proctor, Resman, Rhiley, Schmoe, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Turk, Waggoner, Wasinger, White and Williams, K..

HB 2314, AN ACT concerning state-issued devices and networks; relating to social media platforms; prohibiting the use of social media platforms of concern on such devices and networks, by Committee on Legislative Modernization.

HB 2315, AN ACT concerning education; relating to curriculum; requiring school districts to offer instruction on life skills for students enrolled in middle school and high school, by Representative Martinez.

HB 2316, AN ACT concerning income taxation; relating to certain net operating losses; allowing a carryback on loss from the sale of certain historic hotels; amending K.S.A. 2022 Supp. 79-32,143 and repealing the existing section, by Committee on Taxation.

HB 2317, AN ACT concerning property taxation; relating to the collection of taxes; providing that certain tax notices and statements may be transmitted by electronic means by the county treasurer if consented to by the taxpayer; amending K.S.A. 79-2001 and 79-2017 and repealing the existing sections, by Committee on Taxation.

HB 2318, AN ACT concerning sales and compensating use tax; relating to rates; decreasing rate of tax to 6.15%; amending K.S.A. 2022 Supp. 79-3603 and 79-3703 and repealing the existing sections, by Committee on Taxation.

HB 2319, AN ACT concerning property taxation; relating to exemptions; providing for an exemption for business property that operates in competition with property owned or operated by a governmental entity, by Committee on Taxation.

HB 2320, AN ACT concerning financial institutions; enacting the commercial property assessed capital enhancement or C-PACE act; relating to financing for energy efficiency, water conservation, water quality, air quality, health and renewable energy improvements on certain qualifying properties; requiring the department of commerce to designate or establish a C-PACE board; authorizing powers, duties and rules and regulations of such board; providing for assessment contracts between C-PACE lenders and property owners; establishing rights, duties and responsibilities of mortgage lenders, by Committee on Financial Institutions and Pensions.

HB 2321, AN ACT concerning retirement and pensions; enacting the Kansas work and save program act; providing for administrative powers, duties and responsibilities of the state treasurer regarding such program; granting rules and regulations authority; allowing certain individuals to contribute to individual retirement accounts; prescribing requirements, limitations and responsibilities for eligible employees and employers relating to such individual retirement accounts; establishing the Kansas work and save

administrative fund in the state treasury, by Committee on Financial Institutions and Pensions.

HB 2322, AN ACT concerning education; relating to exceptional children; revising the definition of "children with disabilities" to replace emotional disturbance with emotional disability; amending K.S.A. 2022 Supp. 72-3404 and 75-5399 and repealing the existing sections, by Committee on Education.

HB 2323, AN ACT concerning fire districts; relating to fire districts located in Johnson county; providing for the detachment and transfer of property thereof annexed by a city; amending K.S.A. 2022 Supp. 19-3623f and repealing the existing section, by Committee on Local Government.

HB 2324, AN ACT concerning rental property; relating to the residential landlord and tenant act; removing the requirement to publish notice prior to a landlord's sale of abandoned tenant property; amending K.S.A. 58-2565 and repealing the existing section, by Committee on Local Government.

HB 2325, AN ACT concerning insurance; relating to the healthcare provider insurance availability act; adding maternity center to the definition of "healthcare provider" contained therein; amending K.S.A. 40-3401 and repealing the existing section, by Committee on Insurance.

HB 2326, AN ACT concerning consumer protection; relating to the scrap metal theft reduction act; clarifying that catalytic converters are regulated scrap metal; extending the expiration date of the act; amending K.S.A. 2022 Supp. 50-6,109 and 50-6,112d and repealing the existing sections, by Committee on Judiciary.

HB 2327, AN ACT concerning property taxation; relating to exemptions; discontinuing exemption of new qualifying pipeline property that experiences a spill or leak and providing for recoupment of certain property taxes; amending K.S.A. 79-227 and repealing the existing section, by Representatives Xu, Alcalá, Amyx, Boyd, Carlin, Carr, Featherston, Haskins, Haswood, Hougland, Melton, Meyer, Miller, D., Miller, V., Ohaebosim, Oropeza, Osman, Poskin, Ruiz, S., Sawyer Clayton and Winn.

HOUSE CONCURRENT RESOLUTION No. **HCR 5008**—

By Committee on Federal and State Affairs

A CONCURRENT RESOLUTION applying to the Congress of the United States to call a convention of the states for the purpose of proposing amendments to the Constitution of the United States that impose limits on the federal government.

WHEREAS, The founders of the Constitution of the United States empowered state legislators to be guardians of liberty against future abuses of power by the federal government; and

WHEREAS, The federal government has created a crushing national debt through improper and imprudent spending; and

WHEREAS, The federal government has invaded the legitimate role of the states through the manipulative process of federal mandates, most of which are unfunded and encroach on personal civil liberties through coercion and punishment for non-compliance; and

WHEREAS, It is the solemn duty of the states to protect the liberty of our people, particularly for generations to come, by proposing amendments to the Constitution of the United States through a convention of the states under Article V for the purpose of restraining these and related abuses of power; and

WHEREAS, The people of Kansas, through a 1974 amendment to the Constitution of the State of Kansas, imposed an additional requirement upon the Kansas legislature requiring that any application to Congress for a convention for the purpose of proposing amendments to the Constitution of the United States, pursuant to Article V of the Constitution of the United States, be passed by an affirmative vote of two-thirds of the members of each house: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: The legislature of the state of Kansas hereby applies to the Congress of the United States, under the provisions of Article V of the Constitution of the United States, for the calling of a convention of the states limited to proposing amendments to the Constitution of the United States that impose fiscal restraints on the federal government, limit the power and jurisdiction of the federal government and limit the terms of office for officials of the federal government and members of the Congress of the United States; and

Be it further resolved: This application constitutes a continuing application in accordance with Article V of the Constitution of the United States until the legislatures of at least two-thirds of the several states have made applications on the same subject; and

Be it further resolved: That the Secretary of State shall send enrolled copies of this resolution to the President and Secretary of the United States Senate, the Speaker and Clerk of the United States House of Representatives, to the members of the United States Senate and the United States House of Representatives from this state and to the presiding officers of each of the legislative chambers in the several states.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture and Natural Resources: **HB 2308.**

Child Welfare and Foster Care: **HB 2299.**

Corrections and Juvenile Justice: **HB 2295.**

Elections: **HB 2297.**

Energy, Utilities and Telecommunications: **HB 2309, HB 2310.**

Federal and State Affairs: **HB 2301, HB 2303, HB 2304.**

Health and Human Services: **HB 2305.**

Judiciary: **HB 2293, HB 2294, HB 2300.**

Taxation: **HB 2306, HB 2307.**

Transportation: **HB 2296, HB 2298.**

Water: **HB 2302.**

COMMUNICATION FROM STATE OFFICERS

From: Camille K. Russell, Kansas State Ombudsman; Kansas Department of Administration, Office of the State Long-Term Care Ombudsman; Kansas Long-Term Care Ombudsman; Annual Report Year 2022.

The complete report is kept on file and open for inspection in the office of the Chief Clerk.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. **HR 6008**—

By Representative Wasinger

HR 6008—A RESOLUTION recognizing February 2, 2023, as Wear Red Day in the Kansas legislature.

A RESOLUTION recognizing February 2, 2023, as Wear Red Day in the Kansas legislature and the importance of the ongoing fight against cardiovascular disease among women.

WHEREAS, Wear Red Day is celebrated nationally each year on the first Friday in February to raise awareness and bring greater attention to heart disease as a leading and preventable cause of death, particularly among women; and

WHEREAS, Cardiovascular disease is the number one killer among women in the United States, causing 1 in 3 deaths each year; and

WHEREAS, Heart disease and stroke can affect women at any age, and losing even one woman to cardiovascular disease is one too many; and

WHEREAS, According to the American Heart Association, 87% of all cardiovascular diseases are preventable, which makes awareness, education and research imperative; and

WHEREAS, Since its founding, women have been the backbone of the United States, carrying our nation forward with their strength, be it in the home, in the workplace or in school; and

WHEREAS, Today, women tirelessly carry the burden of the responsibilities of the home and the rest of our nation; and

WHEREAS, While their noble sacrifice helps the nation as a whole, this increases the chances of heart diseases among the very people who nurture and support our society; and

WHEREAS, Our nation wears red on the first Friday of February to raise awareness about cardiovascular disease and help save lives by spreading the good news that most cardiovascular deaths can be prevented by a tobacco-free lifestyle, healthy eating and exercise; and

WHEREAS, The Kansas Legislature wears red on the first Thursday of February for the same reason, in solidarity with the rest of our nation: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That the first Thursday in February shall be known as "Wear Red Day" in the Kansas Legislature to recognize the importance of the ongoing fight against heart disease and stroke among women; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send an enrolled copy of this resolution to Representative Wasinger.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Concannon, **HR 6009**, as follows, was introduced and adopted:

HOUSE RESOLUTION NO. **HR 6009**—A RESOLUTION recognizing the Kansas Chiropractic Association.

By Representative Concannon

A RESOLUTION recognizing the Kansas Chiropractic Association’s groundbreaking history and its continued work for Kansas chiropractic physicians.

WHEREAS, The Kansas Chiropractic Association (KCA) was formed in 1911 and is the oldest chiropractic association in the United States; and

WHEREAS, In 1913, the KCA was instrumental in the creation of a Kansas law, which licensed chiropractic practice in Kansas – the first law of its kind in the world; and

WHEREAS, As the first state in the nation to have a doctor obtain a chiropractic license, Kansas spearheaded the licensed chiropractic practice movement in the United States; and

WHEREAS, KCA promotes the long, bountiful and pioneering history of chiropractic practice in Kansas; and

WHEREAS, KCA protects and preserves the art, science and philosophy of the chiropractic practice in Kansas; and

WHEREAS, KCA advocates on behalf of more than 1,000 chiropractic physicians by providing a unified voice in government relations, public policy and a positive vision for the profession; and

WHEREAS, KCA members provide leadership throughout healthcare by demanding the highest educational standards and adherence to the highest moral and ethical standards: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we recognize the groundbreaking and storied history of the Kansas Chiropractic Association; and

Be it further resolved: That we applaud the essential and ongoing work that the Kansas Chiropractic Association accomplishes on behalf of chiropractic physicians in Kansas; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send an enrolled copy of this resolution to Representative Concannon.

INTRODUCTION OF GUESTS

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

I would like to welcome our guests who are here from Kansas Chiropractic Association in recognition of 100 years of their professional organization.

- Dr. Travis Oller, Executive Director
- Dr. Justin Fulk, President
- Dr. Brad Pyle, Vice-President
- Dr. Jessica Loveless, Secretary/Treasurer & Co-Legislative Chair

- Dr. Brian Asbury, Legislative Chair
- Dr. Katie Benson, Kansas City Metro District Director

Thank you for being here and congratulations!

Rep. Concannon read excerpts from **HR 6009**.

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

COMMITTEE OF THE WHOLE

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

Recommended that **HB 2033, HB 2069, HB 2070** be passed.

Committee report to **HB 2042** be adopted; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture and Natural Resources** recommends **SCR 1602** be adopted.

Committee on **Child Welfare and Foster Care** recommends **HB 2034, HB 2194** be passed.

Committee on **Corrections and Juvenile Justice** recommends **HB 2114** be passed.

Committee on **Education** recommends **HB 2139** be passed.

Committee on **Federal and State Affairs** recommends **HB 2124** be passed.

Committee on **Health and Human Services** recommends **HB 2260, HB 2262** be passed.

Committee on **Health and Human Services** recommends **HB 2263** be amended on page 1, in line 8, after "is" by inserting "18 years of age or older and"; and the bill be passed as amended.

Committee on **Transportation** recommends **HB 2014, HB 2019, HB 2020** be passed.

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 2328, AN ACT concerning crimes, punishment and criminal procedure; relating to controlled substances definitions; excluding materials used to detect the presence of fentanyl, ketamine or gamma hydroxybutyric acid from the definition of drug paraphernalia; amending K.S.A. 2022 Supp. 21-5701 and repealing the existing section; also repealing K.S.A. 2022 Supp. 21-5701b, by Committee on Corrections and Juvenile Justice.

HB 2329, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing for drug crimes; modifying the special sentencing rule for possessing a

firearm during the commission of a drug crime; amending K.S.A. 2022 Supp. 21-6805 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2330, AN ACT concerning health and healthcare; relating to local health departments; increasing state financial assistance to such departments under specified circumstances; amending K.S.A. 65-242 and repealing the existing section, by Committee on Social Services Budget.

HB 2331, AN ACT concerning wildlife and parks; relating to state parks; designating Lehigh Portland state park; amending K.S.A. 32-837 and repealing the existing section, by Committee on Agriculture and Natural Resources.

HB 2332, AN ACT concerning the division of tourism; relating to the transfer of powers, duties and functions from the department of wildlife and parks to the department of commerce; making changes in references and transfers to state officers with respect thereto; amending K.S.A. 2-1314d, 2-2473, 8-134, 32-801, 32-802, 32-805, 32-806, 32-807, 32-809, 32-832, 32-833, 32-834, 32-835, 32-836, 32-837, 32-839, 32-840, 32-844, 32-845, 32-846, 32-869, 32-873, 32-874, 32-874a, 32-874b, 32-874c, 32-874d, 32-874e, 32-886, 32-887, 32-888, 32-906, 32-918, 32-930, 32-932, 32-938, 32-960a, 32-966, 32-976, 32-996, 32-997, 32-998, 32-999, 32-9,100, 32-1001, 32-1004, 32-1005, 32-1031, 32-1032, 32-1040, 32-1041, 32-1049, 32-1049a, 32-1050, 32-1051, 32-1052, 32-1053, 32-1054, 32-1062, 32-1063, 32-1064, 32-1066, 32-1074, 32-1075, 32-1077, 32-1102, 32-1112, 32-1129, 32-1174, 32-1203, 32-1306, 32-1308, 32-1310, 32-1401, 32-1402, 32-1403, 32-1410, 32-1411, 32-1412, 32-1413, 32-1420, 32-1421, 32-1422, 32-1432, 32-1433, 32-1438, 47-2101, 65-189e, 65-3424b, 65-5703, 68-406, 74-134, 74-5,133, 74-2622, 74-3322, 74-4722, 74-4911f, 74-5005, 74-6614, 74-7901, 74-9201, 75-1253, 75-2720, 75-2935, 75-3339, 75-37,121, 75-3907, 75-3908, 75-3910, 76-463, 77-415, 79-201a, 79-3221e, 79-3221h, 79-32,203, 79-5212, 82a-209, 82a-220, 82a-326, 82a-903, 82a-1501, 82a-2001 and 82a-2204 and K.S.A. 2022 Supp. 19-2803b, 19-2803d, 19-2817, 19-2822, 19-2835, 19-2836, 19-2839, 19-2844, 19-2844a, 19-2855, 19-2868, 19-2873, 19-2894, 19-3543, 20-302b, 21-5810, 21-6308a, 21-6416, 22-2512, 32-701, 41-719, 49-408, 58-3221, 58-3225, 74-5602, 77-421 and 79-3234 and repealing the existing sections; also repealing K.S.A. 32-810, 32-811, 32-812, 32-813, 32-814, 32-815, 32-816 and 32-818, by Committee on Agriculture and Natural Resources.

HB 2333, AN ACT concerning employment security law; relating to work search requirements; establishing procedures for disqualification from benefits for claimants who fail to attend a job interview without providing notice to the prospective employer or who fail to respond to an offer of employment within five days; expanding options for prospective employers to report such occurrences; relating to the unemployment compensation modernization and improvement council; clarifying provisions pertaining to extensions of time for implementation of the new unemployment insurance system; amending K.S.A. 44-705, 44-706 and 44-772 and K.S.A. 2022 Supp. 44-775 and repealing the existing sections, by Committee on Commerce, Labor and Economic Development.

HB 2334, AN ACT concerning economic development; relating to the attracting powerful economic expansion act; extending the deadlines for project agreements under the act; enhancing incentives for qualified suppliers by providing for up to 10% of refundable tax credits for up to 10 years and increasing the training reimbursement to up to \$500,000 per year for five years; adding an employee relocation reimbursement incentive for qualified suppliers of up to \$250,000 per supplier per year; limiting the

corporate income tax rate reduction to only two rate reductions; permitting qualified firms and qualified suppliers to participate in other economic development programs for new projects; amending K.S.A. 2022 Supp. 74-50,312, 74-50,313, 74-50,317, 74-50,321, 74-50,322 and 74-50,323 and repealing the existing sections; also repealing K.S.A. 2022 Supp. 74-50,324, by Committee on Commerce, Labor and Economic Development.

HB 2335, AN ACT concerning transportation; relating to the rail service improvement program; authorizing loans or grants for qualified track maintenance; providing a definition for qualified track maintenance; increasing the transfer amount from the state highway fund to the rail service improvement fund; amending K.S.A. 2022 Supp. 75-5048 and repealing the existing section, by Committee on Transportation.

HB 2336, AN ACT concerning the surplus property and public airport authority act; relating to bonding authority; providing for increased bonding authority up to \$10,000,000; amending K.S.A. 27-334 and repealing the existing section, by Committee on Transportation.

HB 2337, AN ACT concerning health and healthcare; relating to telemedicine; defining in-state and interstate practitioners under the Kansas telemedicine act; requiring certain insurance coverage of in-state telemedicine services; providing for certain standards of care; establishing the Kansas telehealth advisory committee; amending K.S.A. 40-2,210, 40-2,211, 40-2,212 and 40-2,213 and repealing the existing sections, by Committee on Health and Human Services.

HB 2338, AN ACT concerning health and healthcare; relating to sickle cell disease; designating sickle cell awareness week; requiring the department of health and environment to study and report on topics related to sickle cell disease, by Committee on Health and Human Services.

HB 2339, AN ACT concerning firearms; relating to the Kansas bureau of investigation; enacting the Kansas voluntary do-not-sell firearms list act; providing penalties for violations of such act; amending K.S.A. 2022 Supp. 21-6301 and repealing the existing section, by Representative Ousley.

HB 2340, AN ACT concerning the behavioral sciences; increasing the membership of the behavioral sciences regulatory board; relating to licensure and regulation; professional counselors, social workers, marriage and family therapists, addiction counselors, behavior analysts, psychologists and master's level psychologists; decreasing the years of practice required for reciprocity licensure; requiring that clinical social work supervisors be approved by the board; providing additional continuing education requirements; establishing license categories for applicants from social work programs in candidacy for accreditation and for temporary reinstatement; extending the license period of temporary licenses; amending K.S.A. 65-5802, 65-5806, 65-6302, 65-6313, 65-6314, 65-6402, 65-6407, 65-6608, 65-6614, 65-6618, 65-7504, 65-7505, 74-5302, 74-5318, 74-5361, 74-5365, 74-5366, 74-5367 and 74-7501 and K.S.A. 2022 Supp. 65-5804a, 65-5807, 65-5808, 65-6306, 65-6309, 65-6322, 65-6404, 65-6405, 65-6406, 65-6411, 65-6610, 65-6611, 65-6613, 74-5310, 74-5315, 74-5316, 74-5363 and 74-5375 and repealing the existing sections; also repealing K.S.A. 74-5339, by Committee on Health and Human Services.

HB 2341, AN ACT concerning legal holidays; declaring Juneteenth National Independence Day to be a legal public holiday; relating to the closure of state offices for

the observance of certain legal public holidays; amending K.S.A. 35-107 and repealing the existing section, by Representatives Ohaebosim, Alcala, Amyx, Ballard, Boyd, Carlin, Carr, Curtis, Featherston, Haskins, Haswood, Highberger, Houglan, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Oropeza, Osman, Poskin, Probst, Robinson, Ruiz, S., Schlingensiepen, Stogsdill, Weigel, Winn and Woodard.

HB 2342, AN ACT concerning agriculture; relating to the Kansas pet animal act; establishing the pet animal board of veterinarians within the Kansas department of agriculture; transferring all Kansas pet animal act powers, duties and functions of the animal health commissioner to the pet animal board of veterinarians; limiting procedures for seizing animals; eliminating provisions involving no-contact inspections; requiring a license for animal rescues; authorizing a single license fee for all license categories; changing the membership of the Kansas pet animal advisory board; amending K.S.A. 47-1701, 47-1702, 47-1703, 47-1704, 47-1706, 47-1706a, 47-1707, 47-1708, 47-1709, 47-1711, 47-1712, 47-1713, 47-1715, 47-1718, 47-1719, 47-1720, 47-1721, 47-1723, 47-1725, 47-1726, 47-1727, 47-1731, 47-1732, 47-1733, 47-1734, 47-1735 and 47-1736 and repealing the existing sections, by Committee on Agriculture and Natural Resources Budget.

HB 2343, AN ACT concerning legal publications; authorizing the use of internet websites for publication of legal notices; amending K.S.A. 64-101 and repealing the existing section; also repealing K.S.A. 12-1651, by Committee on Agriculture and Natural Resources Budget.

HB 2344, AN ACT concerning economic development; relating to tourism; expanding the membership of the council on travel and tourism and updating the house committee assignment required for house members; modifying the department of commerce's matching grant program for the promotion of tourism by reducing the required allocation of funds to public and nonprofit entities and removing the restriction on the percentage of funds granted to a single entity; replacing related references to wildlife, parks and tourism with references to the secretary or the department of commerce; amending K.S.A. 32-1410 and 32-1420 and repealing the existing sections, by Committee on Commerce, Labor and Economic Development.

HB 2345, AN ACT enacting the supported decision-making agreements act; relating to decision-making assistance for adults; amending K.S.A. 2022 Supp. 21-5417 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2346, AN ACT concerning motor vehicles; relating to distinctive license plates; providing for the back the blue license plate, by Committee on Transportation.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Wednesday, February 8, 2023.

Journal of the House

TWENTY-SECOND DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, February 8, 2023, 11:00 a.m.

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

The roll was called with 123 members present.

Reps. Boyd and Featherston were excused on excused absence by the Speaker.

Present later: Rep. Featherson.

Prayer by Chaplain Brubaker:

Heavenly Father,
thank You for our leaders today.
Help them to realize that in leading,
they really are serving.
So, help them in being servant leaders,
working in humility and in a spirit of cooperation.
I pray for leadership guidance for each one.
Enable them to look out for the interest of others.
Give them divine wisdom and understanding
as they seek to identify the needs of people.
And may the outcome of their decisions
be that which produces effective positive impact
on those whom they serve.
In Christ's Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Ballard.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Reps. Eplee, Clifford, Bryce and Oropeza are spread upon the Journal:

Today, we wanted to take a moment to recognize the work of the Immunize Kansas Coalition, a broad statewide coalition that works to protect all Kansans from vaccine-preventable diseases, by improving vaccination rates, increasing access to vaccines, and strengthening vaccine confidence through education, awareness, and partnerships with trusted community sources.

We wanted to take a moment to remind everyone that vaccines are one of the greatest public health achievements, saving millions of lives and preventing countless cases of disease and disability.

We know that these vaccines have eradicated smallpox, eliminated wild poliovirus in the United States, and significantly reduced the number of cases of diphtheria; haemophilus influenzae type B; hepatitis A; hepatitis B; measles (rubeola); meningitis; mumps; pertussis (whooping cough); pneumococcal disease; poliomyelitis; rubella (German measles); tetanus; and varicella (chicken pox).

The CDC estimates that the vaccination of children born between 1994 and 2018 in the U.S. will prevent 472 million illnesses, help avoid 1,052,000 deaths and save nearly \$2.22 trillion in total societal costs, including \$479 billion in direct costs.

A 2022 poll by Nurture KC and the Mid America Immunization Coalition found that more than 9 in 10 Kansas voters believe taking vaccines for diseases like measles, mumps, and polio is extremely or very important to maintain good health.

And the same poll found that more than 9 in 10 Kansas voters support wellness vaccine requirements for all children to attend K-12 schools or child care facilities.

Even so, national and global reports indicate many children have missed routine immunizations over the past few years, leaving them and their communities vulnerable to vaccine-preventable diseases.

It is imperative that we raise awareness of the need for timely vaccinations at the local, state, and national level to increase vaccination rates for these children.

To the members and representatives of the Immunize Kansas Coalition, thank you for your important work to keep Kansans safe from vaccine-preventable diseases. Joining me at the Well today is Dr. Gretchen Homan, current President of the Kansas Chapter of the American Academy of Pediatrics. She and her physician members are the best advocates of childhood health and wellness, including vaccinations in Kansas. She also is a past president of the Immunize Kansas Coalition. It is such a privilege to recognize her advocacy through I.K.C. and the KS Chapter of A.A.P. Also in the gallery are many members of our pediatric community and I.K.C. Let us recognize both. Also join me tonight at 5 PM at the K.M.S. offices to thank them in person at our I.K.C. Reception.

Rep. Eplee presented Dr. Homan with a framed House certificate in honor of her work with the children of Kansas.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2347, AN ACT concerning health and healthcare; relating to prescription drugs; insulin drugs and devices for the management of diabetes; providing price limitations and requirements therefor under health insurance plans; establishing the insulin affordability program for the uninsured and procedures to acquire emergency insulin supplies, by Committee on Health and Human Services.

HB 2348, AN ACT concerning employment; restoring local government control over wages, compensation and benefits for construction projects; amending K.S.A. 12-16,132 and 2022 Supp. 19-26,114 and repealing the existing sections; also repealing K.S.A. 12-16,131, by Representatives Curtis, Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Featherston, Haskins, Haswood, Highberger, Houglund, Hoyer, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Oropeza, Osman, Ousley, Poskin, Probst, Robinson, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Winn, Woodard and Xu.

HB 2349, AN ACT concerning crimes, punishment and criminal procedure; abolishing the death penalty; creating the crime of aggravated murder; requiring a sentence of imprisonment for life without the possibility of parole therefor; clarifying laws related to sentences of imprisonment for life without the possibility of parole; amending K.S.A. 38-2255, 38-2271, 38-2303, 38-2312, 38-2365, 39-970, 39-2009, 65-5117, 72-2165 and 75-52,148 and K.S.A. 2022 Supp. 21-5301, 21-5402, 21-5419, 21-6328, 21-6614, 21-6618, 21-6620, 21-6622, 21-6628, 21-6629, 21-6806, 22-2512, 22-3717, 22-4902, 22-4906 and 23-3222 and repealing the existing sections; also repealing K.S.A. 2022 Supp. 21-5401, 21-6614i, 21-6617 and 21-6619, by Representatives Schreiber, Amyx, Ballard, Blew, Carmichael, Concannon, Curtis, Donohoe, Eplee, Featherston, Haskins, Haswood, Highberger, Hoyer, Miller, V., Neighbor, Ohaebosim, Osman, Poskin, Probst, Robinson, Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Smith, A., Stogsdill, Sutton, Vaughn, Wasinger, Winn, Woodard, Xu and Younger.

HB 2350, AN ACT concerning crimes, punishment and criminal procedure; relating to crimes against persons; creating the crimes of human smuggling and aggravated human smuggling; providing criminal penalties therefor, by Committee on Corrections and Juvenile Justice.

HB 2351, AN ACT concerning the board of indigents' defense services; relating to appointed counsel; increasing the maximum rate paid to appointed counsel; amending K.S.A. 22-4507 and repealing the existing section, by Committee on Judiciary.

HB 2352, AN ACT concerning the Kansas standard asset seizure and forfeiture act; requiring the plaintiff's attorney to prove beyond a reasonable doubt that property is subject to forfeiture; amending K.S.A. 2022 Supp. 60-4113 and 60-4114 and repealing the existing sections, by Committee on Judiciary.

HB 2353, AN ACT concerning the care and treatment act for mentally ill persons; increasing the time allowed for an initial continued treatment order; adding criteria to determine when outpatient treatment may be ordered; amending K.S.A. 59-2958, 59-2959 and 59-2969 and K.S.A. 2022 Supp. 59-2967 and repealing the existing sections, by Committee on Judiciary.

HB 2354, AN ACT concerning crimes, punishment and criminal procedure; relating to determinations of competency to stand trial; requiring that involuntary commitment proceedings be commenced for a defendant who is awaiting such determination; requiring the dismissal of the underlying criminal case in certain circumstances; amending K.S.A. 2022 Supp. 22-3302 and repealing the existing section, by Committee on Judiciary.

HB 2355, AN ACT concerning crimes, punishment and criminal procedure; relating to criminal sodomy; members of the same sex; removing conduct from definition of crime; amending K.S.A. 2022 Supp. 21-5504 and repealing the existing section, by Committee on Judiciary.

HB 2356, AN ACT concerning family law; relating to legal custody, residency and parenting time; requiring the court to adopt a parenting plan that maximizes each party's parenting time; adding misleading the court as a factor to consider when the court considers legal custody, residency and parenting time; creating a presumption that joint legal custody in a temporary parenting plan is in the best interests of a child and defining related terms under the Kansas family law code; adding failure to exercise

parenting time as an action that may be considered a material change of circumstances; amending K.S.A. 2022 Supp. 23-3202, 23-3203, 23-3211, 23-3212, 23-3213 and 23-3221 and repealing the existing sections, by Committee on Judiciary.

HB 2357, AN ACT concerning courts; relating to the supreme court; providing qualifications for supreme court justices; requiring a two-thirds majority vote of the senate to be qualified to be a supreme court justice; amending K.S.A. 20-105 and repealing the existing section, by Committee on Judiciary.

HB 2358, AN ACT concerning public health; relating to the uniform vital statistics act; medical certification of an individual's cause of death; permitting mid-level practitioners to provide certification thereto; amending K.S.A. 65-2412 and repealing the existing section, by Committee on Federal and State Affairs.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were referred to committees as indicated:

Agriculture and Natural Resources: **HB 2331, HB 2332, HB 2342.**

Commerce, Labor and Economic Development: **HB 2333, HB 2334, HB 2336, HB 2344.**

Corrections and Juvenile Justice: **HB 2328, HB 2329.**

Education: **HB 2315, HB 2322.**

Elections: **HB 2312.**

Energy, Utilities and Telecommunications: **HB 2327.**

Federal and State Affairs: **HB 2311, HB 2339, HCR 5008.**

Financial Institutions and Pensions: **HB 2320, HB 2321.**

Health and Human Services: **HB 2313, HB 2337, HB 2338, HB 2340.**

Insurance: **HB 2325.**

Judiciary: **HB 2326, HB 2345.**

Legislative Modernization: **HB 2314.**

Local Government: **HB 2323, HB 2324, HB 2341, HB 2343.**

Social Services Budget: **HB 2330.**

Taxation: **HB 2316, HB 2317, HB 2318, HB 2319.**

Transportation: **HB 2335, HB 2346.**

CHANGE OF REFERENCE

Speaker pro tem Carpenter announced the withdrawal of **HB 2305** from Committee on Health and Human Services and referral to Committee on General Government Budget.

Also, the withdrawal of **HB 2023** from the Calendar and re-referral to Committee on Judiciary.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Ballard, **HR 6010**, as follows, was introduced and adopted:

By Representative Ballard

HOUSE RESOLUTION NO. **HR 6010**—A RESOLUTION designating February 8, 2023, as JAG-K Day at the Capitol.

WHEREAS, Jobs for America's Graduates-Kansas (JAG-K) is a 501(c)(3) not-for-profit organization that partners with public schools, communities and employers to help students overcome challenges and prepare for successful futures; and

WHEREAS, There are 104 traditional school-to-career JAG-K programs located in 48 school districts across Kansas in the current school year, 2022-2023; and

WHEREAS, JAG-K is an evidence-based program with objective performance measures; and

WHEREAS, JAG-K has a 95% graduation rate statewide, and 86% of JAG-K graduates are full-time participants in post-secondary education, military service or the workforce; and

WHEREAS, JAG-K works with students in foster care, and their graduation rate is more than 20% higher than the state average for students in foster care who do not participate in a JAG-K program; and

WHEREAS, In a small group classroom setting, students explore career opportunities and learn the skills necessary to successfully transition to post-secondary education, military service or the workforce following their graduation; and

WHEREAS, Nationally, JAG graduates are 230% more likely to be employed than peers who are not in a JAG program: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we designate February 8, 2023, as JAG-K Day at the Capitol; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send an enrolled copy of this resolution to Representative Ballard.

INTRODUCTION OF GUESTS

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

As a long-time member of the JAG-K Board of Directors, I am pleased to sponsor this resolution designating today, February 8, 2023, as JAG-K Day at the Capitol.

Rep. Ballard was joined by Rep. K. Williams who continued:

Most of the members of this body are familiar with Jobs for America's Graduates-Kansas and their remarkable outcomes.

- JAG-K is an in-school, elective class that helps prepare students for successful futures.
- JAG-K Career Specialists work with their students all 12 months of the year and provide 12 months of support following their senior year.
- Over the past four years, JAG-K students have a 95% graduation rate.
- Eighty-six percent of the JAG-K graduates of the Class of 2020 are now in post-secondary education, military service, or working full-time.

Rep. Ballard resumed and introduced her guests on the floor: It is exciting to have hundreds of JAG-K students from across the state in the Capitol today, including those on the House floor this morning. These students with me on the floor are State JAG-K Career Association officers:

Nuru Abdallah – State President
 Liberty Gilkey – Vice President
 Hailee Black – Secretary
 Ta'Mijha Nichols – Parliamentarian

I also want to recognize Chuck Knapp, JAG-K President and Bev Mortimor, Vice-President of Programming. It is my pleasure to recognize Chuck and his staff for their outstanding work, Preparing Students for Successful Futures. Finally, please join me in recognizing some of the JAG-K regional officers and students joining us in the East Gallery this morning.

Thank you for joining us in recognizing JAG-K Day at the Capitol.

MOTIONS AND RESOLUTIONS OFFERED ON A PREVIOUS DAY

On motion of Rep. Wasinger, **HR 6008**, A RESOLUTION recognizing February 2, 2023, as Wear Red Day in the Kansas legislature, was adopted.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2033, AN ACT concerning children and minors; relating to children in need of care; juvenile crisis intervention centers; changing the criteria used to refer and admit juveniles; defining behavioral health crisis; amending K.S.A. 38-2202, 38-2231, 38-2243, 38-2302, 38-2330, 65-536 and 75-52,164 and repealing the existing sections, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgersen, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayon, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Boyd, Featherston.

The bill passed.

HB 2042, AN ACT concerning self-storage rental units; authorizing the towing by operators of such units of motor vehicles, watercraft or trailers if the occupant is in default for more than 45 days; granting operators protection from liability for damages; extinguishing an operator's lien on such property upon towing; providing for notice to the occupant and opportunity for redemption prior to towing; adding self-storage rental unit operators to those persons who are specifically authorized to direct a wrecker or towing service to tow a motor vehicle for purposes of the creation of a lien in favor of a wrecker or towing service; amending K.S.A. 8-1103 and K.S.A. 2022 Supp. 58-817 and repealing the existing sections, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayon, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Boyd, Featherston.

The bill passed, as amended.

HB 2069, AN ACT concerning crimes, punishment and criminal procedure; relating to postrelease supervision; providing that such term does not toll except as provided by law; amending K.S.A. 2022 Supp. 22-3722 and repealing the existing section, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayon, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Boyd, Featherston.

The bill passed.

HB 2070, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; allowing certain nondrug offenders to participate in a certified drug abuse treatment program; amending K.S.A. 2022 Supp. 21-6824 and repealing the existing section, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Boyd, Featherston.

The bill passed.

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

COMMITTEE OF THE WHOLE

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

Recommended that **HB 2014** be passed.

SCR 1602 be adopted.

Committee report to **HB 2010** be adopted; and the bill be passed as amended.

Committee report to **HB 2065** be adopted; and the bill be passed as amended.

Committee report to **HB 2024** be adopted.

Also, on motion of Rep. Carr to amend, Rep. Concannon offered a priority motion to re-refer to Committee on Child Welfare and Foster Care, the motion prevailed.

REPORTS OF STANDING COMMITTEES

Committee on **Commerce, Labor and Economic Development** recommends **HB 2173** be passed.

Committee on **Corrections and Juvenile Justice** recommends **HB 2214** be passed.

Committee on **Elections** recommends **HB 2166** be amended on page 3, in line 40, by striking the semicolon; by striking all in lines 41 through 43;

On page 4, by striking all in lines 1 through 9 and inserting a period; and the bill be passed as amended.

Committee on **Federal and State Affairs** recommends **HB 2058** be passed.

Committee on **Federal and State Affairs** recommends **HB 2059** be amended on page 2, in line 40, after "(g)" by inserting "(1)";

On page 3, in line 2, after the period by inserting:
"(2)";

Also on page 3, in line 3, by striking the comma and inserting "or"; in line 4, by striking "or other appropriate signage"; also in line 4, after the period by inserting "Every common consumption area shall have signs conspicuously posted identifying the boundaries of such area in a size and manner that provides notice to persons entering or leaving the area."; and the bill be passed as amended.

Committee on **Federal and State Affairs** recommends **HB 2170** be amended on page 5, in line 35, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

Committee on **Financial Institutions and Pensions** recommends **HB 2133** be passed.

Committee on **Taxation** recommends **HB 2026** be amended on page 1, in line 6, before "For" by inserting "On and after January 1, 2024,"; and the bill be passed as amended.

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 and concurrent resolutions were introduced and read by title:

HB 2359, AN ACT concerning education; making and concerning appropriations for fiscal year 2025, for the state department of education; establishing the sunflower teacher-student mentor program; pairing secondary students who are interested in pursuing a teaching career with teacher mentors; providing bonuses to participating teachers; requiring the state treasurer to establish education savings accounts for participating students; authorizing student accounts to be used for academic tutoring and postsecondary education expenses; requiring certain transfers from the state general fund upon establishment of student accounts; establishing the sunflower teacher-student mentor program fund; prioritizing participating students for postsecondary educational scholarships under the Kansas promise scholarship act and the teacher service scholarship program act; providing an income tax subtraction modification to federal adjusted gross income for amounts deposited in a student program account; amending K.S.A. 74-32,101 and 74-32,102 and K.S.A. 2022 Supp. 74-32,272, 74-32,275 and 79-32,117 and repealing the existing sections, by Representatives Williams, K. and Landwehr.

HB 2360, AN ACT concerning motor vehicles; relating to license plates; eliminating the requirement to include a county designation on license plates; amending K.S.A. 8-132, 8-134 and 8-147 and repealing the existing sections, by Committee on Transportation.

HB 2361, AN ACT concerning children in need of care; relating to the courts; limiting when the court is required to give preference to a relative for the custody for

adoption of a child in need of care; amending K.S.A. 38-2270 and repealing the existing section, by Committee on Child Welfare and Foster Care.

HB 2362, AN ACT concerning the secretary of aging and disability services; related to the licensure or licensure renewal of facilities, hospitals, centers and providers of disability services; removing state fire marshal approval as a requirement for licensure or renewal of licensure; amending K.S.A. 39-2008 and repealing the existing section, by Committee on Appropriations.

HB 2363, AN ACT concerning crimes, punishment and criminal procedure; relating to crimes involving controlled substances; marijuana; releasing persons convicted for offenses involving marijuana from the sentence; providing for the expungement of convictions, arrest records and associated biological samples, by Representatives Miller, V., Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Highberger, Houglan, Hoye, Martínez, Meyer, Miller, D., Miller, S., Neighbor, Ohaebosim, Oropeza, Osman, Probst, Robinson, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Winn, Woodard and Xu.

HB 2364, AN ACT concerning property taxation; relating to exemptions; increasing the extent of exemption for residential property from statewide school levy; amending K.S.A. 2022 Supp. 79-201x and repealing the existing section, by Representatives Miller, V., Alcalá, Amyx, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Highberger, Houglan, Martínez, Melton, Meyer, Miller, D., Miller, S., Neighbor, Oropeza, Osman, Probst, Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Winn, Woodard and Xu.

HB 2365, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system; terminating the Kansas public employees retirement system act of 2015; transferring the members of such act to the Kansas public employees retirement system act of 2009; amending K.S.A. 74-4916 and repealing the existing section; also repealing K.S.A. 74-49,301, 74-49,302, 74-49,303, 74-49,304, 74-49,305, 74-49,306, 74-49,307, 74-49,308, 74-49,309, 74-49,310, 74-49,311, 74-49,312, 74-49,313, 74-49,314, 74-49,315, 74-49,316, 74-49,317 and 74-49,318, by Representatives Miller, V., Alcalá, Amyx, Boyd, Carlin, Carr, Curtis, Featherston, Haskins, Haswood, Highberger, Houglan, Hoye, Martínez, Meyer, Miller, D., Miller, S., Ohaebosim, Poskin, Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Winn and Woodard.

HB 2366, AN ACT concerning taxation; relating to the local ad valorem tax reduction fund; providing for transfers to political subdivisions; amending K.S.A. 2022 Supp. 79-2959 and repealing the existing section, by Representatives Miller, V., Alcalá, Amyx, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Highberger, Houglan, Hoye, Martínez, Melton, Meyer, Miller, D., Miller, S., Neighbor, Oropeza, Osman, Poskin, Probst, Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Weigel, Woodard and Xu.

HB 2367, AN ACT concerning cannabis; creating the adult use cannabis regulation act; providing for the licensure and regulation of cannabis, including the cultivation, manufacturing, transportation, possession and sale of cannabis; providing certain fines and penalties for violations of the act; providing exemptions from crimes involving controlled substances; imposing a tax on the sale of cannabis and providing for the disposition of the revenues collected thereon; creating the cannabis business regulation fund; amending K.S.A. 79-5201 and 79-5210 and K.S.A. 2022 Supp. 21-5703, 21-5705,

21-5706, 21-5707, 21-5709 and 21-5710 and repealing the existing sections, by Representative Miller, S..

HB 2368, AN ACT concerning labor and employment; increasing the minimum wage; enacting the making work pay act; amending K.S.A. 44-1203 and repealing the existing section, by Representatives Haswood, Meyer, Vaughn, Woodard and Xu.

HB 2369, AN ACT concerning children and minors; enacting the Kansas Indian child welfare act; providing additional requirements for child custody proceedings involving Indian children, by Representative Haswood.

HB 2370, AN ACT concerning crimes, punishment and criminal procedure; relating to sex offenses; defining consent; amending K.S.A. 2022 Supp. 21-5501 and repealing the existing section, by Representative Osman.

HB 2371, AN ACT concerning the Kansas department for children and families; relating to the revised Kansas code for care of children; limiting the number of cases of children in need of care assigned to case managers, by Committee on Child Welfare and Foster Care.

HB 2372, AN ACT concerning agriculture; relating to confined feeding facilities for swine; regulating the land application of swine manure and wastewater; amending K.S.A. 65-1,182 and repealing the existing section, by Committee on Agriculture and Natural Resources.

HB 2373, AN ACT concerning fireworks; amending the Kansas fireworks act; establishing the time period for sale of fireworks by seasonal retailers; amending K.S.A. 31-502 and repealing the existing section, by Representative Collins.

HB 2374, AN ACT concerning legal public holidays; designating Indigenous Peoples Day; amending K.S.A. 35-107 and 35-205 and repealing the existing sections, by Representatives Haswood and Highberger.

HB 2375, AN ACT concerning the behavioral sciences; relating to social work; powers, duties and functions of the behavioral sciences regulatory board; establishing the temporary candidacy baccalaureate and master social work licenses; providing requirements and fees therefor; amending K.S.A. 65-6314 and K.S.A. 2022 Supp. 65-6306 and repealing the existing sections, by Committee on Higher Education Budget.

HOUSE CONCURRENT RESOLUTION No. **HCR 5009**—

By Representatives V. Miller, Alcalá, Amyx, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Highberger, Houglan, Martinez, Melton, D. Miller, S. Miller, Neighbor, Oropeza, Osman, Robinson, S. Ruiz, Sawyer Clayton, Schlingensiepen, Stogsdill, Winn and Xu

A PROPOSITION to amend section 1 of article 11 of the constitution of the state of Kansas, relating to the assessed valuation of property in determining property taxes for real property used for residential purposes and real property necessary to accommodate a residential community of mobile or manufactured homes.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate concurring therein:

Section 1. The following proposition to amend the constitution of the state of Kansas shall be submitted to the qualified electors of the state for their approval or

rejection: Section 1 of article 11 of the constitution of the state of Kansas is hereby amended to read as follows:

"§ 1. **System of taxation; classification; exemption.** (a) The provisions of this subsection shall govern the assessment and taxation of property on and after January 1, ~~2013~~ 2025, and each year thereafter. Except as otherwise hereinafter specifically provided, the legislature shall provide for a uniform and equal basis of valuation and rate of taxation of all property subject to taxation. The legislature may provide for the classification and the taxation uniformly as to class of recreational vehicles and watercraft, as defined by the legislature, or may exempt such class from property taxation and impose taxes upon another basis in lieu thereof. The provisions of this subsection shall not be applicable to the taxation of motor vehicles, except as otherwise hereinafter specifically provided, mineral products, money, mortgages, notes and other evidence of debt and grain. Property shall be classified into the following classes for the purpose of assessment and assessed at the percentage of value prescribed therefor:

Class 1 shall consist of real property. Real property shall be further classified into seven subclasses. Such property shall be defined by law for the purpose of subclassification and assessed uniformly as to subclass at the following percentages of value:

- (1) Real property used for residential purposes including multi-family residential real property and real property necessary to accommodate a residential community of mobile or manufactured homes including the real property upon which such homes are located..... ~~11½%~~ 9%
- (2) Land devoted to agricultural use which shall be valued upon the basis of its agricultural income or agricultural productivity pursuant to section 12 of article 11 of the constitution..... 30%
- (3) Vacant lots..... 12%
- (4) Real property which is owned and operated by a not-for-profit organization not subject to federal income taxation pursuant to section 501 of the federal internal revenue code, and which is included in this subclass by law 12%
- (5) Public utility real property, except railroad real property which shall be assessed at the average rate that all other commercial and industrial property is assessed.....33%
- (6) Real property used for commercial and industrial purposes and buildings and other improvements located upon land devoted to agricultural use..... 25%
- (7) All other urban and rural real property not otherwise specifically subclassified..... 30%

Class 2 shall consist of tangible personal property. Such tangible personal property shall be further classified into six subclasses, shall be defined by law for the purpose of subclassification and assessed uniformly as to subclass at the following percentages of value:

- (1) Mobile homes used for residential purposes..... 11½%
- (2) Mineral leasehold interests except oil leasehold interests the average daily production from which is five barrels or less, and natural gas leasehold interests the average daily production from which is 100 mcf or less, which shall be assessed at 25%..... 30%
- (3) Public utility tangible personal property including inventories thereof,

except railroad personal property including inventories thereof, which shall be assessed at the average rate all other commercial and industrial property is assessed..... 33%

(4) All categories of motor vehicles not defined and specifically valued and taxed pursuant to law enacted prior to January 1, 1985..... 30%

(5) Commercial and industrial machinery and equipment which, if its economic life is seven years or more, shall be valued at its retail cost when new less seven-year straight-line depreciation, or which, if its economic life is less than seven years, shall be valued at its retail cost when new less straight-line depreciation over its economic life, except that, the value so obtained for such property, notwithstanding its economic life and as long as such property is being used, shall not be less than 20% of the retail cost when new of such property..... 25%

(6) All other tangible personal property not otherwise specifically classified. 30%

(b) All property used exclusively for state, county, municipal, literary, educational, scientific, religious, benevolent and charitable purposes, farm machinery and equipment, merchants' and manufacturers' inventories, other than public utility inventories included in subclass (3) of class 2, livestock, and all household goods and personal effects not used for the production of income, shall be exempted from property taxation."

Sec. 2. The following statement shall be printed on the ballot with the amendment as a whole:

"*Explanatory statement.* This amendment would decrease the assessed valuation in determining property taxes for residential purposes and real property necessary to accommodate a residential community of mobile or manufactured homes.

"A vote for this proposition would decrease the assessed valuation in determining property taxes for residential purposes and real property necessary to accommodate a residential community of mobile or manufactured homes from 11½% to 9%.

"A vote against this proposition would continue the assessed valuation of real property used for residential purposes and real property necessary to accommodate a residential community of mobile or manufactured homes at 11½%."

Sec. 3. This resolution, if approved by two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate, shall be entered on the journals, together with the yeas and nays. The secretary of state shall cause this resolution to be published as provided by law and shall cause the proposed amendment to be submitted to the electors of the state at the general election in November in the year 2024, unless a special election is called at a sooner date by concurrent resolution of the legislature, in which case it shall be submitted to the electors of the state at the special election.

HOUSE CONCURRENT RESOLUTION No. **HCR 5010**—

By Representative Poskin

A PROPOSITION to amend section 6 of article 6 of the constitution of the state of Kansas; prohibiting public funds from being used for private nonpublic schools.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate concurring therein:

Section 1. The following proposition to amend the constitution of the state of Kansas shall be submitted to the qualified electors of the state for their approval or rejection: Section 6 of article 6 of the constitution of the state of Kansas is hereby amended to read as follows:

"**§ 6. Finance.** (a) The legislature may levy a permanent tax for the use and benefit of state institutions of higher education and apportion among and appropriate the same to the several institutions, which levy, apportionment and appropriation shall continue until changed by statute. Further appropriation and other provision for finance of institutions of higher education may be made by the legislature.

(b) The legislature shall make suitable provision for finance of the educational interests of the state. No tuition shall be charged for attendance at any public school to pupils required by law to attend such school, except such fees or supplemental charges as may be authorized by law. The legislature may authorize the state board of regents to establish tuition, fees and charges at institutions under its supervision.

(c) ~~No religious sect or sects shall control any part of the public educational funds~~ *public moneys shall be appropriated or paid nor any public credit shall be utilized by the legislature or any other political subdivision of the state, directly or indirectly, to aid or maintain any private nonpublic school that provides elementary or secondary education."*

Sec. 2. The following statement shall be printed on the ballot with the amendment as a whole:

"Explanatory statement. The purpose of this amendment is to prohibit public funds from being used for private nonpublic schools.

"A vote for this proposition would amend the constitution of the state of Kansas to explicitly prohibit public funds from being used for private nonpublic schools.

"A vote against this proposition would not amend the constitution of the state of Kansas."

Sec. 3. This resolution, if approved by two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate, shall be entered on the journals, together with the yeas and nays. The secretary of state shall cause this resolution to be published as provided by law and shall cause the proposed amendment to be submitted to the electors of the state at the general election in November in the year 2024, unless a special election is called at a sooner date by concurrent resolution of the legislature, in which case such proposed amendment shall be submitted to the electors of the state at the special election.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Carpenter announced the appointment of Rep. Thomas to replace Rep. Will Carpenter on Social Services Budget for February 9, 2023.

Also, the appointment of Rep. Haskins to replace Rep. Boyd on Committee on K-12 Education Budget for February 8, 2023.

Also, the appointment of Rep. Meyer to replace Rep. Boyd on Committee on Health and Human Services for February 8, 2023.

Also, the appointment of Rep. Miller to replace Rep. Probst on Committee on Commerce, Labor and Economic Development for February 8, 2023.

Also, the appointment of Rep. Winn to replace Rep. Probst on Committee on Commerce, Labor and Economic Development for February 9, 2023.

Also, the appointment of Rep. Martinez to replace Rep. Alcala on Committee on Taxation for February 8 - 9, 2023.

REPORT ON ENGROSSED BILLS

HB 2042 reported correctly engrossed February 7, 2023.

REPORT ON ENROLLED RESOLUTIONS

HR 6009, HCR 5002 were reported correctly enrolled and properly signed on February 7, 2023.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Thursday, February 9, 2023.

Journal of the House

TWENTY-THIRD DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, February 9, 2023, 11:00 a.m.

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

The roll was called with 118 members present.
Reps. Alcala, W. Carpenter, Howe, Poetter Parshall, Poskin, Probst and Winn were excused on excused absence by the Speaker.

Prayer by guest chaplain, Rev. Rob Self, Pastor, Lakeview Nazarene, Topeka:

Gracious, Heavenly Father, as we come together may we
earnestly listen to You,
the people who sent us here, and our own heart.
May we begin this day with a passion to see Your will furthered
among the great people of Kansas. May it be our solemn duty
today, that the marginalized feel included, the trafficked be
rescued, the one with addiction receive healing, the cold receive
warmth, and the hungry be fed!
In Jesus' precious name we pray, amen.

The Pledge of Allegiance was led by Rep. Patton.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2376, AN ACT concerning housing discrimination; relating to the Kansas act against discrimination; prohibiting the recording of unlawful restrictive covenants; authorizing the removal of unlawful restrictive covenants; prohibiting any city or county ordinance or resolution prohibiting discrimination that is more restrictive than the Kansas act against discrimination; amending K.S.A. 44-1017a and repealing the existing section, by Committee on Local Government.

HB 2377, AN ACT concerning records and recordation; related to the Kansas department of health and environment, office of vital statistics and Kansas department for children and families; exempting the Kansas department for children and families from fees for birth and death certificates required for an adoption proceeding; directing the office of vital statistics to provide birth or death certificates to the Kansas department for children and families or a court with jurisdiction upon receipt of the initial journal entry establishing custody; amending K.S.A. 65-2418 and 65-2422d and repealing the existing sections, by None.

HB 2378, AN ACT concerning the disposition of certain state real property; authorizing the secretary of administration on behalf of the Kansas department for aging and disability services to convey land in Shawnee county to the Kansas commission on veterans affairs office; imposing certain conditions; prescribing costs of conveyance; requiring approval by the attorney general, by Committee on Veterans and Military.

HB 2379, AN ACT concerning protection orders; relating to the protection from abuse act and the protection from stalking, sexual assault and human trafficking act; requiring orders issued pursuant to such acts to restrain the plaintiff from contacting the defendant; amending K.S.A. 2022 Supp. 60-3107 and 60-31a06 and repealing the existing sections, by Committee on Judiciary.

HB 2380, AN ACT concerning seizure and forfeiture of property; relating to property seized by law enforcement; requiring a conviction of an offense giving rise to forfeiture under the Kansas standard asset seizure and forfeiture act; remitting proceeds to the state general fund; increasing the burden of proof required to forfeit property; making certain property ineligible for forfeiture; providing persons involved in forfeiture proceedings representation by counsel and the ability to demand a jury trial; allowing a person to request a hearing on whether forfeiture is excessive; amending K.S.A. 2022 Supp. 60-4104, 60-4105, 60-4106, 60-4107, 60-4109, 60-4112, 60-4113, 60-4114, 60-4117 and 60-4127 and repealing the existing sections, by Committee on Judiciary.

HB 2381, AN ACT concerning children and minors; relating to the revised Kansas code for care of children; requiring the court to appoint an attorney to represent a child who is the subject of child in need of care proceedings; making the guardian ad litem appointment optional; granting such attorney access to all information and records necessary for the representation of such child; amending K.S.A. 38-2202, 38-2205, 38-2219, 38-2229, 38-2236, 38-2247, 38-2248, 38-2249, 38-2258, 38-2260, 38-2268, 38-2275 and 38-2291 and K.S.A. 2022 Supp. 38-2211 and 38-2212 and repealing the existing sections, by Committee on Judiciary.

HB 2382, AN ACT concerning school district boards of education; establishing the school district board of education member free speech and transparency act; requiring school districts to publicly list current members and provide the email addresses for such members; requiring certain records made, maintained or kept on a member's private electronic device to be subject to disclosure under the open records act; authorizing members to add items to meeting agendas, question conferees and request information from the school district; amending K.S.A. 2022 Supp. 45-217 and repealing the existing section, by Committee on K-12 Education Budget.

HB 2383, AN ACT concerning courts; relating to district magistrate judges; allowing certain municipal judges to take the examination to be certified by the supreme court as qualified to be a district magistrate judge; amending K.S.A. 20-337 and repealing the existing section, by Committee on Judiciary.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolutions were referred to committees as indicated:

Agriculture and Natural Resources: **HB 2372**.

Appropriations: **HB 2362**.

Child Welfare and Foster Care: **HB 2361**, **HB 2369**, **HB 2371**.

Commerce, Labor and Economic Development: **HB 2348, HB 2368, HB 2373, HB 2374.**

Corrections and Juvenile Justice: **HB 2349, HB 2350, HB 2353, HB 2354, HB 2355, HB 2363, HB 2370.**

Federal and State Affairs: **HB 2358, HB 2367.**

Financial Institutions and Pensions: **HB 2365.**

Health and Human Services: **HB 2347.**

Higher Education Budget: **HB 2375.**

Judiciary: **HB 2351, HB 2352, HB 2356, HB 2357.**

K-12 Education Budget: **HB 2359, HCR 5010.**

Taxation: **HB 2364, HB 2366, HCR 5009.**

Transportation: **HB 2360.**

CHANGE OF REFERENCE

Speaker Hawkins announced the withdrawal of **HB 2313** from Committee on Health and Human Services and referral to Committee on Taxation.

MESSAGE FROM THE GOVERNOR

February 2, 2023

Message to the Kansas House of Representatives:

Enclosed herewith is Executive Directive No. 23-565 for your information.

Executive Directive No. 23-565
Authorizing Expenditure of Federal Funds

LAURA KELLY
Governor

The above Executive Directive is on file and open for inspection in the office of the Chief Clerk.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2010, AN ACT concerning crimes, punishment and criminal procedure; relating to trials; persons found not guilty by reason of mental disease or defect; jury instruction; housing; annual hearing on continued commitment; amending K.S.A. 12-736 and K.S.A. 2022 Supp. 22-3428 and 22-3428a and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 118; Nays 0; Present but not voting: 0; Absent or not voting: 7.

Yeas: Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Houser, Howell, Howerton, Hoye, Humphries, Jacobs, Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Proctor, Rahjes, Resman,

Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, W. Carpenter, Howe, Poetter Parshall, Poskin, Probst, Winn.

The bill passed, as amended.

HB 2014, AN ACT concerning roads and highways; designating a portion of United States highway 69 in Crawford county as the Robert Lessen memorial highway, was considered on final action.

On roll call, the vote was: Yeas 118; Nays 0; Present but not voting: 0; Absent or not voting: 7.

Yeas: Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howell, Howerton, Hoye, Humphries, Jacobs, Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neely, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, W. Carpenter, Howe, Poetter Parshall, Poskin, Probst, Winn.

The bill passed.

HB 2065, AN ACT concerning family law; relating to dissolution of marriage; allowing change to name other than former or maiden name; removing reference to maiden name; amending K.S.A. 2022 Supp. 23-2716 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 118; Nays 0; Present but not voting: 0; Absent or not voting: 7.

Yeas: Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howell, Howerton, Hoye, Humphries, Jacobs,

Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, W. Carpenter, Howe, Poetter Parshall, Poskin, Probst, Winn.

The bill passed, as amended.

SCR 1602, A CONCURRENT RESOLUTION disapproving the designation of the lesser prairie chicken as a threatened species in Kansas by the United States Fish and Wildlife Service and supporting efforts to remove such designation, was considered on final action.

On roll call, the vote was: Yeas 83; Nays 35; Present but not voting: 0; Absent or not voting: 7.

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

Nays: Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Ellis, Featherston, Haskins, Haswood, Highberger, Hougland, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Alcalá, W. Carpenter, Howe, Poetter Parshall, Poskin, Probst, Winn.

The resolution was adopted.

REPORTS OF STANDING COMMITTEES

Committee on **Appropriations** recommends **HB 2077** be amended by substituting with a new bill to be designated as "Substitute for HOUSE BILL NO. 2077," as follows:

"Substitute for HOUSE BILL NO. 2077

By Committee on Appropriations

"AN ACT concerning information technology; requiring reporting of significant cybersecurity incidents; changing membership, terms and quorum requirements for the information technology executive council; relating to information technology projects

and reporting requirements; information technology security training and cybersecurity reports; duties of the chief information security officer; requiring certain information to be provided to the joint committee on information technology; amending K.S.A. 46-2102, 75-7201, 75-7202, 75-7205, 75-7206, 75-7208, 75-7209, 75-7210, 75-7211, 75-7237, 75-7238, 75-7239, 75-7240 and 75-7242 and repealing the existing sections.";

And the substitute bill be passed.

(**Sub HB 2077** was thereupon introduced and read by title.)

Committee on **Child Welfare and Foster Care** recommends **HB 2240** be passed.

Committee on **Child Welfare and Foster Care** recommends **HB 2153** be amended on page 1, in line 13, by striking "team"; also in line 13, by striking "intervention in reports" and inserting "cases"; in line 18, by striking "team"; also in line 18, by striking "intervention in reports" and inserting "cases"; in line 23, by striking "one hour of";

Also on page 1, in the title, in line 3, by striking "team"; also in line 3, by striking "to intervention" and inserting "in cases"; and the bill be passed as amended.

Committee on **Corrections and Juvenile Justice** recommends **HB 2021** be amended on page 15, in line 18, by striking ", including a technical violation,";

On page 16, in line 12, after "(2)" by inserting "(A)"; in line 14, after the period by inserting "The department may contract with another entity to provide an electronic record system that is not maintained by the department. Such system shall include a verification system that is operated by the department for the purpose of verifying the authenticity and validity of electronic records. The electronic records maintained in such system shall have the same legal effect as paper records.

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

Committee on **Corrections and Juvenile Justice** recommends **HB 2113** be amended on page 1, in line 15, before "convicted" by inserting "who has been"; in line 21, by striking all before the period and inserting ":

(A) Satisfied the sentence imposed; or

(B) was discharged from probation, parole or a suspended sentence";

On page 2, in line 5, by striking all after "person"; in line 6, by striking all before "satisfied"; also in line 6, before "the" by inserting "the sentence imposed or"; in line 8, before the semicolon by inserting "or was discharged from probation, parole, conditional release or a suspended sentence"; in line 18, by striking "Any"; in line 19, by striking "person" and inserting "No person may petition for expungement until five or more years have elapsed since the person satisfied the sentence imposed or the terms of a diversion agreement or was discharged from probation, parole, conditional release or a suspended sentence, if such person was"; in line 20, by striking all after "constitute"; by striking all in lines 21 through 23; in line 24, by striking all before the colon;

On page 3, in line 2, by striking "Any person" and inserting "No person may petition for expungement until five or more years have elapsed since the person satisfied the sentence imposed or the terms of a diversion agreement or was discharged from probation, parole, conditional release or a suspended sentence, if such person was"; in line 4, by striking all after "thereto"; by striking all in lines 5 through 7; in line 8, by striking all before the period; in line 12, by striking "Any person" and inserting "No person may petition for expungement until 10 or more years have elapsed since the person satisfied the sentence imposed or was discharged from probation, parole,

conditional release or a suspended sentence, if such person was"; in line 15, by striking all after "thereto"; in line 16, by striking all before the period;

On page 4, in line 9, by striking the second comma and inserting "or"; also in line 9, by striking "or restitution"; in line 10, by striking the fourth comma and inserting "or"; in line 11, by striking "or restitution"; in line 12, after the period by inserting "The court may grant a petition for expungement when the petitioner owes outstanding restitution.";

On page 8, in line 28, by striking "was convicted of such offense" and inserting ": (A) Satisfied the sentence imposed; or (B) was discharged from probation, a community correctional services program, parole, postrelease supervision, conditional release or a suspended sentence"; in line 41, by striking "was convicted of such offense" and inserting "satisfied the sentence imposed"; also in line 41, by striking "fulfilled";

On page 9, in line 1, before the semicolon by inserting "or was discharged from probation, a community correctional services program, parole, postrelease supervision, conditional release or a suspended sentence"; in line 13, by striking "any person convicted"; by striking all in lines 14 through 17; in line 18, by striking all before the colon and inserting "no person may petition for expungement until five or more years have elapsed since the person satisfied the sentence imposed or the terms of a diversion agreement or was discharged from probation, a community correctional services program, parole, postrelease supervision, conditional release or a suspended sentence, if such person was convicted of";

On page 10, in line 11, by striking "Any person" and inserting "No person may petition for expungement until five or more years have elapsed since the person satisfied the sentence imposed or the terms of a diversion agreement or was discharged from probation, a community correctional services program, parole, postrelease supervision, conditional release or a suspended sentence, if such person was"; in line 13, by striking "or who entered into a diversion"; by striking all in lines 14 through 16; in line 17, by striking all before the period and inserting "including any diversion for such violation"; in line 22, by striking "Any person" and inserting "No person may petition for expungement until 10 or more years have elapsed since the person satisfied the sentence imposed or was discharged from probation, a community correctional services program, parole, postrelease supervision, conditional release or a suspended sentence, if such person was"; in line 23, by striking all after "thereto"; by striking all in line 24; in line 25, by striking all before the period;

On page 12, in line 37, by striking the second comma and inserting "or"; also in line 37, by striking "or restitution"; in line 39, by striking the comma and inserting "or"; also in line 39, by striking "or restitution"; in line 40, after the period by inserting "The court may grant a petition for expungement when the petitioner owes outstanding restitution.";

On page 14, in line 29, by striking "12-4119" and inserting "20-169"; in line 33, by striking "12-4119" and inserting "20-169";

On page 19, in line 2, by striking "adjudication" and inserting "discharge"; in line 3, before "adjudication" by inserting "discharge for an"; in line 13, by striking "adjudication" and inserting "discharge"; in line 23, after "(2)" by inserting "(A)"; in line 25, by striking the second comma and inserting "or"; also in line 25, by striking "or restitution"; in line 26, by striking the fourth comma and inserting "or"; in line 27, by striking "or restitution"; in line 29, by striking the second comma and inserting "or"; in

line 30, by striking "or restitution"; also in line 30, after the period by inserting "The court may grant a petition for expungement when the juvenile owes outstanding restitution.

(B) For the purpose of collecting such outstanding costs, fees, fines or restitution, the following persons shall have access to the expunged case file notwithstanding any expungement:

- (i) The clerk of the court;
- (ii) a contracting agent as defined in K.S.A. 20-169, and amendments thereto;
- (ii) the petitioner and the petitioner's attorney;
- (iv) the beneficiary under an order of restitution as defined in K.S.A. 20-169, and amendments thereto, and such beneficiary's attorney; and
- (v) any other person as authorized by a court order if the court finds it is necessary for the person to have access to the expunged case file for the purpose of collecting the outstanding costs, fees, fines or restitution.";

On page 1, in the title, in line 5, by striking the second comma and inserting "or"; also in line 5, by striking all after "fines"; in line 6, by striking all before the semicolon; also in line 6, after the semicolon by inserting "authorizing the court to grant a petition for expungement when restitution is outstanding;"; and the bill be passed as amended.

Committee on **Financial Institutions and Pensions** recommends **HB 2105** be amended on page 1, in line 16, after the period by inserting "A provider may use the mailing address provided by a consumer to determine such consumer's state of residence for purposes of this act."; in line 17, after "(d)" by inserting ""Consumer directed wage access services" means the business of delivering proceeds to a consumer prior to the date on which an obligor is obligated to pay salary, wages, compensation or other income to such consumer based on the consumer's representations and the provider's reasonable determination of the consumer's earned but unpaid income.

- (e) "Director" means a member of the registrant's or applicant's board of directors.
- (f)";

Also on page 1, in line 22, by striking "delivering"; by striking all in lines 23 through 25 and inserting "providing consumer directed wage access services or employer-integrated wage access services, or both.

(h) "Employer-integrated wage access services" means the business of delivering proceeds to a consumer prior to the date on which an obligor is obligated to pay salary, wages, compensation or other income to such consumer, when the provider has verified the earned but unpaid income of the consumer through time and attendance or earnings data for the relevant pay period, using information provided by an obligor or a service provider of the obligor.";

Also on page 1, by striking all in lines 29 through 33; in line 34, by striking "Nonmandatory" and inserting "Non-mandatory"; in line 36, by striking ""Nonmandatory payment" includes, but is not limited to" and inserting "Examples of permissible non-mandatory payments include";

On page 2, in line 15, by striking "nonmandatory" and inserting "non-mandatory"; in line 20, by striking "nonmandatory" and inserting "non-mandatory"; in line 30, before "Outstanding" by inserting "(m) "Officer" means a person who participates or has authority to participate, other than in the capacity of a director, in major policymaking

functions of the registrant or applicant, whether or not the person has an official title. "Officer" includes, but is not limited to, the chief executive officer, chief financial officer, chief operations officer, chief legal officer, chief credit officer, chief compliance officer and every vice president.

(n);

Also on page 2, in line 32, before "Person" by inserting "(o) "Owner" means an individual who holds, directly or indirectly, at least 10% or more of a class of voting securities or the power to direct the management or policies of a registrant or an applicant.

(p) "Partner" means a person that has the right to receive upon dissolution, or has contributed, 10% or more of the capital of a partnership of the registrant or applicant.

(q);

On page 3, in line 29, by striking "April 30" and inserting "December 31";

On page 4, in line 23, by striking "\$25,000" and inserting "\$100,000"; in line 35, after "(2)" by inserting "clearly and conspicuously describes how the consumer may obtain proceeds at no cost to such consumer;

(3);

Also on page 4, also in line 35, by striking "statement" and inserting "clear disclosure"; by striking all in line 37 and inserting "the commissioner's phone number and website for submitting";

On page 5, in line 8, by striking "repayment of proceeds" and inserting "to use pre-authorized electronic transfers"; in line 19, by striking "make the offering of earned wage access services, either in" and inserting "seek repayment of proceeds in an amount that exceeds the amount of a consumer's earned but unpaid income and any applicable non-mandatory payment;

(d) condition";

Also on page 5, in line 21, after "which" by inserting "a consumer is eligible to request"; also in line 21, by striking "are provided to a consumer, contingent"; in line 27, before "charge" by inserting "(e) solicit a consumer to make a non-mandatory payment after informing the consumer that such consumer's request for proceeds was accepted;

(f);

Also on page 5, in line 30, by striking "(e)" and inserting "(g) accept credit of any kind as payment from a consumer of outstanding proceeds or non-mandatory payments;

(h);

Also on page 5, in line 37, before "provide" by inserting "(k) require a credit report for purposes other than verifying a consumer's identity; or

(l);

On page 6, in line 3, by striking all after "charges"; by striking all in line 4; in line 5, by striking all before the period; in line 13, after the second period by inserting "The commissioner may publish aggregate annual report information for multiple registrants in composite form."; in line 17, by striking "30" and inserting "15"; in line 24, after "(3)" by inserting "the addition or loss of any owner, officer, partner or director of the registrant;

(4);

Also on page 6, in line 26, after "status" by inserting "; or

(6) the closing or relocation of the registrant's principal place of business";

On page 7, in line 16, by striking the comma and inserting "or"; also in line 16, by striking "or debt management counselor thereof" and inserting "of the applicant or registrant";

On page 8, in line 2, by striking all after "that"; in line 3, by striking all before the period and inserting "will enable the commissioner to determine whether the registrant is complying with the provisions of this act"; in line 33, by striking all after "(11)"; by striking all in lines 34 through 39 and inserting "(A) require fingerprinting of any officer, partner or director of an applicant or registrant. Such fingerprints may be submitted to the Kansas bureau of investigation and the federal bureau of investigation for a state and national criminal history record check. The fingerprints shall be used to identify the person and to determine whether the person has a record of arrests and convictions in this state or other jurisdictions. The commissioner may use information obtained from fingerprinting and the criminal history for purposes of verifying the identification of the person and in the official determination of the qualifications and fitness of the persons associated with the applicant. Whenever the commissioner requires fingerprinting, any associated costs shall be paid by the applicant or the parties to the application.

(B) The commissioner shall not authorize receipt of a state and national criminal history record check from a private entity unless the Kansas bureau of investigation or the federal bureau of investigation is unable to supply such state and national criminal history record check through the Kansas central repository of criminal history records or any subsequent repository system provided for by law. The commissioner shall not disclose or use a state and national criminal history record check for any purpose except as provided for in this section. Unauthorized use of a state or national criminal history record check shall constitute a class A nonperson misdemeanor.

(C) Each state and national criminal history record check shall be confidential, not subject to the open records act, K.S.A. 45-215 et seq., and amendments thereto, and not be disclosed to any applicant or registrant. The provisions of this subparagraph shall expire on July 1, 2028, unless the legislature reviews and acts to continue such provisions pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2028";

On page 10, in line 1, by striking "\$2,000" and inserting "\$5,000"; in line 6, by striking "\$2,000" and inserting "\$5,000"; following line 37, by inserting:

"(6) Fines and penalties collected pursuant to paragraphs (2) and (3) shall be designated for use by the commissioner for consumer education.";

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

On page 1, in the title, in line 6, before "penalties" by inserting "criminal"; and the bill be passed as amended.

Committee on **Insurance** recommends **HB 2093, HB 2096, HB 2100** be passed.

Committee on **Taxation** recommends **HB 2002, HB 2201** be passed.

Committee on **Transportation** recommends **HB 2146** be amended on page 1, following line 6, by inserting:

"Section 1. K.S.A. 8-255 is hereby amended to read as follows: 8-255. (a) The division is authorized to restrict, suspend or revoke a person's driving privileges upon a showing by its records or other sufficient evidence the person:

(1) Has been convicted with such frequency of serious offenses against traffic

regulations governing the movement of vehicles as to indicate a disrespect for traffic laws and a disregard for the safety of other persons on the highways;

(2) has been convicted of three or more moving traffic violations committed on separate occasions within a 12-month period;

(3) is incompetent to drive a motor vehicle;

(4) has been convicted of a moving traffic violation, committed at a time when the person's driving privileges were restricted, suspended or revoked; or

(5) is a member of the armed forces of the United States stationed at a military installation located in the state of Kansas, and the authorities of the military establishment certify that such person's on-base driving privileges have been suspended, by action of the proper military authorities, for violating the rules and regulations of the military installation governing the movement of vehicular traffic or for any other reason relating to the person's inability to exercise ordinary and reasonable control in the operation of a motor vehicle.

(b) (1) The division shall:

(A) Suspend a person's driving privileges:

(i) When required by K.S.A. 8-262, 8-1014 or 41-727, and amendments thereto;

(ii) upon a person's second conviction of theft, as defined in ~~subsection (a)(5) of K.S.A. 2022 Supp. 21-5801(a)(5)~~, and amendments thereto, for six months; ~~and~~

(iii) upon a person's third or subsequent conviction of theft, as defined in ~~subsection (a)(5) of K.S.A. 2022 Supp. 21-5801(a)(5)~~, and amendments thereto, for one year; ~~and~~

(iv) upon a person's third or subsequent conviction within five years of a previous conviction for operating a vehicle in excess of 30 miles per hour over the speed limit, as described in K.S.A. 8-2118(i)(2), and amendments thereto, for 30 days;

(B) disqualify a person's privilege to drive commercial motor vehicles when required by K.S.A. 8-2,142, and amendments thereto; and

(C) restrict a person's driving privileges when required by K.S.A. 39-7,155, and amendments thereto.

(2) As used in this subsection, "conviction" means a final conviction without regard to whether the sentence was suspended or probation granted after such conviction. Forfeiture of bail, bond or collateral deposited to secure a defendant's appearance in court, which forfeiture has not been vacated, shall be equivalent to a conviction. "Conviction" includes being convicted of a violation of K.S.A. 21-3765, prior to its repeal, or ~~subsection (a)(5) of K.S.A. 2022 Supp. 21-5801(a)(5)~~, and amendments thereto.

(c) When the action by the division restricting, suspending, revoking or disqualifying a person's driving privileges is based upon a report of a conviction or convictions from a convicting court, the person may not request a hearing but, within 30 days after notice of restriction, suspension, revocation or disqualification is mailed, may submit a written request for administrative review and provide evidence to the division to show the person whose driving privileges have been restricted, suspended, revoked or disqualified by the division was not convicted of the offense upon which the restriction, suspension, revocation or disqualification is based. Within 30 days of its receipt of the request for administrative review, the division shall notify the person whether the restriction, suspension, revocation or disqualification has been affirmed or set aside. The request for administrative review shall not stay any action taken by the division.

(d) Upon restricting, suspending, revoking or disqualifying the driving privileges of any person as authorized by this act, the division shall immediately notify the person in writing. Except as provided by K.S.A. 8-1002 and 8-2,145, and amendments thereto, and subsections (c) and (g), if the person makes a written request for hearing within 30 days after such notice of restriction, suspension or revocation is mailed, the division shall afford the person an opportunity for a hearing as early as practical not sooner than five days nor more than 30 days after such request is mailed. If the division has not revoked or suspended the person's driving privileges or vehicle registration prior to the hearing, the hearing may be held within not to exceed 45 days. Except as provided by K.S.A. 8-1002 and 8-2,145, and amendments thereto, the hearing shall be held in the person's county of residence or a county adjacent thereto, unless the division and the person agree that the hearing may be held in some other county. Upon the hearing, the director or the director's duly authorized agent may administer oaths and may issue subpoenas for the attendance of witnesses and the production of relevant books and papers and may require an examination or reexamination of the person. When the action proposed or taken by the division is authorized but not required, the division, upon the hearing, shall either rescind or affirm its order of restriction, suspension or revocation or, good cause appearing therefor, extend the restriction or suspension of the person's driving privileges, modify the terms of the restriction or suspension or revoke the person's driving privileges. When the action proposed or taken by the division is required, the division, upon the hearing, shall either affirm its order of restriction, suspension, revocation or disqualification, or, good cause appearing therefor, dismiss the administrative action. If the person fails to request a hearing within the time prescribed or if, after a hearing, the order of restriction, suspension, revocation or disqualification is upheld, the person shall surrender to the division, upon proper demand, any driver's license in the person's possession.

(e) In case of failure on the part of any person to comply with any subpoena issued on behalf of the division or the refusal of any witness to testify to any matters regarding which the witness may be lawfully interrogated, the district court of any county, on application of the division, may compel obedience by proceedings for contempt, as in the case of disobedience of the requirements of a subpoena issued from the court or a refusal to testify in the court. Each witness who appears before the director or the director's duly authorized agent by order or subpoena, other than an officer or employee of the state or of a political subdivision of the state, shall receive for the witness' attendance the fees and mileage provided for witnesses in civil cases in courts of record, which shall be audited and paid upon the presentation of proper vouchers sworn to by the witness.

(f) The division, in the interest of traffic and safety, may establish or contract with a private individual, corporation, partnership or association for the services of driver improvement clinics throughout the state and, upon reviewing the driving record of a person whose driving privileges are subject to suspension under subsection (a)(2), may permit the person to retain such person's driving privileges by attending a driver improvement clinic. Any person other than a person issued a commercial driver's license under K.S.A. 8-2,125 et seq., and amendments thereto, desiring to attend a driver improvement clinic shall make application to the division and such application shall be accompanied by the required fee. The secretary of revenue shall adopt rules and regulations prescribing a driver's improvement clinic fee which shall not exceed \$500

and such rules and regulations deemed necessary for carrying out the provisions of this section, including the development of standards and criteria to be utilized by such driver improvement clinics. Amounts received under this subsection shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the same in the state treasury as prescribed by ~~subsection (f) of K.S.A. 8-267(f)~~, and amendments thereto.

(g) When the action by the division restricting a person's driving privileges is based upon certification by the secretary for children and families pursuant to K.S.A. 39-7,155, and amendments thereto, the person may not request a hearing but, within 30 days after notice of restriction is mailed, may submit a written request for administrative review and provide evidence to the division to show the person whose driving privileges have been restricted by the division is not the person certified by the secretary for children and families, did not receive timely notice of the proposed restriction from the secretary for children and families or has been decertified by the secretary for children and families. Within 30 days of its receipt of the request for administrative review, the division shall notify the person whether the restriction has been affirmed or set aside. The request for administrative review shall not stay any action taken by the division.

(h) Any person whose driving privileges have been suspended under subsection (b) (1)(A)(ii) or (b)(1)(A)(iii), shall pay a reinstatement fee in the amount of \$100 to the division. The division shall remit all revenues received from such fees, at least monthly, to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, for deposit in the state treasury and credit to the state highway fund.";

On page 2, in line 11, by striking "\$500" and inserting "\$250"; also in line 11, by striking "\$20" and inserting "\$10";

On page 4, in line 33, by striking "\$45" and inserting "\$100";

On page 11, in line 3, by striking "\$750" and inserting "\$375"; also in line 3, by striking "\$25" and inserting "\$12"; in line 4, after the second "hour" by inserting "over the speed limit"; in line 11, by striking "\$1,000" and inserting "\$500"; also in line 11, by striking "\$30" and inserting "\$15"; also in line 11, after the second "hour" by inserting "over the speed limit"; in line 12, after "K.S.A." by inserting "8-255 and"; also in line 12, by striking "is" and inserting "are";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, after the semicolon by inserting "increasing penalties for impeding traffic for operating a motor vehicle at a slow speed; directing the division of vehicles to suspend a person's driving privileges for a third or subsequent conviction by operating a vehicle in excess of 30 miles per hour over the speed limit;"; in line 4, after "K.S.A." by inserting "8-255 and"; also in line 4, by striking "section" and inserting "sections"; and the bill be passed as amended.

Committee on **Veterans and Military** recommends **HB 2039** be amended on page 1, following line 6, by inserting:

"New Section 1. (a) Subject to the provisions of K.S.A. 32-920, and amendments thereto, the secretary of wildlife and parks or the secretary's designee shall issue, free of charge, a permanent license to hunt and fish to any person residing in the state who submits to the secretary satisfactory proof that the person is a disabled veteran. Any

such person hunting or fishing in this state shall be subject to the provisions of all rules and regulations relating to hunting or fishing.

(b) As used in this section, "disabled veteran" means a person who:

- (1) Was a member of the armed services;
- (2) has separated from the armed services under honorable conditions; and
- (3) has a disability certified by the Kansas commission on veterans affairs office as being service-connected and such service-connected disability is equal or greater than 30%.";

Also on page 1, in line 17, before the first "a" by inserting "a resident of this state who is 75 years of age or older;

(4)";

Also on page 1, in line 24, after the stricken material by inserting "or"; in line 27, by striking all after "conducted"; in line 28, by striking all before the period;

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

On page 3, by striking all in lines 15 through 25; in line 35, before the first "a" by inserting "a resident of this state who is 75 years of age or older;

(4)";

Also on page 3, in line 40, after the stricken material by inserting "or"; in line 42, by striking all after "gophers"; by striking all in line 43;

On page 4, in line 1, by striking all before the period; by striking all in lines 24 through 34;

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

On page 7, in line 10, before "Any" by inserting "For a resident who is at least 65 years of age but less than 75 years of age:

(1) The fee for an annual hunting license shall be an amount equal to $\frac{1}{2}$ the fee for a general annual hunting license;

(2) the fee for an annual fishing license shall be an amount equal to $\frac{1}{2}$ the fee for a general annual fishing license; and

(3) the fee for an annual combination hunting and fishing license shall be an amount equal to $\frac{1}{2}$ the fee for a general annual combination hunting and fishing license.

(f)";

Also on page 7, in line 11, by striking all after "under"; in line 12, by striking "32-919" and inserting "section 1"; also in line 12, after "the" by inserting "hunting and fishing";

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

And by renumbering sections accordingly; and the bill be passed as amended.

REPORT OF STANDING COMMITTEE

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

Request No. 10, by Speaker Hawkins, commending the Kansas Contractors

Association 100th year anniversary;

Request No. 11, by Representative Howerton, commending Caylee Johnson in recognition for your achievement of Eagle Scout in Troop 1708, Boy Scouts of America;

Request No. 12, by Representative K. Williams, honoring Ryan Stanley, Fort Hays State University Student Body President from spring of 2022-spring of 2023;

Request No. 13, by Representative K. William, honoring John Kirk, Wichita State University Student Body President from spring 2022-spring 2023;

Request No. 14, by Representative K. Williams, honoring Parker Vulgamore, Kansas State University Student Body President and Vice Chair of the KBOR Advisory Committee;

Request No. 15, by Representative K. Williams, honoring Tarynn Brenner, Pittsburg State University Student Body President;

Request No. 16, by Representative K. Williams, honoring Bella Price, Emporia State University Student Body President;

Request No. 17, by Representative K. Williams, honoring Shayden Hanes, Washburn University Student Body President;

Request No. 18, by Representative K. Williams, honoring Sadie Williams, Kansas University Student Body President and Chair of the KBOR Advisory Committee;

Request No. 19, by Representative Eplee, commending the Immunize Kansas Coalition for providing ongoing Immunization Access and Education/awareness for Kansas Children;

Request No. 20, by Representative Eplee, commending Gretchen Homan, M.D. For providing ongoing Immunization Access and Education/Awareness for Kansas Children;

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

On motion of Representative Croft the committee report was adopted

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 2384, AN ACT concerning income taxation; relating to deductions; increasing the Kansas standard deduction by a cost-of-living adjustment; amending K.S.A. 2022 Supp. 79-32,119 and repealing the existing section, by Committee on Taxation.

HB 2385, AN ACT concerning crimes, punishment and criminal procedure; relating to presumptions; modifying the rules of evidence to provide rules for presumptions and inferences; replacing the rebuttable presumption of intent to distribute controlled substances with a permissive inference; amending K.S.A. 60-416 and K.S.A. 2022 Supp. 21-5705 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2386, AN ACT concerning public employees; relating to a person's property; prohibiting a state or local governmental employee from entering or remaining on

private property; providing exceptions, by Committee on Agriculture and Natural Resources Budget.

HB 2387, AN ACT concerning economic development; relating to STAR bonds; providing funding to replace lost food sales tax revenue for STAR bond districts established prior to December 31, 2022, and modifying the tax increment definition for such districts; authorizing STAR bond project costs for historic theaters and major amusement parks to include certain additional costs; extending the deadline for the report on STAR bonds by the department of commerce to certain legislative committees; amending K.S.A. 12-17,162 and 12-17,169 and repealing the existing sections, by Committee on Commerce, Labor and Economic Development.

HB 2388, AN ACT concerning occupational regulation; relating to occupational licenses; requiring that licensing bodies provide verified electronic credentials, in addition to paper-based credentials, to all credential holders, including military servicemembers and others receiving Kansas credentials based on their credentials from other jurisdictions; requiring licensing bodies to use centralized electronic credential data management systems capable of providing instantaneous credential verification; mandating that such systems maintain an auditable record; amending K.S.A. 2022 Supp. 48-3406 and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HB 2389, AN ACT concerning real estate brokers and salespersons; application of licensure provisions to trusts; authorizing the Kansas real estate commission to issue cease and desist orders; providing that dealing in assignable contracts for the purchase or sale of, or options on real estate requires licensure; amending K.S.A. 58-3036 and 58-3065 and K.S.A. 2022 Supp. 58-3035, 58-3037 and 58-3042 and repealing the existing sections, by Committee on Commerce, Labor and Economic Development.

HB 2390, AN ACT concerning drugs; relating to drug overdoses; enacting the Kansas overdose fatality review board act; establishing the Kansas overdose fatality review board; providing for membership and duties thereof; requiring the secretary of health and environment to study drug overdose death cases; providing for the confidentiality of acquired and related records; relating to crimes involving controlled substances; excluding materials used to detect the presence of fentanyl, ketamine or gamma hydroxybutyric acid from the definition of drug paraphernalia; clarifying who may be protected from liability for administering an emergency opioid antagonist; amending K.S.A. 2022 Supp. 21-5701 and 65-16,127 and repealing the existing sections; also repealing K.S.A. 2022 Supp. 21-5701b, by Committee on Health and Human Services.

HB 2391, AN ACT concerning campaign finance; relating to the governmental ethics commission; establishing a two-year statute of limitations for complaints; limiting the commission's subpoena powers; allowing respondents to have a hearing transferred before a protected officer under the Kansas administrative procedure act; amending K.S.A. 25-4119a, 25-4119d, 25-4143, 25-4145, 25-4148, 25-4148c, 25-4152, 25-4153a, 25-4153b, 25-4154, 25-4157a, 25-4158, 25-4161, 25-4163, 25-4165, 25-4170, 25-4181, 25-4182 and 25-4185 and repealing the existing sections, by Committee on Elections.

COMMITTEE ASSIGNMENT CHANGES

Speaker Hawkins announced the appointment of Rep. Awerkamp to replace Rep. Waymaster on Committee on Appropriations for February 10, 2023.

Also, the appointment of Rep. Kessler to replace Rep. Estes on Committee on Appropriations for February 10, 2023.

Also, the appointment of Rep. Helgerson to replace Rep. Alcalá on Committee on Agriculture and Natural Resources Budget for February 9, 2023.

Also, the appointment of Rep. Haskins to replace Rep. Sawyer Clayton on Committee on Taxation for February 9, 2023.

REPORT ON ENGROSSED BILLS

HB 2010, HB 2065 reported correctly engrossed February 9, 2023.

REPORT ON ENROLLED RESOLUTIONS

HR 6007, HCR 5002 reported correctly enrolled and properly signed on February 8, 2023.

On motion of Rep. Croft the House adjourned pro forma until 8:30 a.m. on Friday, February 10, 2023.

Journal of the House

TWENTY-FOURTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, February 10, 2023, 8:30 a.m.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2392, AN ACT concerning veterans and military; updating the Kansas code of military justice relating to certain definitions, unlawful acts and punishment requirements thereof; amending K.S.A. 48-2101, 48-2102, 48-2103, 48-2105, 48-2106, 48-2201, 48-2203, 48-2204, 48-2602, 48-2605, 48-2708, 48-2709, 48-2801, 48-2802, 48-3003, 48-3005, 48-3006, 48-3007, 48-3008, 48-3009, 48-3010, 48-3011, 48-3012, 48-3013, 48-3014, 48-3015, 48-3016, 48-3017, 48-3018, 48-3019, 48-3020, 48-3021, 48-3022, 48-3023, 48-3024, 48-3025, 48-3026, 48-3027, 48-3028, 48-3029, 48-3030, 48-3031, 48-3032, 48-3033, 48-3033a, 48-3034, 48-3035, 48-3035a, 48-3036, 48-3037, 48-3038, 48-3039, 48-3040, 48-3041, 48-3042, 48-3043, 48-3044, 48-3101, 48-3102, 48-3103, 48-3104, 48-3105, 48-3108, 48-3109, 48-3110 and 48-3112 and K.S.A. 2022 Supp. 48-2301 and repealing the existing sections; also repealing K.S.A. 48-2104, 48-2202, 48-2205, 48-2206, 48-2207, 48-2208, 48-2401, 48-2401a, 48-2402, 48-2402a, 48-2403, 48-2404, 48-2405, 48-2406, 48-2501, 48-2501a, 48-2502, 48-2503, 48-2504, 48-2505, 48-2506, 48-2507, 48-2601, 48-2603, 48-2604, 48-2606, 48-2701, 48-2702, 48-2703, 48-2704, 48-2705, 48-2706, 48-2707, 48-2710, 48-2711, 48-2712, 48-2713, 48-2714, 48-2715, 48-2716, 48-2717, 48-2718, 48-2719, 48-2803, 48-2804, 48-2915, 48-2916, 48-2917, 48-2918, 48-2919, 48-2920, 48-2921, 48-2922, 48-2923, 48-2924, 48-2925, 48-2926, 48-2927, 48-2928, 48-2929, 48-2930, 48-2931, 48-2932, 48-3001, 48-3106, 48-3107 and 48-3114, by Committee on Veterans and Military.

HB 2393, AN ACT concerning public assistance; relating to the secretary for children and families; directing the secretary to enter agreements with state agencies for the continuous review and comparison of data for public assistance eligibility; requiring the secretary to review federal sources to verify such eligibility, by Committee on Welfare Reform.

HB 2394, AN ACT concerning public assistance; relating to energy assistance and housing assistance; requiring the secretary for children and families to develop a low income energy assistance program and the secretary for aging and disability services to develop a program for unhused individuals to find and secure affordable housing; determining eligibility for such programs, by Committee on Welfare Reform.

HB 2395, AN ACT concerning the open records act; relating to public records; continuing in existence certain exceptions to the disclosure thereof; amending K.S.A. 9-512, 40-4308, 40-4350, 45-229, 65-177, 65-28b08, 74-5611a, 75-7240 and 75-7242 and repealing the existing sections, by Committee on Judiciary.

HB 2396, AN ACT concerning the Kansas standard asset seizure and forfeiture act; requiring a conviction prior to forfeiture; remitting proceeds to the state general fund; requiring proof beyond a reasonable doubt that property is subject to forfeiture; requiring seizing agencies to make forfeiture reports more often; amending K.S.A. 2022 Supp. 60-4104, 60-4105, 60-4106, 60-4109, 60-4112, 60-4113, 60-4114, 60-4117 and 60-4127 and repealing the existing sections, by Committee on Judiciary.

HB 2397, AN ACT concerning real property; relating to the conveyance thereof; prohibiting the conveyance of title to certain real property to foreign adversaries; establishing criminal penalties therefor; requiring the attorney general to investigate such conveyances, by Committee on Agriculture and Natural Resources.

HB 2398, AN ACT concerning crimes, punishment and criminal procedure; relating to crimes involving controlled substances; adding the placing of controlled substances into pills into the definition of manufacture; increasing the criminal penalties for manufacturing fentanyl-related controlled substance; creating a special sentencing rule for distributing fentanyl-related controlled substance; amending K.S.A. 2022 Supp. 21-5701, 21-5703 and 21-6805 and repealing the existing sections; also repealing K.S.A. 2022 Supp. 21-5701b, by Committee on Corrections and Juvenile Justice.

HB 2399, AN ACT concerning labor and employment; providing protections for freelance workers including payment within 30 days unless otherwise contractually specified; requiring written contracts; forbidding clients from demanding reductions in compensation for timely payment; prohibiting retaliation against freelance workers who seek payment; authorizing the secretary of labor to investigate alleged violations and the attorney general to enforce orders against violators and setting forth penalties for such violations; providing for a private cause of action by freelance workers or by nonprofit organizations on behalf of such workers; establishing an assistance program for freelance workers to be administered by the secretary of labor, by Committee on Commerce, Labor and Economic Development.

HB 2400, AN ACT concerning workforce development; enacting the Kansas adult learner grant act; establishing a grant program for adult learners to pursue certain fields of study; providing for workforce retention incentive payments; creating the Kansas adult learner grant program fund, by Committee on Commerce, Labor and Economic Development.

HB 2401, AN ACT concerning employment security law; relating to the definition of "benefit year" and "temporary unemployment"; requiring electronic filing of wage reports, contribution returns and payments and interest assessments for employers with 25 or more employees; permitting the exercise of discretion in the number of appointments and length of terms with respect to the temporarily expanded employment security board of review members; extending when the mandatory combination of rates and the establishment of a new account due to a business acquisition must occur from the beginning of the following quarter to the beginning of the following year; amending K.S.A. 44-709 and 44-717 and K.S.A. 2022 Supp. 44-703 and 44-710a and repealing the existing sections, by Committee on Commerce, Labor and Economic Development.

HB 2402, AN ACT concerning self-service storage facilities; prohibiting such new facilities that are located within 1,000 feet of a child care facility or school, by Committee on Federal and State Affairs.

HB 2403, AN ACT regarding firearms; relating to the storage of firearms and stun guns; creating certain crimes dealing with improper storage, by Committee on Federal and State Affairs.

HB 2404, AN ACT concerning environmental, social and governance standards involving contracts, investments and business practices; relating to ideological boycotts or other discriminatory conduct; enacting the Kansas protection of pensions and businesses against ideological interference act; directing the board of trustees of the Kansas public employees retirement system to divest from investments with entities engaged in ideological boycotts; establishing conditions and procedures for divestment; requiring the state treasurer to publish a list of financial companies and financial institutions engaged in ideological boycotts; authorizing the state treasurer to disqualify listed financial institutions from receiving deposit of state moneys; prohibiting governmental contracts without written verification that a contractor is not engaged in ideological boycotts; directing fiduciaries of governmental plans that provide retirement benefits, defer employee income or invest taxpayer moneys to act only in the financial interest of such plans; requiring registered investment advisers to make certain disclosures to clients and obtain written consent of clients prior to investing client funds in investments engaged in ideological boycotts; providing for civil and criminal penalties; amending K.S.A. 75-4208 and K.S.A. 2022 Supp. 40-2404 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2405, AN ACT concerning legal tender; establishing the Kansas legal tender act; reaffirmation of gold and silver coin as legal tender; providing an income taxation subtraction modification for gains from the sale of specie; amending K.S.A. 2022 Supp. 79-32,117 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2406, AN ACT concerning the personal and family protection act; prohibiting the collection of personal information regarding off-duty law enforcement officers entering buildings or requiring the officer to wear anything identifying the person as a law enforcement officer or being armed; amending K.S.A. 75-7c22 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2407, AN ACT concerning students; relating to nonacademic questionnaires; eliminating the requirement for parental consent for a student to participate in a nonacademic questionnaire; allowing for notice of a nonacademic questionnaire to be administered; amending K.S.A. 2022 Supp. 72-6316 and repealing the existing section, by Committee on Child Welfare and Foster Care.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture and Natural Resources Budget: **HB 2386**.

Child Welfare and Foster Care: **HB 2377**.

Commerce, Labor and Economic Development: **HB 2387, HB 2388, HB 2389**.

Corrections and Juvenile Justice: **HB 2385**.

Elections: **HB 2391**.

Health and Human Services: **HB 2390**.

Judiciary: **HB 2379, HB 2380, HB 2381, HB 2383.**

K-12 Education Budget: **HB 2382.**

Local Government: **HB 2376.**

Taxation: **HB 2384.**

Veterans and Military: **HB 2378.**

MESSAGE FROM THE SENATE

Announcing passage of **SB 11, SB 14, SB 15, SB 17, SB 19, SB 26, SB 39, SB 42.**

Announcing adoption of **SCR 1603.**

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 11, SB 14, SB 15, SB 17, SB 19, SB 26, SB 39, SB 42, SCR 1603.

REPORTS OF STANDING COMMITTEES

Committee on **Commerce, Labor and Economic Development** recommends **HB 2234** be amended on page 1, in line 11, after "(a)" by inserting "(1)"; in line 15, by striking "\$1,500,000" and inserting "the amount specified in paragraph (2)"; following line 21, by inserting:

"(2) The construction cost threshold to convene a negotiating committee as provided by paragraph (1) shall be \$1,500,000 for fiscal year 2024. For fiscal year 2025, and all fiscal years thereafter, the threshold to convene a negotiating committee shall be the threshold amount for the immediately preceding fiscal year increased by an amount equal to the percentage increase in the consumer price index for all urban consumers as published by the bureau of labor statistics of the United States department of labor during the immediately preceding fiscal year rounded to the nearest whole dollar amount.";

On page 2, in line 13, after "(a)" by inserting "(1)"; in line 16, by striking "\$1,500,000" and inserting "the amount specified in paragraph (2)"; following line 20, by inserting:

"(2) The construction cost threshold to convene a negotiating committee as provided by paragraph (1) shall be \$1,500,000 for fiscal year 2024. For fiscal year 2025, and all fiscal years thereafter, the threshold to convene a negotiating committee shall be the threshold amount for the immediately preceding fiscal year increased by an amount equal to the percentage increase in the consumer price index for all urban consumers as published by the bureau of labor statistics of the United States department of labor during the immediately preceding fiscal year rounded to the nearest whole dollar amount.";

On page 1, in the title, in line 5, after the semicolon by inserting "providing such cost threshold be increased annually based on the percentage increase in the consumer price index"; and the bill be passed as amended.

Committee on **Transportation** recommends **HB 2149** be amended on page 1, in line 9, by striking "(c)" and inserting "(d)"; in line 16, by striking "(c)" and inserting "(d)"; in line 24, after "thereto" by inserting ", except that such distinctive license plates may be personalized license plates pursuant to subsection (a)(2) if an applicant pays the personalized license plate fee prescribed by K.S.A. 8-132(d), and amendments thereto";

in line 28, after "thereto" by inserting ", except that such distinctive license plates may be personalized license plates pursuant to subsection (a)(2) if an applicant pays the personalized license plate fee prescribed by K.S.A. 8-132(d), and amendments thereto"; and the bill be passed as amended.

COMMITTEE ASSIGNMENT CHANGE

Speaker Hawkins announced the appointment of Rep. Winn to replace Rep. Alcalá on Committee on Appropriations for February 10, 2023.

On motion of Rep. Croft, the House recessed until 11:00 a.m.

LATE MORNING SESSION

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2408, AN ACT concerning health and healthcare; relating to the practice of barbering and cosmetology; exempting adult care homes from statutes governing barbering and cosmetology facilities; amending K.S.A. 65-1904a and 74-1807 and repealing the existing sections, by Committee on Health and Human Services.

HB 2409, AN ACT concerning family law; enacting the Kansas uniform parentage act (2017); repealing the Kansas parentage act; amending K.S.A. 38-1518, 38-2220, 38-2221, 38-2313, 38-2318, 39-7,145, 59-501 and 65-2409a and K.S.A. 2022 Supp. 20-165, 20-302b, 23-2222, 23-2223, 23-36,401 and 59-2136 and repealing the existing sections; also repealing K.S.A. 2022 Supp. 23-2201, 23-2202, 23-2203, 23-2204, 23-2205, 23-2206, 23-2207, 23-2208, 23-2209, 23-2210, 23-2211, 23-2212, 23-2213, 23-2214, 23-2215, 23-2216, 23-2219, 23-2220, 23-2221, 23-2224 and 23-2225, by Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on **Veterans and Military** recommends **HB 2210** be passed.

On motion of Rep. Croft the House adjourned pro forma until 11:00 a.m. on Monday, February 13, 2023.

Journal of the House

TWENTY-FIFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, February 13, 2023, 11:00 a.m.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2410, AN ACT concerning income taxation; relating to taxable income; increasing taxable income amounts by a cost-of-living adjustment in determining Kansas income tax; amending K.S.A. 2022 Supp. 79-32,110 and repealing the existing section, by Committee on Taxation.

HB 2411, AN ACT concerning income taxation; relating to withholding and remittance of employee income taxes by employers; decreasing the penalties for failing to timely remit; amending K.S.A. 79-32,107 and repealing the existing section, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were referred to committees as indicated:

Agriculture and Natural Resources: **HB 2397**.

Appropriations: **SB 42**.

Child Welfare and Foster Care: **HB 2407**.

Commerce, Labor and Economic Development: **HB 2399, HB 2400, HB 2401**.

Corrections and Juvenile Justice: **HB 2398**.

Energy, Utilities and Telecommunications: **SCR 1603**.

Federal and State Affairs: **HB 2402, HB 2403, HB 2404, HB 2405, HB 2406**.

Health and Human Services: **HB 2408**.

Insurance: **SB 14, SB 15, SB 17, SB 19, SB 26**.

Judiciary: **HB 2395, HB 2396, HB 2409**.

Legislative Modernization: **SB 11**.

Veterans and Military: **HB 2392, SB 39**.

Welfare Reform: **HB 2393, HB 2394**.

MESSAGES FROM THE SENATE

Announcing passage of **SB 25**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 25

REPORTS OF STANDING COMMITTEES

Committee on **Corrections and Juvenile Justice** recommends **HB 2073** be amended on page 1, in line 22, after the period by inserting "The provisions of this paragraph apply to court ordered fines, fees, costs, court expenses, reimbursements and other financial obligations that are currently being collected utilizing the services of a contracting agent pursuant to K.S.A. 20-169, and amendments thereto.";

On page 15, in line 10, after "(2)" by inserting "(A)"; following line 13, by inserting: "(B) For the purpose of collecting outstanding restitution, the following persons shall have access to the expunged case file notwithstanding any expungement:

- (i) The clerk of the court;
- (ii) a contracting agent as defined in K.S.A. 20-169, and amendments thereto;
- (iii) the petitioner and the petitioner's attorney;
- (iv) the beneficiary under an order of restitution as defined in K.S.A. 20-169, and amendments thereto, and such beneficiary's attorney; and
- (v) any other person authorized by a court order if the court finds it is necessary for the person to have access to the expunged case file for the purpose of collecting the outstanding restitution.";

On page 44, in line 43, after "38-2321," by inserting "38-2322,";

On page 1, in the title, in line 9, after "38-2321" by inserting ", 38-2322"; and the bill be passed as amended.

Committee on **Education** recommends **HB 2132** be amended on page 5, in line 10, by striking "is"; in line 14, before "minus" by inserting "for the academic year in which the student is enrolled and receiving the scholarship"; in line 17, by striking "mandatory" and inserting "required"; in line 18, after "and" by inserting "required";

On page 6, in line 18, by striking "Kansas register" and inserting "statute book"; and the bill be passed as amended.

Committee on **Elections** recommends **HB 2087** be passed.

Committee on **Elections** recommends **HB 2086** be amended on page 4, in line 29, after the period by inserting "Within six months after taking the oath of office, the newly appointed election commissioner shall become a qualified elector of the same county.";

On page 21, following line 30, by inserting:

"Sec. 27. K.S.A. 25-1115 is hereby amended to read as follows: 25-1115. (a) "General election" means the elections held on the Tuesday following the first Monday in November of both even-numbered and odd-numbered years, and in the case of ~~special elections~~ an election of any officers to fill vacancies held on a date other than the Tuesday following the first Monday in November, the election at which any such officer is finally elected.

(b) "Primary election" means the elections held on the first Tuesday in August of both even-numbered and odd-numbered years; and any other preliminary election held on a date other than the first Tuesday in August at which part of the candidates for ~~special~~ election to any national, state, county, city, school or other municipal office are

eliminated by the process of the election but at which no officer is finally elected.

(c) "Special election" means any election that is not a general or primary election, including, but not limited to, any mail ballot election conducted pursuant to K.S.A. 25-431 et seq., and amendments thereto. A special election shall not be held within 45 days of a general or primary election but may be held on the same day as a general or primary election.";

On page 24, in line 40, by striking "two" and inserting "four";

On page 30, following line 17, by inserting:

"Sec. 37. K.S.A. 25-2502 is hereby amended to read as follows: 25-2502. (a) "General election" means the elections held on the Tuesday following the first Monday in November of both even-numbered and odd-numbered years, and in the case of ~~special elections~~ an election of any officers to fill vacancies held on a date other than the Tuesday following the first Monday in November, the election at which any such officer is finally elected.

(b) "Primary election" means the elections held on the first Tuesday in August of both even-numbered and odd-numbered years; and any other preliminary election held on a date other than the first Tuesday in August at which part of the candidates for ~~special~~ election to any national, state, county, township, city, school or other municipal office are eliminated by the process of the election but at which no officer is finally elected.

(c) "Special election" means any election that is not a general or primary election, including, but not limited to, any mail ballot election conducted pursuant to K.S.A. 25-431 et seq., and amendments thereto. A special election shall not be held within 45 days of a general or primary election but may be held on the same day as a general or primary election.";

On page 46, in line 9, by striking "such" and inserting "the"; in line 20, after the period by inserting:

"(b)";

Also on page 46, also in line 20, by striking "(b)" and inserting "(c)"; in line 22, by striking "promptly"; also in line 22, by striking all after "chairperson"; in line 23, by striking the first "that" and inserting "for"; in line 24, by striking "such" and inserting "the"; in line 28, after "appointments" by inserting "and include the name, address, email address, if available, and a phone number or phone numbers, including a mobile phone number, if available, of each appointee in such notification"; in line 29, by striking all after the period; by striking all in lines 30 and 31; in line 32, by striking "(b)" and inserting "(c)";

On page 47, following line 2, by inserting:

"(d) If a precinct committeeman or committeewoman is elected as a write-in candidate, the county clerk shall request from the appropriate county chairperson the name, address, email address, if available, and a phone number or phone numbers, including a mobile phone number, if available, of such elected precinct committeeman or committeewoman.

(e) Each precinct committeeman and committeewoman shall report any changes in such person's name, address, email address and phone numbers to the county election officer not later than 10 days after such change.

(f) The county election officer shall send to the secretary of state within seven days after each primary election in even-numbered years a list of who holds the office of

precinct committeeman or committeewoman along with the name, address, phone number and email address, if available, of each such person. The county officer shall report all updates of such information at the time such updates are received to the secretary of state. The secretary of state shall keep an updated list of all precinct committeepersons, including their names, addresses, phone numbers and their email addresses, if available.

(g) As used in this section, "primary election" means the election held on the first Tuesday in August of even-numbered years.";

On page 53, in line 5, after the first comma by inserting "25-1115,"; in line 6, after the fourth comma by inserting "25-2502,";

And by renumbering sections accordingly;

On page 1, in the title, in line 6, after the first comma by inserting "25-1115,"; in line 7, after the third comma by inserting "25-2502,"; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2127, HB 2130, HB 2131, HB 2144, HB 2172** be passed.

Committee on **Judiciary** recommends **HB 2029** be amended on page 3, in line 30, by striking "two years" and inserting "one year"; in line 33, by striking "two years" and inserting "one year"; in line 39, by striking "two" and inserting "one"; also in line 39, by striking "years" and inserting "year";

On page 5, in line 31, by striking "two years" and inserting "one year"; in line 34, by striking "two years" and inserting "one year"; and the bill be passed as amended.

Committee on **K-12 Education Budget** recommends **HB 2218** be amended on page 1, in line 26, before "Section" by inserting "New";

On page 2, in line 22, before "Sec." by inserting "New"; in line 43, before "Sec." by inserting "New";

On page 3, in line 40, before "Sec." by inserting "New"; in line 42, by striking "direct" and inserting "advise";

On page 4, in line 5, by striking "and receives" and inserting "to receive"; in line 12, by striking all after "(8)"; by striking all in lines 13 and 14; in line 15, by striking all before "an" and inserting "establish"; in line 17, by striking all before "audits" and inserting "(9) conduct or contract to conduct financial"; in line 19, by striking all before "for" and inserting "(10) establish or contract"; in line 21, by striking all before "for"; and inserting "(11) establish or contract with a private entity"; also in line 21, by striking "mobile" and inserting "commercially viable and user friendly"; in line 22, by striking "and" and inserting "or"; also in line 22, after "will" by inserting "establish digital spending accounts on behalf of qualified students and"; in line 24, by striking "(i)" and inserting "(A)"; also in line 24, by striking the semicolon; by striking all in line 25; in line 26, by striking all before the semicolon and inserting "by the treasurer and parent of a qualified student";

(B) payment processing by electronic funds transfer to a qualified school or other entity approved by the board;

(C) reimbursement by electronic funds transfer to a qualified school, tutor or other entity approved by the board;

(D) the ability for the treasurer to monitor and create reports of transaction activity in real time;

(E) the ability for the treasurer to put an account on a temporary hold status;

(F) a design that reduces the possibility of fraud, waste and abuse; and
(G) meet best standards as determined by the board for data privacy and cyber security";

Also on page 4, in line 27, by striking all before "a" and inserting "(12) require";
And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly;

Also on page 4, in line 43, before "Sec." by inserting "New";

On page 5, following line 21, by inserting:

"New Sec. 6. (a) For school year 2023-2024, a qualified student may participate in the program if such student meets the requirements of this act and:

(1) (A) Was enrolled in and attending public school in school year 2022-2023 for kindergarten or any of the grades one through 12, or preschool if such student has a disability; or

(B) is eligible to enroll in kindergarten in school year 2023-2024; or

(2) if the student does not meet the requirements of paragraph (1) but has an annual family income that is less than or equal to 300% of the federal poverty guidelines as determined annually in the federal register by the United States department of health and human services under 42 U.S.C. § 9902(2), except that the number of students eligible to participate in the program pursuant to this paragraph shall not exceed 2,000 students.

(b) For school year 2024-2025, a qualified student may participate in the program if such student meets the requirements of this act and:

(1) (A) Participated in the program in the immediately preceding school year;

(B) was enrolled in and attending public school in school year 2023-2024 for kindergarten or any of the grades one through 12, or preschool if such student has a disability; or

(C) is eligible to enroll in kindergarten in school year 2024-2025; or

(2) if the student does not meet the requirements of paragraph (1) but has an annual family income that is less than or equal to 400% of the federal poverty guidelines as determined annually in the federal register by the United States department of health and human services under 42 U.S.C. § 9902(2), except that the number of students eligible to participate in the program pursuant to this paragraph shall not exceed 4,000 students.

(c) For school year 2025-2026, a qualified student may participate in the program if such student meets the requirements of this act and:

(1) Meets the requirements of subsection (a)(1) or (b)(1); or

(2) if the student does not meet the requirements of subsection (a)(1) or (b)(1), the student may still participate, except that the number of students participating pursuant to this paragraph shall not exceed 8,000.

(d) Beginning in school year 2026-2027, all qualified students who meet the requirements of this act may participate in the program.

(e) If the number of applicants exceeds the number of qualified students allowed to

participate in the program in a particular school year, the treasurer shall accept such students into the program on a first come, first served basis.";

Also on page 5, in line 22, before "Sec." by inserting "New";

On page 6, in line 16, after the semicolon by inserting "or"; in line 17, by striking "or"; by striking all in lines 18 through 22; in line 25, after "(5) " by inserting "any payments from an account for tuition shall only be made to a qualified school or a postsecondary educational institution;

(6)";

Also on page 6, in line 34, by striking "establish" and inserting "authorize";

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

On page 7, in line 29, before "Sec." by inserting "New"; in line 38, by striking "from or through" and inserting "as required for attendance at";

On page 8, in line 31, before "Sec." by inserting "New";

On page 10, in line 10, after "annual" by inserting "financial"; in line 11, after "quarterly" by inserting "financial"; in line 14 before "Sec." by inserting "New"; in line 33, before "Sec." by inserting "New";

On page 11, in line 2, by striking "English language arts, English language proficiency" and inserting "reading, grammar"; in line 4, before "Sec." by inserting "New"; in line 28, before "Sec." by inserting "New";

On page 12, in line 11, before "Sec." by inserting "New"; following line 15, by inserting:

"Sec. 15. K.S.A. 2022 Supp. 72-3120 is hereby amended to read as follows: 72-3120. (a) Subject to the other provisions of this section, every parent or person acting as parent in the state of Kansas, who has control over or charge of any child who has reached the age of seven years and is under the age of 18 years and has not attained a high school diploma, a general educational development credential or a high school equivalency credential, shall require such child to be regularly enrolled in and attend continuously each school year:

(1) A public school for the duration of the school term provided for in K.S.A. 72-3115, and amendments thereto;

(2) a private, denominational or parochial school taught by a competent instructor for a period of time which is substantially equivalent to the period of time public school is maintained in the school district in which the private, denominational or parochial school is located; or

(3) a combination of a public school and a private, denominational or parochial school for the periods of time referred to in paragraphs (1) and (2).

(b) If the child is 16 or 17 years of age, the child shall be exempt from the compulsory attendance requirements of this section if:

(1) The child is regularly enrolled in and attending a program recognized by the local board of education as an approved alternative educational program;

(2) the parent or person acting as parent provides written consent to allow the child to be exempt from the compulsory attendance requirements of this section and the child and the parent or person acting as parent attend a final counseling session conducted by the school during which a disclaimer to encourage the child to remain in school or to pursue educational alternatives is presented to and signed by the child and the parent or person acting as parent. The disclaimer shall include information regarding the

academic skills that the child has not yet achieved, the difference in future earning power between a high school graduate and a high school drop out and a listing of educational alternatives that are available for the child;

(3) the child is regularly enrolled in a school as required by subsection (a) and is concurrently enrolled in a postsecondary educational institution, as defined by K.S.A. 74-3201b, and amendments thereto; or

(4) the child is subject to a court order that allows or requires the child to be exempt from the compulsory attendance requirements.

(c) A child that is a qualified student participating in the sunflower education equity program pursuant to section 1 et seq., and amendments thereto, shall be deemed to meet the requirements of this section.

(d) Any child who is under the age of seven years, but who is enrolled in school, shall be subject to the compulsory attendance requirements of this section. Any such child may be withdrawn from enrollment in school at any time by a parent or person acting as parent of the child and thereupon the child shall be exempt from the compulsory attendance requirements of this section until the child reaches the age of seven years or is re-enrolled in school.

~~(d)~~(e) Any child who is determined to be an exceptional child, except for an exceptional child who is determined to be a gifted child, under the provisions of the special education for exceptional children act shall be subject to the compulsory attendance requirements of such act and exempt from the compulsory attendance requirements of this section.

(e)(f) Any child who has been admitted to, and is attending, the Kansas academy of mathematics and science, as provided in K.S.A. 72-3903 et seq., and amendments thereto, shall be exempt from the compulsory attendance requirements of this section.

~~(f)~~(g) No child attending public school in this state shall be required to participate in any activity which is contrary to the religious teachings of the child if a written statement signed by one of the parents or a person acting as parent of the child is filed with the proper authorities of the school attended requesting that the child not be required to participate in such activities and stating the reason for the request.

~~(g)~~(h) When a recognized church or religious denomination that objects to a regular public high school education provides, offers and teaches, either individually or in cooperation with another recognized church or religious denomination, a regularly supervised program of instruction that is approved by the state board of education, for children of compulsory school attendance age who have successfully completed the eighth grade, participation in such a program of instruction by any such children whose parents or persons acting as parents are members of the sponsoring church or religious denomination shall be regarded as acceptable school attendance within the meaning of this act. Approval of such programs shall be granted by the state board of education, for two-year periods, upon application from recognized churches and religious denominations, under the following conditions:

(1) Each participating child shall be engaged, during each day on which attendance is legally required in the public schools in the school district in which the child resides, in at least five hours of learning activities appropriate to the adult occupation that the child is likely to assume in later years;

(2) acceptable learning activities, for the purposes of this subsection, shall include projects supervised by a parent or person acting as parent in agriculture and

homemaking, work-study programs in cooperation with local business and industry and correspondence courses from schools accredited by the national home study council, recognized by the United States office of education as the competent accrediting agency for private home study schools;

(3) at least 15 hours per week of classroom work under the supervision of an instructor shall be provided, at which time students shall be required to file written reports of the learning activities they have pursued since the time of the last class meeting, indicating the length of time spent on each one, and the instructor shall examine and evaluate such reports, approve plans for further learning activities and provide necessary assignments and instruction;

(4) regular attendance reports shall be filed as required by law and students shall be reported as absent for each school day on which they have not completed the prescribed minimum of five hours of learning activities;

(5) the instructor shall keep complete records concerning instruction provided, assignments made and work pursued by the students, and these records shall be filed on the first day of each month with the state board of education and the board of education of the school district in which the child resides;

(6) the instructor shall be capable of performing competently the functions entrusted thereto; and

(7) in applying for approval under this subsection a recognized church or religious denomination shall certify its objection to a regular public high school education and shall specify, in such detail as the state board of education may reasonably require, the program of instruction that it intends to provide and no such program shall be approved unless it fully complies with standards specified by the state board of education.

If the sponsors of an instructional program approved under this subsection fail to comply at any time with the provisions of this subsection, the state board of education shall rescind, after a written warning has been served and a period of three weeks allowed for compliance, approval of the programs, even though the two-year approval period has not elapsed, and thereupon children attending such program shall be admitted to a high school of the school district.

~~(h)~~(i) (1) Each board of education of a school district shall allow any child to enroll part-time in the school district to allow the student to attend any courses, programs or services offered by the school district if the child:

(A) Is also enrolled in a nonaccredited private elementary or secondary school pursuant to K.S.A. 72-4345, and amendments thereto, or in any other private, denominational or parochial school pursuant to the provisions of subsection (a);

(B) requests to enroll part-time in the school district; and

(C) meets the age of eligibility requirements for school attendance pursuant to K.S.A. 72-3118, and amendments thereto.

(2) Each board of education of a school district shall adopt a policy regarding the part-time enrollment of students pursuant to this subsection and shall publish such policy on the school district's website. The board of education of a school district shall make a good faith attempt to accommodate scheduling requests of students enrolling in the school district pursuant to this subsection but shall not be required to make adjustments to accommodate every such request.

~~(h)~~(i) As used in this section:

(1) "Educational alternatives" means an alternative learning plan for the student

that identifies educational programs that are located in the area where the student resides and are designed to aid the student in obtaining a high school diploma, general educational development credential or other certification of completion, such as a career technical education industry certification. Such alternative learning plans may include extended learning opportunities such as independent study, private instruction, performing groups, internships, community service, apprenticeships and online coursework.

(2) "Parent" and "person acting as parent" mean the same as such terms are defined in K.S.A. 72-3122, and amendments thereto.

(3) "Private school" includes competent, private instruction of a child directed by a parent or person acting as parent. "Private school" does not include instruction provided pursuant to subsection (c).

(4) "Regularly enrolled" means enrolled in five or more hours of instruction each school day. For the purposes of subsection (b)(3), hours of instruction received at a postsecondary educational institution shall be counted.

Sec. 16. K.S.A. 2022 Supp. 72-3120 is hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, after "fund" by inserting "; amending K.S.A. 2022 Supp. 72-3120 and repealing the existing section"; and the bill be passed as amended.

Committee on **Legislative Modernization** recommends **HB 2314** be passed.

Committee on **Taxation** recommends **HB 2066** be amended on page 2, in line 38, by striking "firefighter as defined" and inserting "volunteer member of a fire district, fire department or fire company as provided"; in line 40, by striking "firefighter" and inserting "volunteer member of a fire district, fire department or fire company"; in line 42, after "(F)" by inserting "a volunteer member serving as";

On page 3, in line 1, after "as" by inserting "a volunteer member serving as";

On page 1, in the title, in line 2, after the second "for" by inserting "volunteer"; and the bill be passed as amended.

COMMITTEE ASSIGNMENT CHANGE

Speaker Hawkins announced the appointment of Rep. Robinson to replace Rep. Martinez on Committee on Corrections and Juvenile Justice for February 13 and 14, 2023.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Tuesday, February 14, 2023.

Journal of the House

TWENTY-SIXTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, February 14, 2023, 11:00 a.m.

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

The roll was called with 124 members present.
Rep. Martinez was excused on verified illness.

Prayer by guest chaplain, Rev. Lillian Flegle, Pastor, Morganville-Ebenezer United Methodist Churches, Morganville and Clay Center, and guest of Representative Blew:

Let us bow our heads in humble prayer for our leaders, their staff,
constituents and families who support them.

We give thanks, Lord, for all who have followed their calling into
leadership. May your Spirit be the voice of wisdom as our leaders
work toward one common goal... representing those who placed
their vote of confidence in them.

We thank you for the support staff. May they know the importance
of their contributions to their leaders and people they serve. Give
them the strength and energy to fulfill their responsibilities.

Dear Father in Heaven, we thank you for family support; their
patience; understanding; and most importantly, their gracious love
for their husbands and wives who serve the people.

We're blessed to live in a democracy where we can work
respectfully across party lines. As it is written in Galatians 5:22-23,
may our leaders share the Spirit of love, patience, kindness &
forbearance; with the ultimate goal of peace upon completing the
legislative work that benefits our people and the economy.

We thank you, Almighty Creator, that our leaders bravely and
boldly represent, with the discerning Spirit of the Lord, the people,
be they rich or poor, so all may have a blessed quality of life. Amen

The Pledge of Allegiance was led by Rep. Winn.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were introduced and read by title:

HB 2412, AN ACT concerning the personal and family protection act; removing state agency fees for licenses to carry concealed handguns; amending K.S.A. 2022 Supp. 75-7c05 and 75-7c08 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2413, AN ACT concerning firearms; requiring safe storage of firearms; establishing criminal penalties for violations, by Committee on Federal and State Affairs.

HOUSE CONCURRENT RESOLUTION No. **HCR 5011**—

By Representatives Garber, Awerkamp, Blex, Bryce, Corbet, Droge, Ellis, Fairchild, Goddard, Goetz, Hill, Jacobs, Murphy, Poetter Parshall, Rhiley, Roth, Sanders, Seiwert, A. Smith and Sutton

A PROPOSITION to amend section 1 of the bill of rights of the constitution of the state of Kansas; relating to the right to abortion.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate concurring therein:

Section 1. The following proposition to amend the constitution of the state of Kansas shall be submitted to the qualified electors of the state for their approval or rejection: Section 1 of the bill of rights of the constitution of the state of Kansas is hereby amended to read as follows:

"§ 1. Equal rights. All men are possessed of equal and inalienable natural rights, among which are life, liberty, and the pursuit of happiness. *Nothing in this section or any other provision of this constitution protects or secures a natural right to abortion.*"

Sec. 2. The following statement shall be printed on the ballot with the amendment as a whole:

"Explanatory statement. The purpose of this amendment is to clarify that the equal and inalienable natural rights protected under the constitution of the state of Kansas do not include the right to an abortion.

"A vote for this proposition would amend the constitution of the state of Kansas to state there is no natural right to abortion.

"A vote against this proposition would make no change to the constitution of the state of Kansas regarding protected natural rights."

Sec. 3. This resolution, if approved by two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate, shall be entered on the journals, together with the yeas and nays. The secretary of state shall cause this resolution to be published as provided by law and shall cause the proposed amendment to be submitted to the electors of the state at the general election in November in the year 2024, unless a special election is called at a sooner date by concurrent resolution of the legislature, in which case it shall be submitted to the electors of the state at the special election.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Insurance: **SB 25**.

Taxation: **HB 2410, HB 2411**.

CHANGE OF REFERENCE

Speaker pro tem Carpenter announced the withdrawal of **HB 2123** from Committee on Commerce, Labor and Economic Development and referral to Committee on Appropriations.

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

COMMITTEE OF THE WHOLE

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

Recommended that **HB 2027, HB 2214** be passed.

Committee report to **HB 2125** be adopted.

Also, on motion of Rep. Jacobs, **HB 2125** be amended on page 4, following line 12, by inserting:

"Sec. 5. K.S.A. 65-1946 is hereby amended to read as follows: 65-1946. Licensed practicing tattoo artists, cosmetic tattoo artists and body piercers shall meet the following standards and any others the board may adopt by rules and regulations:

(a) Tattoo artists, cosmetic tattoo artists and body piercers, and their establishments shall comply with all applicable sanitation standards adopted by the secretary pursuant to K.S.A. 65-1,148, and amendments thereto;

(b) practicing tattoo artists, cosmetic tattoo artists and body piercers shall be equipped with appropriate sterilizing equipment, with availability of hot and cold running water and a covered waste receptacle; and

(c) case history cards shall be kept for each client for a period of ~~five~~ three years.";

Also on page 4, in line 13, by striking "is" and inserting "and 65-1946 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 8, after the semicolon by inserting "requiring tattoo artists, cosmetic tattoo artists and body piercers to keep case history cards for three years instead of five years;"; also in line 8, after "65-1941" by inserting "and 65-1946"; in line 9, by striking "section" and inserting "sections"

and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Commerce, Labor and Economic Development** recommends **HB 2253** be amended on page 1, in line 6, before "Section" by inserting "New"; in line 8, before "Sec." by inserting "New"; in line 33, before "Sec." by inserting "New";

On page 2, in line 1, after "veteran" by inserting ", surviving spouse of a deceased disabled veteran or spouse or surviving spouse of a prisoner of war"; in line 20, by striking "or"; in line 22, after "counselor" by inserting ";

(5) United States department of veterans affairs benefits summary letter or form 2055 statement from the benefit payment record, indicating a service-connected disability; or

(6) military service physical evaluation board decision document, as provided by 10 U.S.C. 1222(a), with a finding of unfit for duty";

On page 3, following line 6, by inserting:

"Sec. 4. K.S.A. 73-201 is hereby amended to read as follows: 73-201. (a) As used in this act: (1) "Veteran" means:

(A) Any person who entered the armed forces before October 15, 1976, and separated from the armed forces under honorable conditions, if such person served: (i) On active duty during any war (the official dates for war service are April 6, 1917 through July 2, 1921, and December 7, 1941 through April 28, 1952); (ii) during the period April 28, 1952 through July 1, 1955; (iii) in any campaign or expedition for which a campaign badge or service medal has been authorized; or (iv) for more than 180 consecutive days since January 31, 1955, but before October 15, 1976, excluding an initial period of active duty for training under the "six-month" reserve or national guard program;

(B) any person who entered the armed forces on or after October 15, 1976, and separated from the armed forces under honorable conditions, if such person was awarded a service medal or campaign badge;

(C) any person who separated from the armed forces under honorable conditions and has a disability certified by the United States department of veterans affairs as being service connected, has been issued the purple heart by the United States government or has been released from active service with a service-connected disability;

(D) the spouse of a veteran who has a ~~100%~~ 30% or greater service connected disability as determined by the United States department of veteran affairs;

(E) ~~the unmarried surviving spouse, whether remarried or not remarried,~~ of a veteran who died while, and as a result of, serving in armed forces; and

(F) ~~the spouse or, whether remarried or not remarried, the surviving spouse~~ of a prisoner of war, as defined by K.S.A. 75-4364, and amendments thereto.

Notwithstanding the foregoing, the term "veteran" shall not apply to any person who retired from the active military with the pay grade of 04 or above unless the person retired due to wounds received in combat or is a disabled veteran.

(2) "Competent" means a good faith determination that the person is likely to successfully meet the performance standards of the position based on what a reasonable person knowledgeable in the operation of the position would conclude from all information available at the time the decision is made. The basis for such determination shall include experience, training, education, licensure, certification and/or other factors determined by the decision making authority as appropriate to determine the applicant's overall qualification and ability to successfully meet the performance standards of the position. The decision making authority shall document such factors prior to the initiation of the selection process.

(3) "Disabled veteran" means a person who has served on active duty in the armed forces, has been separated therefrom under honorable conditions, and has established the present existence of a service-connected disability or is receiving compensation, disability retirement benefits, or pension because of a public statute administered by the department of veterans affairs or a military department.

(b) In grateful recognition of the services, sacrifices and sufferings of veterans who served in the army, navy, air force, coast guard or marine corps of the United States in world war I and world war II, and of persons who have served with the armed forces of the United States during the military, naval and air operations in Korea, Viet Nam, Iraq, Afghanistan or other places under the flags of the United States and the United Nations or under the flag of the United States alone, and have been honorably discharged therefrom, the provisions of this section are enacted.

(c) Veterans shall be preferred for initial employment and first promotion in the state government of Kansas, and in the counties and cities of this state, if competent to perform such services. Any veteran thus preferred shall not be disqualified from holding any position in such service on account of the veteran's age or by reason of any physical or mental disability as long as such age or disability does not render the veteran incompetent to perform the duties of the position applied for. When any veteran shall apply for appointment to any such position, place, or employment, the officer, board or person whose duty it is or may be to appoint a person to fill such place shall, if the applicant be a veteran of good reputation, and can competently perform the duties of the position applied for by the veteran, consider the veteran for appointment to such position, place, or employment. Within 30 days of filling a position, eligible veterans who have applied and are not hired shall be notified by certified mail or personal service that they are not being hired. Such notice also shall advise the veteran of any administrative appeal available.

(d) The provisions of this act shall not be applicable to any persons classed as conscientious objectors. The provisions of this act shall not be controlling over the provisions of any statute, county resolution or city ordinance relating to retirement, or termination on the basis of age, of employees of the state or any county or city. Whenever under any statute, county resolution or city ordinance retirement, or termination on the basis of age, of any employee is required at a certain age, or is optional with the employer at a certain age, such provisions of such statute, resolution or ordinance shall be controlling and shall not be limited by this section.

(e) All notices of job openings, if any, and all applications for employment, if any, by the state and any city or county in this state shall state that the job is subject to a veteran's preference, how the preference works and how veterans may take advantage of the preference and post a written statement of: (1) The qualifications for such position; (2) any preferred qualifications of such position; (3) performance standards for the position; and (4) the process that will be used for selection. A veteran, or a spouse who qualifies for the veteran's preference, desiring to use a veteran's preference shall provide the hiring authority with a copy of the veteran's DD214 form or the DD214 form of the veteran under which the spouse qualifies for the preference.

(f) Every employment center of the state and any city or county human resources department, if any, shall openly display documents that indicate that veterans are eligible for a preference in their initial employment and any first promotion within the employment of the governmental entity.

(g) Any veteran who alleges that a state agency, city or county has not provided the veterans preference as required by this act, after exhausting any available administrative remedy, may bring an action in the district court.

Sec. 5. K.S.A. 73-201 is hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "to"; in line 2, by striking all before "hiring"; also in line 2, after "preferences" by inserting "for state employment"; in line 3, after "disability" by inserting "; expanding the veterans preference to include remarried spouses of a deceased veteran who died while, and as a result of, serving in the armed forces and to include surviving spouses, whether remarried or not remarried of a prisoner of war; amending K.S.A. 73-201 and repealing the existing section"; and the bill be passed as amended.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2291** be amended on page 1, in line 9, by striking "48-201" and inserting "41-102"; in line 10, by striking "48-308b" and inserting "41-308b"; in line 11, after "dogs" by inserting "in outside and inside areas"; in line 12, by striking "(b)" and inserting "(c)"; following line 12, by inserting:

"(b) Notwithstanding any other provisions of state law, a food establishment, as defined in K.S.A. 2022 Supp. 65-656, and amendments thereto, that is not a microbrewery as defined in K.S.A. 41-102, and amendments thereto, may allow live dogs in outside areas on the premises, if the conditions as specified in subsection (c) are met.";

Also on page 1, in line 13, by striking all after "met"; in line 14, by striking all before "by"; also in line 14, by striking all after "establishment"; in line 15, by striking all before "for"; in line 16, by striking "pursuant to this section" and inserting "as permitted by subsections (a) and (b)"; in line 29, after "(3)" by inserting "with respect to a food establishment that is a microbrewery, as provided by subsection (a),";

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

Also on page 1, in the title, in line 1, by striking "that are microbreweries"; in line 2, by striking "such"; also in line 2, after "dogs" by inserting "in outside areas"; also in line 2, after "premises" by inserting "and food establishments that are microbreweries to allow dogs in outside and inside areas on the premises"; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **HB 2264** be amended on page 1, in line 27, after "from" by inserting "any person designated by the patient, if the patient has the capacity to make such designation, or any person designated by the patient's agent for healthcare decisions established by a durable power of attorney for healthcare decisions pursuant to K.S.A 58-625 et seq., and amendments thereto, if the patient does not have such capacity. Such visitor may include, but shall not be limited to"; in line 28, after "member" by inserting ", domestic partner or significant other";

On page 2, in line 1, after "(d)" by inserting "A patient may refuse in-person visitation or revoke previously granted in-person visitation from any person at any time. (e)";

Also on page 2, also in line 1, by striking "shall" and inserting "may"; in line 2, by striking "that shall include" and inserting ", including "; also in line 2, by striking "be"; in line 23, by striking "medical" and inserting "patient"; in line 38, by striking "or"; in line 41, after "behavior" by inserting "; or

(6) notwithstanding subsection (g), require a visitor to adhere to infection control procedures, including wearing personal protective equipment";

On page 3, following line 2, by inserting:

"(j) A patient care facility shall be immune from civil liability for damages for acts taken in compliance with this section unless such act constitutes gross negligence or willful, wanton or reckless conduct.

(k) Nothing in this section shall be construed to:

(1) Supersede any federal law, rules, regulations or guidance regarding patient care facilities; or

(2) prohibit a patient care facility from taking actions necessary to ensure that such patient care facility remains eligible for federal financial participation, federal funds or participation in federal programs and for reimbursement for services provided in such patient care facility.";

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

On page 1, in the title, in line 4, by striking "requiring" and inserting "authorizing"; and the bill be passed as amended.

Committee on **Insurance** recommends **HB 2089**, **HB 2090**, **HB 2284**, **HB 2285** be passed and, because the committee is of the opinion that the bills are of a noncontroversial nature, be placed on the consent calendar.

Committee on **Local Government** recommends **HB 2082** be passed.

Committee on **Local Government** recommends **HB 2092** be amended on page 3, in line 1, by striking all after "districts"; in line 2, by striking "three" and inserting "two, three and four"; in line 3, by striking "four" and inserting "one"; and the bill be passed as amended.

Committee on **Taxation** recommends **HB 2106** be passed.

Committee on **Transportation** recommends **HB 2267** be amended on page 2, in line 39, by striking all after "prevent"; in line 40, by striking all before "from" and inserting "a qualified facility"; in line 41, by striking all after "such"; in line 42, by striking "home" and inserting "qualified facility"; also in line 42, by striking "adult"; in line 43, by striking all before "is" and inserting "qualified facility";

On page 3, following line 1, by inserting:

"(i) For purposes of this section, a "qualified facility" means:

(1) An adult care home, as defined in K.S.A. 39-923, and amendments thereto;

(2) a center approved by the centers for medicare and medicaid services as a program for all-inclusive care for the elderly (PACE) under 42 C.F.R. § 460 et seq. that provides services only to PACE participants; or

(3) any other licensed facility that provides transportation services for the elderly or persons with a disability.";

Also on page 3, in line 4, by striking "statute book" and inserting "Kansas register";

On page 1, in the title, in line 2, by striking all before "to" and inserting "a qualified facility"; and the bill be passed as amended.

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 2414, AN ACT concerning postsecondary education; relating to the university

engineering initiative act; expanding the act to include certain private postsecondary educational institutions; amending K.S.A. 76-7,138, 76-7,140, 76-7,141, 76-7,142 and 76-7,143 and K.S.A. 2022 Supp. 76-7,137 and 76-7,139 and repealing the existing sections, by Committee on Appropriations.

HB 2415, AN ACT concerning health and healthcare; establishing the KanCare bridge to a healthy Kansas program; relating to medical assistance; expanding income limits for eligibility to 138% of the federal poverty level, by Committee on Appropriations.

HB 2416, AN ACT concerning taxation; relating to sales and compensating use tax; providing for a sales tax exemption for area agencies on aging; amending K.S.A. 2022 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Carpenter announced the appointment of Rep. Blake Carpenter to replace Rep. Maughn on Committee on Corrections and Juvenile Justice for February 15, 2023.

Also, the appointment of Rep. Meyer to replace Rep. Susan Ruiz on Committee on Health and Human Services for February 15, 2023.

Also, the appointment of Rep. Neighbor to replace Rep. Probst on Committee on Commerce, Labor and Economic Development for February 16, 2023.

Also, the appointment of Rep. Silas Miller to replace Rep. Probst on Committee on Agriculture and Natural Resources for February 16, 2023.

Also, the appointment of Rep. Osman to replace Rep. Poskin on Committee on Veterans and Military Affairs for February 16, 2023.

Also, the appointment of Rep. Vic Miller to replace Rep. Oropeza on Committee on Elections for February 16, 2023.

REPORT ON ENROLLED RESOLUTIONS

HR 6009, HR 6010 reported correctly enrolled and properly signed on February 14, 2023.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Wednesday, February 15, 2023.

Journal of the House

TWENTY-SEVENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, February 15, 2023, 11:00 a.m.

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

The roll was called with 119 members present.

Rep. Collins was excused on verified illness.

Reps. Haskins, Maughan, V. Miller, Robinson and S. Ruiz were excused on excused absence by the Speaker.

Prayer by guest chaplain, Rev. David A. Peoples, Pastor, Heartland Worship Center – Church of God, Topeka:

Dear Heavenly Father,
I come before You today to ask that Your will be done
here in this Capitol Building.
I pray Your Holy Spirit will lead and guide each,
and every heart and mind in this place.
I pray that we do not neglect our roles and positions,
that we do not forsake integrity nor justice.
That every person is considered and valued
in the state of Kansas.
I pray Lord that we love our neighbors as we love
ourselves, even though we may disagree and have our
differences. Because we are all created in
Your image, the image of God.
I pray, Lord, that we remember and recognize who
You are, as it declares in Revelations 1:8
“I am the Alpha and the Omega, the beginning, and the
ending, saith the Lord, which is, and which was, and
which is to come, the Almighty.”
Lead us Lord as we go, not our will,
but Thine, be done.
I pray this in Jesus’s name, Amen.

The Pledge of Allegiance was led by Rep. Borjon.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Reps. Woodward, Blew, Ballard, K. Williams and Howe are spread upon the Journal:

Rep. Woodard: Today we are recognizing 7 exceptional young leaders from our six state universities and Washburn University. Each of these leaders was elected by their student bodies to serve as Student Body President for the Spring 2022 through Spring 2023 school year. Along with the role of serving as Student Body President, these leaders also serve on the Students' Advisory Committee, established by the Legislature in 1975, to represent students before the Kansas Board of Regents (KBOR). To serve on the advisory committee, Statute requires the person to be the highest student executive officer elected by the student body.

Rep. Blew: These student leaders have worked closely with our Board of Regents to identify common goals and issues that impact students at our universities. A few of those issues include funding the emergency food pantries for students on each campus, working to reduce the cost of textbooks through the widespread adoption of Open Educational Resources, and providing input and support of the Board's adoption of a free speech rights for our university students.

Rep. Ballard: Today we honor the hard work, the bold leadership, and the persistent commitment to serve, exemplified by our Kansas Student Body Presidents: it is now our honor to recognize our student body presidents who also serve on the the Kansas Board of Regent's Advisory Committee:

Rep. Williams introduced the following student representatives while framed House certificates were presented to each of them in honor of their service to their Universities.

- Fort Hays State University Student Body President — Ryan Stanley
- Wichita State University Student Body President — John Kirk
- Kansas State University Student Body President and Vice Chair of the KBOR Advisory Committee — Parker Vulgamore
- Pittsburg State University Student Body President — Tarynn Brenner
- Emporia State University Student Body President — Bella Price
- Washburn University Student Body President — Shayden Hanes
- Kansas University Student Body President and Chair of the KBOR Advisory Committee, my daughter, Sadie Williams
- Kansas University Medical Center — MacKenzie Gwinner

Rep. Howe: Body, please join us in honoring our distinguished Kansas University leaders. We thank you for your leadership and service to our great State and wish you all the best in your future endeavors.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2417, AN ACT concerning health and healthcare; relating to medical cannabis; creating the medical cannabis regulation act; providing for licensure and regulation of the cultivation, processing, distribution, sale and use of medical cannabis; delegating administrative duties and functions to the secretary of health and environment, secretary of revenue, board of healing arts, board of pharmacy and the director of alcohol and

cannabis control; imposing fines and penalties for violations of the act; establishing the medical cannabis registration fund, the medical cannabis business regulation fund and the retail dispensary consultant registration fee fund; creating the crimes of unlawful storage and unlawful transport of medical cannabis; making exceptions to the crimes of unlawful manufacture and possession of controlled substances; amending K.S.A. 38-2269, 41-201, 44-501, 44-706, 44-1009, 44-1015, 79-5201 and 79-5210 and K.S.A. 2022 Supp. 19-101a, 21-5703, 21-5705, 21-5706, 21-5707, 21-5709, 21-5710, 21-6607, 22-3717 and 23-3201 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2418, AN ACT concerning certain state programs, boards and commissions; abolishing the study commission for the consolidation of Kansas City, Kansas, and Wyandotte county, consolidation commission of Topeka, Kansas, and Shawnee county, study commission for the consolidation in Greeley county, podiatry review committee, state board of healing arts review committee for each branch of the healing arts, contact lens advisory council, state emergency response commission, naturopathic advisory council, transportation vision task force, special education funding task force, Persian Gulf war veterans health initiative act, Kansas export finance act, community strategic planning assistance act, natural and scientific areas advisory board, public finance transparency board, Kansas film services commission, Kansas bioscience authority, KAN-ED act and department of health and environment advisory committees; amending K.S.A. 12-340, 12-360, 45-229, 65-5702, 65-5728, 65-7406, 66-2010, 74-2916, 74-5210, 74-6603, 74-6609, 74-72,123, 74-99b03, 74-99b33, 74-99b63, 74-99b83 and 75-7403 and K.S.A. 2022 Supp. 65-4915 and repealing the existing sections; also repealing K.S.A. 12-341, 12-342, 12-343, 12-350, 12-351, 12-352, 12-353, 12-354, 12-355, 12-356, 12-357, 12-359, 12-361, 12-362, 65-2016, 65-2840c, 65-4969, 65-5703, 65-7214, 68-185, 72-3441, 73-1221, 73-1222, 73-1223, 73-1224, 73-1225, 73-1226, 73-1227, 73-1228, 73-1229, 73-1230, 73-1231, 74-5069, 74-5070, 74-5071, 74-5072, 74-5073, 74-5074, 74-5092, 74-5093, 74-5094, 74-5095, 74-5096, 74-5097, 74-5098, 74-5099, 74-50,100, 74-50,101, 74-6614, 74-6615, 74-72,124, 74-9201, 74-99b04, 74-99b05, 74-99b11, 74-99b12, 74-99b13, 74-99b17, 75-7221, 75-7222, 75-7223, 75-7224, 75-7225, 75-7226 and 75-7227, by Committee on Appropriations.

HB 2419, AN ACT concerning income taxation; relating to credits; establishing a tax credit for expenses incurred for the care of cats and dogs, by Committee on Taxation.

HB 2420, AN ACT concerning income taxation; relating to withholding taxes; establishing withholding requirements for certain employees who work in multiple states, by Committee on Taxation.

HB 2421, AN ACT concerning sales and compensating use tax; relating to city and countywide retailers' sales tax; providing countywide retailers' sales tax authority for Grant county; amending K.S.A. 12-187 and 12-189 and repealing the existing sections, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were referred to committees as indicated:

Appropriations: **HB 2415**.

Commerce, Labor and Economic Development: **HB 2414**.

Federal and State Affairs: **HB 2412, HB 2413**.

Health and Human Services: **HCR 5011**.

Taxation: **HB 2416**.

CHANGE OF REFERENCE

Speaker Hawkins announced the withdrawal of **HB 2247** from Committee on Financial Institutions and Pensions and referral to Committee on Appropriations.

Also, the withdrawal of **HB 2334** from Committee on Commerce, Labor and Economic Development and referral to Committee on Appropriations.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Waymaster, **HR 6011**, as follows, was introduced and adopted:

HOUSE RESOLUTION NO. **HR 6011**—A RESOLUTION commemorating the 150th anniversary of the Ellsworth Route.

By Representative Waymaster

A RESOLUTION commemorating the 150th anniversary of the beginning of the Ellsworth Route of the historic Chisholm Trail.

WHEREAS, The Ellsworth Route of the Chisholm Trail is celebrating its 150th anniversary after a long and storied history that includes the birth of the American folk-type cowboy, cowtowns, cowboy hats and the beginning of the Old West era in Kansas; and

WHEREAS, The Chisholm Trail was initially developed in 1867 by Joseph McCoy, an Abilene stockyard owner, and was named after Jesse Chisholm, a Kansan who owned a trading post in Wichita and frequently traded with Native Americans throughout the region; and

WHEREAS, During the heyday of the Chisholm Trail, from the late 1860s through the 1880s, the trail stretched roughly from Kingsville, Texas, to Abilene, Kansas; and

WHEREAS, The trail served as a cattle pipeline, leading herds from the Texas ranches to the Kansas stockyards and railroad hubs in Abilene, Caldwell, Dodge City, Ellsworth, Newton and Wichita; and

WHEREAS, Founded in 1873, the Ellsworth Route of the Chisholm Trail, sometimes called the Cox's Trail, passed through seven Kansas counties, including Harper, Kingman, Reno, Stafford, Barton, Rice and Ellsworth, where the trail ended; and

WHEREAS, The trail was an economic lifeline for Kansas, since it promoted the railroad and made ranching profitable by shipping millions of heads of cattle to the eastern parts of the country and using newly formed rail hubs situated near the Chisholm Trail in Kansas; and

WHEREAS, The economic activity created by the Chisholm Trail boosted the economies of many surrounding towns near the trail and helped build the reputation of Kansas as a leader in the beef industry; and

WHEREAS, The Chisholm Trail is considered as one of the great byways of America, and along with the Oregon Trail and the Santa Fe Trail, it has helped popularize many iconic images of the Old West and enhanced the Kansas economy; and

WHEREAS, The Ellsworth Route of the Chisholm Trail is a treasured landmark in Kansas history: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we commemorate the 150th anniversary of the beginning of the Ellsworth Route of the Chisholm Trail; and

Be it further resolved: That we praise the countless economic benefits that resulted from the Ellsworth Route of the Chisholm Trail's impact on Kansas; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send an enrolled copy of this resolution to Representative Waymaster.

INTRODUCTION OF GUESTS

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

The Chisholm Trail was not the longest cattle trail but probably became the most famous because of the song *The Old Chisholm Trail*, "Come along boys and listen to my tale, I'll tell you of my troubles on the old Chisholm Trail."

As the longhorns slowly moved from pasture lands near Kingsville, Texas to the railhead in Abilene cowhands passed time by singing songs such as "The Old Chisholm Trail." The drive was slow, allowing the steers to graze along the way. With plenty of time to sing, each cowboy must have added to the song because experts today have found as many as 1,000 verses.

Cattle drives from Texas started as early as 1836 with some ranchers using this method to get their cattle to railheads so they could sell them. During the Civil War, the demand for beef did not lessen and there was no way to get the cattle to the east coast. Throughout most of the Civil War, the Union troops had blocked shipping along the Gulf of Mexico and Mississippi River. Therefore people in the eastern portion of the United States couldn't get the needed beef. During the war, the unattended longhorns had multiplied on the Texas plains. After the war, cattle which sold for \$2 a head in Texas could bring as much as \$40 each in Chicago.

In 1861 Kansas prohibited the driving of cattle from Texas, however, by 1867 the legislature repealed portions of that law to allow cattle to be driven into the state. This allowed cattle to be driven as far north as near the area of present day McPherson and west to Colorado.

An entrepreneur, Joseph McCoy, took advantage of the change in the Kansas law to start campaigning for cattle drives to the small town of Abilene. First McCoy had to convince the Kansas Pacific Railway to build a spur to Abilene to accommodate the shipping of Texas cattle. He then built a hotel, stockyard, office, and bank in the small town. McCoy advertised the availability of the Abilene shipping point throughout Texas. The first cattle drive reached Abilene in August 1867. On September 5, 1867, the first load of cattle were shipped by rail from Kansas.

The trail would eventually be called the Chisholm Trail. Named for Jesse Chisholm. The Chisholm Trail was so named because a portion of it followed Chisholm's trade routes. Chisholm built a number of trading posts in Oklahoma Territory and became known as a trader, guide, and interpreter, but not a cattle drover.

A cattle drive had between 2000-3000 head of cattle with approximately ten cowboys, a chuck wagon cook, and horse wrangler. They would leave Texas in the spring and arrive at the railhead about two months later. Averaging 8-10 miles a day allowed for grazing along the way which could mean an average gain of 80-100 pounds per head by the time the longhorns reached Abilene.

Life of a cowboy was not easy, many problems could occur during the long drive. Cattle had to be driven across rivers and flooded streams, through prairie storms, and even encounters with thieves. Still the profit at the end of the drive was worth more than the problems along the way. In the five years that Abilene was the main Kansas cowtown (1867-1871) more than 3,000,000 head of cattle were shipped East from McCoy's pens.

This did not mark the end of cattle drives to Kansas. Throughout this time the railroad had continued to move west. Ellsworth, which was not on the Chisholm Trail, became the next important shipping point. Ellsworth, like later cowtowns, developed the reputation of a very rough place due to the actions of some of the cowboys after they arrived in the town. Upon receiving their pay for the drive, many would spend their money in the saloons, but just as beneficial to the town was the clothing, boots, and other items they purchased. Due to speculation on imminent railroad construction, the population of Ellsworth boomed to over two thousand by the time it was incorporated in 1867. It has since been said, "Abilene, the first, Dodge City, the last, but Ellsworth the wickedest."

Today, we commemorate the 150th Anniversary of the Ellsworth route of the historic Chisolm Trail. Standing with me are Ron Wilson, Chris Wilson, Dennis Katzenmeier and Dustin Stambaugh.

CONSENT CALENDAR

No objection was made to **HB 2089, HB 2090, HB 2284, HB 2285** appearing on the Consent Calendar for the first day.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2027, AN ACT concerning the Kansas probate code; relating to probate procedures; persons arrested or charged with felonious killing of the decedent; creating a procedure to prevent distribution of assets until resolution of criminal proceedings; amending K.S.A. 59-513 and repealing the existing section, 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: Alcala, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Melton, Meyer, Miller, D., Miller, S., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Roth, Ruiz, L., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Collins, Haskins, Maughan, Miller, V., Robinson, Ruiz, S..

The bill passed.

HB 2125, AN ACT concerning the Kansas state board of cosmetology; relating to powers, duties and functions thereof; requiring certain administrative actions to be in accordance with the Kansas administrative procedure act and reviewable under the Kansas judicial review act; providing for charitable event permits and demonstration permits to provide tattooing, cosmetic tattooing or body piercing services; authorizing cease and desist orders against unlicensed providers of tattooing, cosmetic tattooing or body piercing services; requiring tattoo artists, cosmetic tattoo artists and body piercers to keep case history cards for three years instead of five years; amending K.S.A. 65-1941 and 65-1946 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 114; Nays 5; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Carr, Clifford, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Droge, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Goddard, Goetz, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Johnson, Kessler, Landwehr, Lewis, Martinez, Melton, Meyer, Miller, D., Miller, S., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Roth, Ruiz, L., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Carmichael, Donohoe, Ellis, Gardner, Mason.

Present but not voting: None.

Absent or not voting: Collins, Haskins, Maughan, Miller, V., Robinson, Ruiz, S..

The bill passed, as amended.

HB 2214, AN ACT concerning the department of corrections; relating to facilities; changing the name of the Larned correctional mental health facility to the Larned state correctional facility; removing references to facilities that no longer exist; amending K.S.A. 75-5202 and K.S.A. 2022 Supp. 75-52,167 and repealing the existing sections, 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, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Melton, Meyer, Miller, D., Miller, S., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim,

Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Roth, Ruiz, L., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Collins, Haskins, Maughan, Miller, V., Robinson, Ruiz, S.

The bill passed.

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

COMMITTEE OF THE WHOLE

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

Recommended that:

Roll call was demanded on motion of Rep. Winn to amend **HB 2060**, on page 2, in line 16, by striking "for" and inserting "on the disability categories under the individuals with disabilities education act and the reasons for the increases to the number of students who qualify for services, the statewide assessment criteria and alternate assessment criteria for children with disabilities and"; in line 21, by striking all before the semicolon

On roll call, the vote was: Yeas 37; Nays 81; Present but not voting: 0; Absent or not voting: 7.

Yeas: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haswood, Helgeson, Highberger, Hougland, Hoyer, Martinez, Melton, Meyer, Miller, D., Miller, S., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Penn, Poskin, Probst, Ruiz, L., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu.

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

Present but not voting: None.

Absent or not voting: Collins, Haskins, Maughan, Miller, V., Robinson, Ruiz, S., Seiwert.

The motion of Rep. Winn did not prevail and **HB 2060** be passed.

Committee report to **HB 2234** be adopted; and the bill be passed as amended.

Committee report to **HCR 5004** be adopted; and the concurrent resolution be adopted.

Committee report to **HB 2021** be adopted; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Commerce, Labor and Economic Development** recommends **HB 2275** be passed.

Committee on **Federal and State Affairs** recommends **HCR 5005** be adopted.

Committee on **Federal and State Affairs** recommends **HB 2084** be amended on page 2, in line 16, after the period by inserting "Each kratom product label shall contain the following: WARNING: The U.S. Food and Drug Administration has not approved kratom for medical use. If you are pregnant or nursing a baby, seek the advice of a health care professional before using this product."; in line 18, by striking "18" and inserting "21"; and the bill be passed as amended.

Committee on **General Government Budget** recommends **HB 2305** be amended on page 3, in line 43, by striking "70" and inserting "65"; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2023**, as reported by the House Committee on Judiciary in the Journal of the House on February 6, 2023, be amended on page 1, in line 8, by striking "hospital" and inserting "healthcare facility"; in line 9, by striking "hospital" and inserting "healthcare facility"; in line 10, by striking the first "hospital" and inserting "healthcare facility"; also in line 10, by striking the second "hospital" and inserting "healthcare facility"; in line 11, by striking "hospital" and inserting "healthcare facility"; in line 15, by striking "hospital" and inserting "healthcare facility"; in line 16, by striking "hospital" and inserting "healthcare facility"; in line 19, by striking "hospital" and inserting "healthcare facility"; in line 20, by striking "hospital" and inserting "healthcare facility"; in line 21, by striking "hospital" and inserting "healthcare facility"; in line 24, by striking "hospital" and inserting "healthcare facility"; in line 26, by striking "hospital" and inserting "healthcare facility"; in line 31, by striking "hospital" and inserting "healthcare facility"; in line 32, by striking all after "(2)"; in line 33, by striking all before the period and inserting ""healthcare facility" means any facility or portion thereof operated in whole or in part for the purpose of providing inpatient or outpatient healthcare services by a healthcare provider as defined in K.S.A. 40-3401, and amendments thereto";

On page 7, in line 8, by striking all after "means"; by striking all in lines 9 and 10; in line 11, by striking all before the comma and inserting "the same as defined in K.S.A. 40-3401";

On page 1, in the title, in line 3, by striking "hospital" and inserting "healthcare facility"; and the bill be passed as amended.

Committee on **Taxation** recommends **HB 2041** be passed.

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 bill was introduced and read by title:

HB 2422, AN ACT concerning the state fire marshal; eliminating the statutory qualifications of the chief inspector for boiler safety; amending K.S.A. 44-918 and repealing the existing section, by Committee on Federal and State Affairs.

COMMITTEE ASSIGNMENT CHANGES

Speaker Hawkins announced the appointment of Rep. Hougland to replace Rep. Robinson on Committee on General Government Budget for February 15, 2023.

Also, the appointment of Rep. Xu to replace Rep. Louis Ruiz on Committee on Federal and State Affairs for February 16, 2023.

REPORT ON ENGROSSED BILLS

HB 2125 reported correctly engrossed February 14, 2023.

REPORT ON ENROLLED RESOLUTIONS

HR 6008 reported correctly enrolled and properly signed on February 15, 2023.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Thursday, February 16, 2023.

Journal of the House

TWENTY-EIGHTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, February 16, 2023, 11:00 a.m.

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

The roll was called with 120 members present.

Reps. Probst, Robinson, L. Ruiz, Turk and Winn excused on excused absence by the Speaker.

Present later: Rep. Turk.

Prayer by guest chaplain, Pastor Rob Self, Lakeview Church of the Nazarene, Topeka:

Lord, we thank You for this day,
and all the gifts that have come with being here at this moment.

May we be an example, a leader,
and most of all, united as we come together today
for the needs of Kansas, and those of this nation.

May Your sovereignty be extended in the discussion and debates
that will occur in this House.

Let us be mindful of the needs of others,
as near as our own neighborhoods, those suffering in Ohio,
and as far away as those in the Ukraine.

In Jesus name, amen.

The Pledge of Allegiance was led by Rep. Boyd.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2423, AN ACT concerning civil actions and civil procedure; enacting the act against abusive access litigation; creating a civil action for determining whether litigation that alleges any access violation under the Americans with disabilities act or similar law constitutes abusive litigation and authorizing penalties for such abusive litigation, by Committee on Taxation.

HB 2424, AN ACT concerning taxation; relating to income, privilege and premium tax credits; establishing a refundable income tax credit for direct payments made by employers to student loans on behalf of a qualified employee, by Committee on Taxation.

HB 2425, AN ACT concerning income taxation; relating to credits; establishing a refundable income tax credit for tuition payments made to postsecondary educational institutions, by Committee on Taxation.

HB 2426, AN ACT concerning criminal procedure; relating to grand juries; authorizing appeals from certain decisions related to citizen-initiated grand juries; amending K.S.A. 2022 Supp. 22-3001 and 22-3008 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2427, AN ACT concerning school districts; relating to school sponsored travel and activities; requiring separate overnight accommodations for students of each biological sex, by Committee on Federal and State Affairs.

HB 2428, AN ACT concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; providing for membership affiliation for certain security officers of the department of corrections and certain law enforcement officers and employees of the Kansas department of wildlife and parks; establishing employee and employer contributions, by Committee on Appropriations.

HB 2429, AN ACT concerning abortion; establishing the alternatives to abortion program and the alternatives to abortion public awareness program; providing services that promote childbirth to women facing unplanned pregnancies; promoting public awareness of such services, by Committee on Appropriations.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2418**.

Federal and State Affairs: **HB 2417**, **HB 2422**.

Taxation: **HB 2419**, **HB 2420**, **HB 2421**.

CHANGE OF REFERENCE

Speaker pro tem Carpenter announced the withdrawal of **HB 2168** from Committee on Agriculture and Natural Resources and referral to Committee on Appropriations.

MESSAGES FROM THE SENATE

Announcing passage of **SB 18**, **SB 59**, **SB 73**, **SB 143**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 18, **SB 59**, **SB 73**, **SB 143**.

CONSENT CALENDAR

No objection was made to **HB 2089**, **HB 2090**, **HB 2284**, **HB 2285** appearing on the Consent Calendar for the second day.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2021, AN ACT concerning children and minors; relating to risk and needs assessment for certain children in need of care; allowing for overall case length limit extensions for certain juvenile offenders; requiring the department of corrections to create juvenile justice data systems; increasing use of evidence-based programs account money; authorizing detention sanctions for probation violations; increasing the cumulative detention cap; amending K.S.A. 38-2203, 38-2304, 38-2361, 38-2391, 38-2392, 75-52,162 and 75-52,164 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 85; Nays 35; Present but not voting: 0; Absent or not voting: 5.

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

Nays: Alcala, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Houglan, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Ruiz, S., Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Probst, Robinson, Ruiz, L., Turk, Winn.

The bill passed, as amended.

HB 2060, AN ACT concerning education; relating to special education and related services; establishing the special education and related services funding task force; repealing K.S.A. 72-3441, was considered on final action.

On roll call, the vote was: Yeas 83; Nays 37; Present but not voting: 0; Absent or not voting: 5.

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

Nays: Alcala, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Fairchild, Featherston, Haskins, Haswood, Highberger, Houglan, Hoye, Jacobs, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Ohaebosim, Oropeza, Osman, Ousley, Poetter, Poskin, Rhiley, Ruiz, S., Sawyer, Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Xu.

Present but not voting: None.

Absent or not voting: Probst, Robinson, Ruiz, L., Turk, Winn.

The bill passed.

EXPLANATIONS OF VOTE

MR. SPEAKER: I vote no on **HB 2060**. I always vote against creating new task forces, because I view it as being an expansion of government. There's always some expense involved with creating a new task force, and I believe that the issues that are studied in

the task force could be studied during the regular session. However, I certainly appreciate all the hard work that the representative from Augusta has done on the special education issue. She's worked very hard at providing us with valuable information on the special education issue, and I certainly appreciate that. – BRETT FAIRCHILD, BILL RHILEY, TREVOR JACOBS

MR. SPEAKER: I VOTE NO ON **HB 2060**. The Kansas SPED funding distribution system has been in statute since 1974. Since 1983 there have been 13 LPA reports, at least two independent studies, reviewed in Kansas Supreme Court cases, and the distribution system has never been deemed inadequate, only the level of funding. We do not need another report. We need to fully fund SPED. – JARROD OUSLEY, LINDA FEATHERSTON, MARI-LYNN POSKIN, HEATHER MEYER, LINDSAY VAUGHN, DENNIS "BOOG" HIGHBERGER, ALLISON HOUGLAND, MELISSA OROPEZA, TOBIAS SCHLINGENSIEPEN, VIC MILLER

HB 2234, AN ACT relating to state construction or building improvement projects; increasing the cost threshold for the mandatory convening of a negotiating committee by the secretary of administration or agency head and the selection of architectural, engineering or land surveying services from a list of qualified firms; providing such cost threshold be increased annually based on the percentage increase in the consumer price index; changing the measure of the cost threshold from "total project cost" to "construction cost"; amending K.S.A. 75-1253 and 75-5804 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 116; Nays 4; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Highberger, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter, Poskin, Proctor, Rahjes, Resman, Roth, Ruiz, S., Sanders, Sawyer, Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Woodard, Xu, Younger.

Nays: Helgerson, Hill, Jacobs, Rhiley.

Present but not voting: None.

Absent or not voting: Probst, Robinson, Ruiz, L., Turk, Winn.

The bill passed, as amended.

HCR 5004, A CONCURRENT RESOLUTION urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B.

Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoyer, Humphries, Jacobs, Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter, Poskin, Proctor, Rahjes, Resman, Rhiley, Roth, Ruiz, S., Sanders, Sawyer, Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Woodard, Xu, Younger.

Nays: Helgerson.

Present but not voting: None.

Absent or not voting: Probst, Robinson, Ruiz, L., Turk, Winn.

The resolution was adopted, as amended.

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

COMMITTEE OF THE WHOLE

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

Recommended that **HB 2100, HB 2096, HB 2093, HB 2262** be passed.

On motion of Rep. Owens, **HB 2314** be amended on page 1, in line 26, after "means" by inserting ":

(A)";

Also on page 1, in line 29, after "TikTok" by inserting ";

(B) an application or website that is owned or controlled by ByteDance, Ltd., a subsidiary or a successor company to ByteDance, Ltd. or a company directly or indirectly controlled by ByteDance, Ltd" and the bill be passed as amended.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Croft pursuant to House Rule 2311, **HB 2093, HB 2096, HB 2100, HB 2262** and **HB 2314** were advanced to Final Action on Bills and Concurrent Resolutions.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2100, AN ACT concerning insurance; relating to risk-based capital requirements; updating the version of instructions in effect; amending K.S.A. 2022 Supp. 40-2c01 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B.

Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter, Poskin, Proctor, Rahjes, Resman, Rhiley, Roth, Ruiz, S., Sanders, Sawyer, Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Probst, Robinson, Ruiz, L., Winn.

The bill passed.

HB 2096, AN ACT concerning insurance; relating to premium tax; adjusting the basis upon which certain premium tax calculations are made; requiring such premium taxes to be paid 90 days after each calendar year and basing such premium taxes upon the gross premiums collected for the previous calendar year; amending K.S.A. 12-2624 and 44-588 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter, Poskin, Proctor, Rahjes, Resman, Rhiley, Roth, Ruiz, S., Sanders, Sawyer, Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Probst, Robinson, Ruiz, L., Winn.

The bill passed.

HB 2093, AN ACT concerning insurance; relating to certain group-funded insurance pools; discontinuing payments paid to the group-funded pools fee fund and the group-funded workers' compensation fee fund; transferring such balances and abolishing such funds; establishing the group-funded pools refund fund; refunding the balance thereof and abolishing such fund on July 1, 2024; amending K.S.A. 44-588 and repealing the

existing section; also repealing K.S.A. 12-2623 and 44-587, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter, Poskin, Proctor, Rahjes, Resman, Rhiley, Roth, Ruiz, S., Sanders, Sawyer, Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Woodard, Xu, Younger.

Nays: Carmichael.

Present but not voting: None.

Absent or not voting: Probst, Robinson, Ruiz, L., Winn.

The bill passed.

HB 2314, AN ACT concerning state-issued devices and networks; relating to social media platforms; prohibiting the use of social media platforms of concern on such devices and networks, was considered on final action.

On roll call, the vote was: Yeas 109; Nays 12; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Hawkins, Helgerson, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Humphries, Jacobs, Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Oropeza, Osman, Owens, F. Patton, Penn, Pickert, Poetter, Poskin, Proctor, Rahjes, Resman, Rhiley, Roth, Sanders, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Xu, Younger.

Nays: Blew, Carmichael, Haswood, Highberger, Hoye, Miller, S., Ohaebosim, Ousley, Ruiz, S., Sawyer, Clayton, Woodard.

Present but not voting: None.

Absent or not voting: Probst, Robinson, Ruiz, L., Winn.

The bill passed, as amended.

HB 2262, AN ACT concerning public health; relating to embalmer educational requirements; allowing an individual to complete six months of an embalmer apprenticeship prior to enrolling in a school of mortuary science; amending K.S.A. 65-1701a and 65-1703 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter, Poskin, Proctor, Rahjes, Resman, Rhiley, Roth, Ruiz, S., Sanders, Sawyer, Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Probst, Robinson, Ruiz, L., Winn.

The bill passed.

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture and Natural Resources** recommends **HB 2159**, **HB 2332** be passed.

Committee on **Agriculture and Natural Resources** recommends **HB 2047** be amended on page 1, following line 6, by inserting:

"Section 1. K.S.A. 65-163 is hereby amended to read as follows: 65-163. (a) (1) No person shall operate a public water supply system within the state without a public water supply system permit from the secretary. An application for a public water supply system permit shall be submitted for review and approval prior to construction and shall include:

(A) A copy of the plans and specifications for the construction of the public water supply system or the extension thereof;

(B) a description of the source from which the water supply is to be derived;

(C) the proposed manner of storage, purification or treatment for the supply; and

(D) such other data and information as required by the secretary of health and environment. No source of water supply in substitution for or in addition to the source described in the application or in any subsequent application for which a public water supply system permit is issued shall be used by a public water supply system, nor shall any change be made in the manner of storage, purification or treatment of the water supply without an additional public water supply system permit obtained in a manner similar to that prescribed by this section from the secretary.

(2) Whenever application is made to the secretary for a public water supply system

permit under the provisions of this section, it shall be the duty of the secretary to examine the application without delay and, as soon as possible thereafter, to grant or deny the public water supply system permit subject to any conditions ~~which that~~ may be imposed by the secretary to protect the public health and welfare.

(3) The secretary may adopt rules and regulations establishing a program of annual certification by public water supply systems that have staff qualified to approve the extension of distribution systems or the replacement of segments of distribution systems without the necessity of securing an additional permit for the extension or replacement provided the plans for the extension or replacement are prepared by a professional engineer as defined by K.S.A. 74-7003, and amendments thereto.

(b) (1) Whenever a complaint is made to the secretary by any city of the state, by a local health officer, or by a county or joint board of health concerning the sanitary quality of any water supplied to the public within the county in which the city, local health officer or county or joint board of health is located, the secretary shall investigate the public water supply system about which the complaint is made. Whenever the secretary has reason to believe that a public water supply system within the state is being operated in violation of an applicable state law or an applicable rule and regulation of the secretary, the secretary may investigate the public water supply system.

(2) Whenever an investigation of any public water supply system is undertaken by the secretary, it shall be the duty of the supplier of water under investigation to furnish to the secretary information to determine the sanitary quality of the water supplied to the public and to determine compliance with applicable state laws and rules and regulations. The secretary may issue an order requiring changes in the source or sources of the public water supply system or in the manner of storage, purification or treatment utilized by the public water supply system before delivery to consumers, or distribution facilities, collectively or individually, as may in the secretary's judgment be necessary to safeguard the sanitary quality of the water and bring about compliance with applicable state law and rules and regulations. The supplier of water shall comply with the order of the secretary.

(c) (1) As used in this subsection ~~(c)~~, "municipal water treatment residues" means any solid, semisolid or liquid residue generated during the treatment of water in a public water supply system treatment works.

(2) A public water supply system may place or store municipal water treatment residues resulting from sedimentation, coagulation or softening treatment processes in basins on land under the ownership and control of the public water supply system operator provided that such storage or placement is approved and permitted by the secretary under this section as part of the public water supply system.

(3) The secretary shall adopt uniform and comprehensive rules and regulations for the location, design and operation of such basins. Such rules and regulations shall require permit applications by the public water suppliers for such basins to include a copy of the plans and specifications for the location and construction of each basin, the means of conveyance of the treatment residues to such basins, the content of treatment residues, the proposed method of basin operation and closure, the method of any anticipated expansion and any other data and information required by the secretary.

(4) Whenever complaint is made to the secretary by the mayor of any city of the state, by a local health officer or by a county or joint board of health, or whenever an

investigation is undertaken at the initiative of the secretary, relating to any alleged violation of the provisions of the permit for placement or storage of municipal water treatment residues in such basins, the public water supply system operator shall furnish all information the secretary requires. If the secretary finds that there is any violation of the terms of the permit, that the means of placement and storage exceed the terms of the permit or that any other condition exists by reason of the means of placement and storage that may be detrimental to the health of any inhabitants of the state or to the environment, the secretary shall have the authority to issue an order amending the permit or otherwise requiring the operator to perform remedial measures to curtail or prevent such detrimental conditions.

(d) Orders of the secretary under this section, and hearings thereon, shall be subject to the provisions of the Kansas administrative procedure act. Any action of the secretary pursuant to this section is subject to review in accordance with the Kansas judicial review act. The court on review shall hear the case without delay.

(e) The secretary shall establish by rule and regulation a system of fees for the inspection and regulation of public water supplies. No such fee shall exceed \$.002 per 1,000 gallons of water sold at retail by a public water supply system. All such fees shall be paid quarterly in the manner provided for fees imposed on retail sales by public water supply systems pursuant to K.S.A. 82a-954, and amendments thereto. The secretary shall remit all moneys collected for such fees to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the public water supply fee fund created by K.S.A. 65-163c, and amendments thereto.

(f) There is hereby created an advisory committee to make recommendations regarding:

- (1) Fees to be adopted by the secretary under subsection (e);
- (2) means of strengthening on-site technical assistance to public water supply systems;
- (3) standards for on-site and classroom water treatment operator certification programs;
- (4) other matters concerning public water supplies; and
- (5) to advise the secretary regarding expenditure of moneys in the public water supply fee fund created by K.S.A. 65-163c, and amendments thereto. Such advisory committee shall consist of one member appointed by the secretary to represent the department of health and environment, one member appointed by the director of the Kansas water office to represent such office and two members appointed by the secretary as follows: One from three nominations submitted by the Kansas section of the American waterworks association, and one from three nominations submitted by the Kansas rural water association. Members of the advisory committee shall serve without compensation or reimbursement of expenses. The advisory committee shall meet at least four times each year on call of the secretary or a majority of the members of the committee.";

On page 2, in line 3, after "K.S.A." by inserting "65-163 and"; also in line 3, by striking "is" and inserting "are";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after the semicolon by inserting "relating to water

infrastructure projects; authorizing the secretary of health and environment to adopt rules and regulations for an annual certification program for the replacement of distribution systems segments;"; in line 3, after "K.S.A." by inserting "65-163 and"; in line 4, by striking "section" and inserting "sections"; and the bill be passed as amended.

Committee on **Agriculture and Natural Resources** recommends **HB 2160** be amended on page 1, in line 24, after "bales" by inserting "transported by the producer"; in line 25, by striking "within 150 miles"; in line 31, by striking "a minimum of four feet" and inserting "not less than 12 inches"; and the bill be passed as amended.

Committee on **Corrections and Juvenile Justice** recommends **HB 2329** be passed.

Committee on **Corrections and Juvenile Justice** recommends **HB 2398** be amended on page 2, in line 34, after the period by inserting:

"(2)";

Also on page 2, in line 35, by striking all before the comma and inserting "includes";

On page 4, in line 4, after "include" by inserting ":

(A)";

Also on page 4, in line 6, after "thereto" by inserting "; or

(B) any materials used or intended for use to test a substance for the presence of fentanyl, a fentanyl analog, ketamine or gamma hydroxybutyric acid";

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

On page 1, in the title, in line 3 after the semicolon by inserting "excluding materials used to detect the presence of fentanyl, ketamine or gamma hydroxybutyric acid from the definition of drug paraphernalia;"; and the bill be passed as amended.

Committee on **Education** recommends **HB 2081**, **HB 2238** be passed.

Committee on **Education** recommends **HB 2080** be amended on page 1, in line 17, after "(3)" by inserting "the assessment administered in the virtual setting shall be the same assessment administered to students enrolled in a virtual school but taking the assessment in an in-person setting;

(4)";

Also on page 1, in line 32, after "(b)" by inserting "Any costs incurred by the state department of education in implementing the provisions of this section shall be paid for from the department's funds for administering all statewide assessments.

(c)";

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

Committee on **Energy, Utilities and Telecommunications** recommends **HB 2226** be passed.

Committee on **Federal and State Affairs** recommends **HB 2269** be passed.

Committee on **Financial Institutions and Pensions** recommends **HB 2102** be amended on page 1, in line 12, by striking the first "the"; in line 14, by striking "accrued interest and"; also in line 14, after "costs" by inserting "and excluding accrued interest"; in line 20, after "at" by inserting "a price or"; also in line 20, by striking "reflecting a discount up to 75%" and inserting "not to exceed 79.5%"; in line 21, after "bonds" by inserting ", excluding accrued interest,"; also in line 21, by striking "paying" and inserting "taking into account the payment"; in line 22, by striking "the" and inserting

"of any transaction"; also in line 22, by striking "of" and inserting "in excess of \$500,000 for"; in line 29, by striking "which" and inserting "such"; following line 30, by inserting:

"Sec. 2.

STATE TREASURER

(a) Any unencumbered balance in the 2021K bond repurchase account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided*, That expenditures from the 2021K bond repurchase account shall be made by the above agency for the purpose of paying the costs of purchasing, including transaction costs and excluding accrued interest, some or all of the outstanding portion of the Kansas development finance authority taxable revenue bonds (state of Kansas – KPERS) series 2021K, of any one or more maturity or maturities, in whole or in part for each maturity, pursuant to one or more purchases, tender offers or other transactions by the above agency or the Kansas development finance authority, at the direction of the above agency, at a price or prices not to exceed 79.5% of the principal amount at maturity of such 2021K bonds, excluding accrued interest, after taking into account the payment from such account of any transaction costs in excess of \$500,000 for purchasing such 2021K bonds: *Provided further*, That all such purchases of such 2021K bonds shall be on the terms of and pursuant to all necessary and appropriate agreements by, between or among any of the above agency, the Kansas development finance authority, the department of administration and such other agencies or parties as deemed by the above agency or the Kansas development finance authority to be necessary or appropriate to complete such purchases of such 2021K bonds, and all such 2021K bonds purchased shall be retired by the above agency.";

And by renumbering sections accordingly;

Also on page 1, in the title, in line 1, by striking "year" and inserting "years"; in line 2, after "2023," by inserting "and June 30, 2024,,"; and the bill be passed as amended.

Committee on **Financial Institutions and Pensions** recommends **HB 2197** be amended on page 1, following line 11, by inserting:

"New Section 1. (a) The state treasurer may have non-exclusive authority to market the first-time home buyer savings account program to account holders and financial institutions throughout the state and may report on the marketing initiatives in the state treasurer's office annual report.

(b) This section shall be a part of and supplemental to the first-time home buyer savings account act.";

And by renumbering sections accordingly;

Also on page 1, in the title, in line 2, after the semicolon by inserting "authorizing the state treasurer to market the first-time home buyer savings account program to account holders and financial institutions,"; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **HB 2259** be amended on page 1, in line 23, by striking "physician" and inserting "prescriber"; in line 32, by striking "physician" and inserting "prescriber"; in line 33, by striking "prescribing physicians" and inserting "prescribers";

On page 2, in line 14, by striking "physician" and inserting "prescriber"; in line 19,

by striking "prescribing physician's" and inserting "prescriber's"; in line 26, by striking "physician" and inserting "prescriber"; in line 40, by striking "physician" and inserting "prescriber";

On page 3, following line 4, by inserting:

"(g) As used in this section, "prescriber" means the same as defined in K.S.A. 65-1626, and amendments thereto."; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **HB 2288** be amended on page 1, in line 6, before "Section" by inserting "New";

On page 20, following line 17, by inserting:

"Sec. 2. K.S.A. 2022 Supp. 65-5808 is hereby amended to read as follows: 65-5808. (a) The board may ~~fix~~ set the following fees, and any such fees shall be established by rules and regulations adopted by the board:

- (1) For application for licensure as a professional counselor, not more than \$100;
- (2) for an original license as a professional counselor, not more than \$175;
- (3) for a temporary license as a professional counselor, not more than \$175;
- (4) for renewal for licensure as a professional counselor, not more than \$150;
- (5) for application for licensure as a clinical professional counselor, not more than \$175;

(6) for licensure as a clinical professional counselor, not more than \$175;

(7) for renewal for licensure as a clinical professional counselor, not more than \$175;

(8) for a home-state license with privilege to practice under the counseling compact, not more than \$25 in addition to any other applicable fee;

(9) for late renewal penalty, an amount equal to the fee for renewal of a license;

~~(9)~~(10) for reinstatement of a license, not more than \$175;

~~(10)~~(11) for replacement of a license, not more than \$20;

~~(11)~~(12) for a wallet card license, not more than \$5; and

~~(12)~~(13) for application as a board-approved clinical supervisor, not more than \$50.

(b) Fees paid to the board are not refundable.

Sec. 3. K.S.A. 2022 Supp. 65-5808 is hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, after "privileges" by inserting "; authorizing the behavioral sciences regulatory board to establish a fee for a home-state license with interstate practice privileges; amending K.S.A. 2022 Supp. 65-5808 and repealing the existing section"; and the bill be passed as amended.

Committee on **Insurance** recommends **HB 2094**, **HB 2097**, **HB 2098** be passed.

Committee on **K-12 Education Budget** recommends **HB 2261** be passed.

Committee on **K-12 Education Budget** recommends **HB 2271** be amended on page 1, following line 9, by inserting:

"New Section 1. (a) On or before August 15 of each year, each school district in this state shall establish a link on the school district's website homepage titled "Parent Portal" and shall post and make the following information available on the parent portal:

- (1) The number of nonresident student transfers approved and denied by the board of education of the school district in each grade level pursuant to K.S.A. 72-3123, and

amendments thereto, and whether the denials were based on capacity or pursuant to the policy adopted by the board under K.S.A. 2022 Supp. 72-3126, and amendments thereto;

(2) a copy of each nonacademic test, questionnaire, survey or examination that is required to be posted on the school district's website pursuant to K.S.A. 72-6316, and amendments thereto; and

(3) a list organized by grade level that includes the district-wide curriculum content adopted by the board of education of the school district, including textbooks, required reading books and units of study by theme, chapter or subject matter. Such list shall provide the title, author, publishing company and year of publication for any such textbook or book. A school district shall only be required to post such information once per school year unless the board of education of the school district makes substantial changes to the district's adopted curriculum content during the school year. This paragraph shall not be construed to require posting of teacher lesson plans.

(b) The publication of information and updates to such information on the parent portal shall be an administrative function of the school district and shall not be a duty or obligation imposed upon teachers.";

On page 2, following line 30, by inserting:

"(4) Any child who is experiencing homelessness shall be permitted to enroll in and attend the school district of origin or the school district of residence.";

On page 3, in line 1, after the period by inserting "Prior to making any determination to deem a nonresident student as not in good standing, a district shall consider a student's status as a homeless child and the resulting factors of homelessness on such student's standing."; in line 5, after "families" by inserting "or a child who is experiencing homelessness"; in line 13, after the period by inserting "A school district shall ensure that transportation for nonresident homeless students is provided comparably to that of housed students."; in line 15, after "education" by inserting "the school district's policy adopted pursuant to K.S.A. 2022 Supp. 72-3126, and amendments thereto,"; in line 16, after "board" by inserting "in each grade level"; in line 17, by striking "section 9" and inserting "K.S.A. 2022 Supp. 72-3126"; following line 37, by inserting:

"Sec. 3. K.S.A. 2022 Supp. 72-3126 is hereby amended to read as follows: 72-3126. (a) (1) On or before January 1, 2024, each board of education of a school district shall adopt a policy to determine the number of nonresident students that the school district has the capacity to accept in each grade level for each school of the school district pursuant to K.S.A. 72-3123, and amendments thereto. Such policies shall clearly specify the reasons that the board may use to deny continued enrollment of a nonresident student who is not in good standing. Such reasons for a denial of continued enrollment may include, but shall not be limited to, the nonresident student's record of school absenteeism and repeated suspensions or expulsions.

(2) A school district's policy adopted pursuant to this section shall consider the adverse impact of homelessness on a student's attendance and any resulting suspensions or expulsions before making a determination on the continued enrollment of a student who is homeless. A district shall consider the obstacles a homeless student faces to arrive at school on time or each day due to housing instability, lack of transportation or

lack of other basic resources that can hinder consistent attendance.

(b) Prior to adopting such policy, the board of education shall call and hold a hearing on the proposed policy. The board of education shall provide notice of such hearing, which shall include the time, date and place of the public hearing to be held on the proposed policy. Such notice shall be published at least once each week for two consecutive weeks in a newspaper of general circulation in the school district and shall also be posted on the school district's website.

(c) At such hearing, a representative of the board shall present the board's proposal for the policy and the board shall hear testimony regarding the proposed policy. Following the public hearing, after consideration of the testimony and evidence presented or submitted at such public hearing, the board shall determine whether to adopt or revise the proposed policy at a subsequent public meeting of the board.

(d) The policy adopted pursuant to subsection (a) shall be published on the school district's website.

(e) The provisions of this section shall not apply to any school located on a military installation; as defined in K.S.A. 72-8268, and amendments thereto.

~~(f) This section shall take effect and be in force from and after July 1, 2023;~~

Also on page 3, in line 39, by striking "is" and inserting "and K.S.A. 2022 Supp. 72-3126 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "to"; in line 2, by striking all before the semicolon and inserting "school districts; requiring certain information to be posted on a school district's website"; in line 5, after the semicolon by inserting "requiring consideration of homelessness when determining enrollment status;"; in line 7, after "and" by inserting "K.S.A. 2022 Supp. 72-3126 and"; also in line 7, by striking "section" and inserting "sections"; and the bill be passed as amended.

Committee on **Local Government** recommends **HB 2083** be amended on page 1, in line 18, by striking the second comma and inserting "or"; also in line 18, by striking the third comma; in line 19, by striking all before "of"; also in line 19, after "property" by inserting "or any legal or equitable mortgagee or lienholder with an interest in any vacant property"; in line 20, by striking all after "(1)"; by striking all in lines 21 and 22; in line 23, by striking "(2)"; in line 25, by striking "or"; in line 27, after "means" by inserting "; or

(3) impose any responsibility of property ownership, such as repair, maintenance or security, on a legal or equitable mortgagee or lienholder";

Also on page 1, in line 28, after "Any" by inserting "provision of any"; also in line 28, after "regulation" by inserting "that requires the payment of any tax, fee or other charge that is"; in line 31, by striking all after "vacancy"; in line 32, by striking all before the period;

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

Committee on **Taxation** recommends **HB 2036**, **HB 2135** be passed.

Committee on **Transportation** recommends **HB 2298** be amended on page 1, in line 8, by striking "Johnson" and inserting "Holliday"; and the bill be passed as amended.

REPORT OF STANDING COMMITTEE

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

Request No. 21, by Representative Dodson, congratulating the Manhattan Kansas Football Team and Coaches for being crowned Kansas State Champions for Division 6A;

Request No. 22, by Representative Dodson, honoring the Kyle Family for three generations of exemplary service in Kansas Law Enforcement;

Request No. 23, by Speaker Hawkins, congratulating Helen V. Vought on her 90th birthday, February 25, 2023;

Request No. 24, by Representative Blew, honoring Kraig Westhoff for all his hard work as an educator, finding new exciting ways to make Kansas History interesting got his students;

Request No. 25, by Representative Dodson, congratulating Kansas State University Football Team and Coaches;

Request No. 26, by Representative Pickert, congratulating Bree Gray, 10th Grade Second Place Winner of the Happy Birthday Kansas! Student Photo Contest;

Request No. 27, by Representative White, commending George Michael McCarty for 35 years of service on the Board of Supervisors for Clark County Conservation District;

Request No. 28, by Representative Roth, congratulating Winfield Emergency Management System;

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

On motion of Representative Croft, the committee report was adopted.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Carpenter announced the appointment of Rep. Bergkamp to replace Rep. Borjon on Committee on Commerce, Labor and Economic Development for February 16, 2023.

Also, the appointment of Rep. Hill to replace Rep. Corbet on Committee on Taxation for February 16, 2023.

Also, the appointment of Rep. Awerkamp to replace Rep. Borjon on Committee on Commerce, Labor and Economic Development for February 20, 2023.

Also, the appointment of Rep. Blake Carpenter to replace Rep. Kessler on Committee on Federal and State Affairs for February 21, 2023.

Also, the appointment of Rep. Awerkamp to replace Rep. Kessler on Committee on Commerce, Labor and Economic Development for February 21, 2023.

Also, the appointment of Rep. Haskins to replace Rep. Carlin on Committee on Agriculture and Natural Resources for February 16, 2023.

Also, the appointment of Rep. Ousley to replace Rep. Louis Ruiz on Committee on Education for February 16, 2023.

Also, the appointment of Rep. Winn to replace Rep. Sawyer on Committee on Higher Education Budget for February 17, 2023.

REPORT ON ENGROSSED BILLS

HB 2021, HB 2234 reported correctly engrossed February 15, 2023.

REPORT ON ENGROSSED RESOLUTIONS

HCR 5004 reported correctly engrossed February 15, 2023.

On motion of Rep. Croft the House adjourned pro forma until 8:30 a.m. on Friday, February 17, 2023.

Journal of the House

TWENTY-NINTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, February 17, 2023, 8:30 a.m.

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

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Corrections and Juvenile Justice: **SB 73**.
Education: **HB 2427**.
Financial Institutions and Pensions: **HB 2428**.
Health and Human Services: **HB 2429**.
Insurance: **SB 18**.
Interstate Cooperation: **HB 2426**.
Judiciary: **HB 2423**.
Legislative Modernization: **SB 59**.
Taxation: **HB 2424, HB 2425**.
Transportation: **SB 143**.

CHANGE OF REFERENCE

Speaker Hawkins announced the withdrawal of **HB 2154** from Committee on Energy, Utilities and Telecommunications and referral to Committee on Appropriations.

Also, the withdrawal of **HB 2401** from Committee on Commerce, Labor and Economic Development and referral to Committee on Appropriations.

MESSAGES FROM THE SENATE

Announcing passage of **SB 44, SB 106, SB 116, SB 130**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 44, SB 106, SB 116, SB 130.

REPORTS OF STANDING COMMITTEES

Committee on **Appropriations** recommends **HB 2191** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Child Welfare and Foster Care** recommends **HB 2024** be amended as recommended by the House Committee on Child Welfare and Foster Care as reported in the Journal of the House on February 1, 2023, and the bill, as printed As Amended by House Committee, be further amended on page 1, following line 7, by inserting:

"Section 1. K.S.A. 2022 Supp. 21-5605 is hereby amended to read as follows: 21-5605. (a) Abandonment of a child is leaving a child under the age of 16 years, in a place where such child may suffer because of neglect by the parent, guardian or other person to whom the care and custody of such child shall have been entrusted, when done with intent to abandon such child.

(b) Aggravated abandonment of a child is abandonment of a child, as defined in subsection (a), which results in great bodily harm.

(c) (1) Abandonment of a child is a severity level 8, person felony.

(2) Aggravated abandonment of a child is a severity level 5, person felony.

(d) No parent or other person having lawful custody of an infant shall be prosecuted for a violation of subsection (a), if such parent or person surrenders custody of an infant in the manner provided by K.S.A. 38-2282, and amendments thereto, and if such infant has not suffered great bodily harm.

(e) A person who violates the provisions of this section may also be prosecuted for, convicted of, and punished for any form of battery or homicide.";

On page 3, in line 28, after "is" by inserting "not more than"; also in line 28, by striking "or younger"; in line 29, after "suffered" by inserting "great"; also in line 29, after "harm" by inserting "as determined by a person licensed to practice medicine and surgery, advanced practice registered nurse or licensed physician assistant";

On page 4, in line 11, by striking "been abused or neglected" and inserting "suffered great bodily harm"; in line 34, after "shall" by inserting "report the surrender of the infant to the secretary and"; in line 42, by striking "for action taken pursuant to this section only";

On page 5, in line 5, after the semicolon by inserting "and"; in line 6, by striking all after "old"; by striking all in lines 7 through 9; in line 10, by striking all before the period and inserting "and has not suffered great bodily harm as determined by a person licensed to practice medicine and surgery, advanced practice registered nurse or licensed physician assistant";

On page 6, following line 20, by inserting:

"(1) (1) A facility described in subsection (c)(1)(A) that receives an infant surrendered under this section shall make available, if possible, information to the relinquishing parent, but such parent shall not be required to accept such information.

(2) Such information to be made available shall include:

(A) A notice stating that 60 days after the surrender of the infant to the facility, the secretary shall commence proceedings for termination of parental rights and placement of the infant for adoption;

(B) a list of providers that provide counseling services on grief, pregnancy and adoption or other placement or care regarding an infant;

(C) a copy of this statute, the rights of birth parents, a questionnaire that a birth parent may answer questions about the medical or background information of the child and any information required by subsection (k); and

(D) a brochure on postpartum health.

(3) The form and manner of the information under this subsection shall be

prescribed by the secretary. The secretary shall maintain the questionnaire under paragraph (2)(C) on a public website.

(m) Except as otherwise provided by law, the following individuals shall not disclose any information concerning the relinquishment of the infant and individuals involved in the relinquishment:

- (1) Persons licensed to practice medicine and surgery, advanced practice registered nurse or licensed physician assistant;
- (2) employees of a facility described in subsection (c)(1)(A);
- (3) operators of a newborn safety device; or
- (4) persons employed or involved with any location where an infant may be surrendered under this section.";

Also on page 6, in line 21, before "are" by inserting "and K.S.A. 2022 Supp. 21-5605";

And by renumbering sections accordingly;

On page 1, in the title, in line 4, after the semicolon by inserting "adding the requirement of great bodily harm to the crime of child abandonment to qualify for immunity;"; in line 5, after the second "and" by inserting "K.S.A. 2022 Supp. 21-5605 and"; and the bill be passed as amended.

Committee on **Education** recommends **HB 2138** be amended on page 1, in line 12, after "district" by inserting ", community college, technical college or the Washburn institute of technology"; in line 13, after "students" by inserting "who are enrolled in any of the grades 9 through 12 and"; in line 16, after "district" by inserting ", community college, technical college or the Washburn institute of technology"; in line 17, after "district" by inserting "or college"; in line 23, after "district" by inserting "or college"; in line 26, after "districts" by inserting "and colleges"; in line 34, after "districts" by inserting "and colleges";

On page 2, in line 1, after "district" by inserting "or college"; in line 2, after "district" by inserting "or college"; in line 3, after "district" by inserting "or college"; in line 7, after the period by inserting "Upon receipt of the warrant, the treasurer of the college shall credit the amount thereof to the general fund of the college, except that, of the amount credited to such fund, the college shall expend such moneys first for the cost of assessments for those credentials described in subsection (c)."; in line 8, by striking ", the term" and inserting ":

- (1) "College" means any community college, technical college or the Washburn institute of technology; and
- (2)";

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

On page 1, in the title, in line 4, after "districts" by inserting ", community and technical colleges and the Washburn institute of technology"; also in line 4, after "students" by inserting "enrolled in high school"; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **HB 2340** be amended on page 1, by striking all in lines 21 through 36;

On page 2, by striking all in lines 1 through 13; following line 13, by inserting:

"New Section 1. (a) Within 15 business days after receipt of an application for any license, registration, permit or certificate issued by the behavioral sciences regulatory

board, the board shall notify the applicant whether the board believes that the application is complete. If the application is determined to be incomplete, the board shall notify the applicant of the information needed in order to complete the application. Once the application is determined to be complete, the board shall complete the review of the application and issue a decision thereon within 30 business days.

(b) (1) The behavioral sciences regulatory board shall adopt rules and regulations to establish an expedited application process for any license, registration, permit or certificate issued by the board. Upon request on the application to expedite the processing of such application and payment of the fee, the board shall complete the review of the application and issue a decision thereon within 15 business days.

(2) (A) The board shall set the fee for an expedited application process by adopting rules and regulations. Such fee shall be in addition to any other fee established for the application but shall not exceed \$100. The board shall not charge such fee for an expedited application process to any applicant who is a military servicemember or military spouse.

(B) As used in this paragraph:

(i) "Military servicemember" means a current member of the army, navy, marine corps, air force, coast guard, space force, air or army national guard of any state or any branch of the military reserves of the United States or a former member who separated from service by honorable discharge or general discharge under honorable conditions.

(ii) "Military spouse" means the spouse of an individual who is a current member of the army, navy, marine corps, air force, coast guard, space force, air or army national guard of any state or any branch of the military reserves of the United States.";

On page 7, following line 35, by inserting:

"(j) (1) An individual may apply to the board for a community-based professional counselor license to practice professional counseling in the scope of employment by a community mental health center, as defined in K.S.A. 39-2002, and amendments thereto.

(2) A community-based professional counselor license may be issued by the board after the board reviews and approves the application and the applicant has paid the fee set by the board for issuance of a community-based professional counselor license.

(3) (A) Absent extenuating circumstances approved by the board, a community-based professional counselor license issued by the board shall expire:

(i) Upon the date the board issues or denies a license to practice professional counseling; or

(ii) 24 months after the date of issuance of the community-based professional counselor license.

(B) No community-based professional counselor license shall be renewed or issued again on any subsequent application for the same license level. This paragraph shall not be construed to limit the number of times an applicant may take the examination.

(4) A person practicing professional counseling with a community-based professional counselor license may use the title "licensed professional counselor" or the initials "LPC" independently.

(5) No person may practice professional counseling under a community-based

professional counselor license except under the supervision of a person licensed by the board to practice at the independent level.";

On page 8, in line 11, by striking the comma and inserting "and"; in line 12, by striking "and"; by striking all in lines 13 through 16; in line 17, by striking all before the period;

On page 11, in line 3, after "(10)" by inserting "for a community-based professional counselor license, not more than \$175;

(11)";

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

On page 15, in line 10, by striking "15" and inserting "3"; in line 13, by striking "the"; in line 14, by striking all before "psychopathology"; also in line 14, by striking all after "psychopathology"; by striking all in line 15; in line 16, by striking all before the semicolon; in line 18, after "including" by inserting ", but not limited to,"; in line 19, after "diagnosis" by inserting "or diagnostic impressions"; in line 28, after "contact" by inserting ", including, but not limited to,"; in line 29, after "groups" by inserting "integrating diagnosis or diagnostic impressions and treatment of mental disorders with use of the American psychiatric association's diagnostic and statistical manual";

On page 17, following line 14, by inserting:

"(i) (1) An individual may apply to the board for a community-based social work license to practice social work in the scope of employment by a community mental health center, as defined in K.S.A. 39-2002, and amendments thereto.

(2) A community-based social work license may be issued by the board after the board reviews and approves the application and the applicant has paid the fee set by the board for issuance of a community-based social work license.

(3) (A) Absent extenuating circumstances approved by the board, a community-based social work license issued by the board shall expire:

(i) Upon the date the board issues or denies a license to practice social work; or

(ii) 24 months after the date of issuance of the community-based social work license.

(B) No community-based social work license shall be renewed or issued again on any subsequent application for the same license level. This paragraph shall not be construed to limit the number of times an applicant may take the examination.

(4) A person practicing social work with a community-based social work license may use the title "licensed baccalaureate social worker" or "licensed master social worker" or the initials "LBSW" or "LMSW" independently.

(5) No person may practice social work under a community-based social work license except under the supervision of a person licensed by the board to practice at the independent level.";

On page 21, in line 2, after "(10)" by inserting "Community-based license fee for a baccalaureate social worker, master social worker or social work specialty shall be not more than \$175.

(11)";

Also on page 21, by striking all in lines 11 and 12;

On page 26, following line 28, by inserting:

"(c) (1) An individual may apply to the board for a community-based marriage and family therapist license to practice marriage and family therapy in the scope of

employment by a community mental health center, as defined in K.S.A. 39-2002, and amendments thereto.

(2) A community-based marriage and family therapist license may be issued by the board after the board reviews and approves the application and the applicant has paid the fee set by the board for issuance of a community-based marriage and family therapist license.

(3) (A) Absent extenuating circumstances approved by the board, a community-based marriage and family therapist license issued by the board shall expire:

(i) Upon the date the board issues or denies a license to practice marriage and family therapy; or

(ii) 24 months after the date of issuance of the community-based marriage and family therapist license.

(B) No community-based marriage and family therapist license shall be renewed or issued again on any subsequent application for the same license level. This paragraph shall not be construed to limit the number of times an applicant may take the examination.

(4) A person practicing marriage and family therapy with a community-based marriage and family therapist license may use the title "licensed marriage and family therapist" or the initials "LMFT" independently.

(5) No person may practice marriage and family therapy under a community-based marriage and family therapist license except under the supervision of a person licensed by the board to practice at the independent level.";

On page 29, in line 7, by striking the comma and inserting "and"; in line 8, by striking "and"; by striking all in lines 9 through 12; in line 13, by striking all before the period;

On page 31, in line 5, after "(10)" by inserting "for community-based licensure as a marriage and family therapist, not to exceed \$175;

(11)";

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

On page 40, in line 18, by striking the colon; in line 19, by striking "(1)" and inserting a comma; in line 21, by striking the semicolon; by striking all in lines 22 through 28; in line 29, by striking all before the period;

On page 47, following line 20, by inserting:

"(c) (1) An individual may apply to the board for a community-based psychologist license to practice psychology in the scope of employment by a community mental health center, as defined in K.S.A. 39-2002, and amendments thereto.

(2) A community-based psychologist license may be issued by the board after the board reviews and approves the application and the applicant has paid the fee set by the board for issuance of a community-based psychologist license.

(3) (A) Absent extenuating circumstances approved by the board, a community-based psychologist license issued by the board shall expire:

(i) Upon the date the board issues or denies a license to practice psychology; or

(ii) 24 months after the date of issuance of the community-based psychologist license.

(B) No community-based psychologist license shall be renewed or issued again on any subsequent application for the same license level. This paragraph shall not be

construed to limit the number of times an applicant may take the examination.

(4) A person practicing psychology with a community-based psychologist license may use the title "licensed psychologist" or the initials "LP" independently.

(5) No person may practice psychology under a community-based psychologist license except under the supervision of a person licensed by the board to practice at the independent level.

(6) The board shall adopt rules and regulations to set the fee, if required by the board, for the issuance of a community-based psychologist license in an amount not to exceed \$225.";

On page 49, in line 40, by striking the comma and inserting "and"; in line 41, by striking "and"; by striking all in lines 42 and 43;

On page 50, by striking all in lines 1 and 2; in line 3, by striking all before the period;

On page 56, in line 7, by striking the comma and inserting "and"; in line 8, by striking all after "ethics"; by striking all in lines 9 through 12; in line 13, by striking all before the period;

On page 60, in line 8, by striking "13" and inserting "12"; in line 17, by striking all before "and";

On page 1, in the title, in line 1, by striking all after the semicolon; in line 2, by striking all before "relating" and inserting "requiring the behavioral sciences regulatory board to process applications within a certain time and establish an expedited application process;"; in line 6, by striking all after the semicolon; in line 7, by striking all before "providing"; also in line 7, by striking "additional" and inserting "reduced diagnosis and treatment"; in line 11, after the semicolon by inserting "establishing a community-based license for professional counselors, social workers, marriage and family therapists and psychologists;"; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **HB 2390** be amended on page 2, in line 37, after "agencies" by inserting ", boards"; in line 38, after "agency" by inserting ", board";

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

(J) board of nursing";

Also on page 3, in line 16, by striking "and"; in line 17, after "(9)" by inserting "one member appointed by the secretary of health and environment from a list of up to three nominees submitted by the Kansas hospital association; and

(10)";

On page 4, in line 11, after "legislature," by inserting "house of representatives standing committee on health and human services and senate standing committee on public health and welfare or any successor committees thereto,";

On page 7, following line 10, by inserting:

"(j) Any person who knowingly discloses any information or record made or kept confidential pursuant to the Kansas overdose fatality review board act shall be guilty of a class A nonperson misdemeanor.";

On page 1, in the title, in line 6, after "records;" by inserting "providing criminal penalties for the unauthorized disclosure of such records;"; and the bill be passed as amended.

Committee on **Water** recommends **HB 2279** be amended on page 1, in line 15, by striking all after "prepared"; in line 16, by striking all before the period and inserting "in

accordance with K.S.A. 75-1120a, and amendments thereto"; in line 28, after "conservation" by inserting "and reduced consumptive use"; in line 33, by striking all after "(a)"; by striking all in lines 34 through 36;

On page 2, by striking all in lines 1 through 4; in line 5, by striking "(b)"; in line 6, after "all" by inserting "priority"; in line 8, after the period by inserting "Subject to the approval of the chief engineer, the board of each district may request an extension of up to six months to identify such priority areas of concern upon good cause shown and upon any terms or conditions required by the chief engineer. Priority"; in line 9, by striking ", but are not limited to."; following line 9, by inserting:

- (A) The estimated usable lifetime of groundwater is 50 years or less; or
- (B) an unreasonable deterioration of the quality of groundwater is occurring.
- (2) Priority areas of concern may also include areas where:";

Also on page 2, in line 13, by striking "; or"; in line 14, by striking "is"; in line 15, by striking all before "may"; also in line 15, after "occur" by inserting "; or

(E) other areas identified by the board of a district and approved by the chief engineer.

(3) After the board of each district identifies priority areas of concern, the board shall submit a report to the chief engineer detailing the priority areas of concern, the nature of such concern and how the areas identified and developed";

Also on page 2, in line 16, by striking "(2)" and inserting "(4)"; in line 17, after "each" by inserting "priority"; also in line 17, after "to" by inserting "reasonably"; in line 19, by striking all after "area"; by striking all in line 20; in line 21, by striking all before the period; also in line 21, by striking "incorporated"; in line 22, by striking all before "submitted"; in line 24, after "plan" by inserting ", or any subsequent updates to such action plans as described in subparagraph (C)."; in line 26, after the first "plan" by inserting "and identified priority areas of concern"; also in line 26, by striking "is" and inserting "and priority areas are"; in line 30, after "practicable" by inserting "and incorporate the action plan and priority areas into the district's management program at the next annual review"; in line 31, by striking all after "(C)"; by striking all in lines 32 through 36; in line 37, by striking all before the period and inserting "Every five years, the board of each district shall review the priority areas of concern, any action plans previously adopted and the district at large to identify any new areas that meet the priority area conditions. Upon such review, the board shall update its action plan as necessary and shall submit such findings and any updates to the chief engineer"; in line 38, after "identify" by inserting "priority"; in line 39, by striking "a management program that includes a" and inserting "an action"; in line 40, after the comma by inserting "or subsequent updates to such action plans,"; also in line 40, by striking "adequately" and inserting "reasonably"; in line 41, after "may" by inserting ":

- (1) Designate priority areas of concern in accordance with subsection (a);
- (2) create an action plan in accordance with subsection (a); and
- (3)";

Also on page 2, in line 42, after "take" by inserting "such"; also in line 42, after "actions" by inserting "necessary";

On page 3, in line 1, after "act" by inserting "to carry out the action plan"; in line 4, after the period by inserting "All areas within a local enhanced management area established pursuant to K.S.A. 82a-1041, and amendments thereto, on July 1, 2023, shall be considered to be in compliance with the requirements of this section until the

first action plan review pursuant to subsection (a)(4)(C)."; in line 12, after the period by inserting "The Kansas water authority shall consider the efforts of such agencies to assist the districts when recommending appropriations of the state water plan fund.";

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

Committee on **Water** recommends **HB 2302** be amended on page 2, in line 36, after "by" by inserting "the";

On page 3, in line 1, by striking "to municipalities"; also in line 1, after "for" by inserting "the"; in line 7, after "or" by inserting "special district related to water or the Kansas water office"; in line 9, by striking all after "municipality" and inserting "or special district related to water"; in line 13, by striking "and" and inserting a comma; in line 14, after "districts" by inserting ", groundwater management districts and all special districts related to water"; in line 20, by striking "with greater than 2,000 residents" and inserting "of different populations including the prioritization of small municipalities as required by subsection (b)(2)"; following line 26, by inserting:

"(d) The Kansas water authority shall encourage funding requests from state and local entities that cooperate with qualified nonprofit entities on projects that provide a direct benefit to water quantity and quality, including water infrastructures that are both natural and manmade, and include matching funds from non-state sources.";

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

Also on page 3, in line 42, after "district" by inserting "related to water";

On page 4, in line 11, after "grants" by inserting "from the water projects grant fund. Such rules and regulations shall include any necessary criteria"; also in line 11, after "to" by inserting "the selection of"; following line 34, by inserting:

"(e) The Kansas water office and the department of health and environment shall coordinate the sharing of information regarding applicants for loans from the public water supply loan fund established in K.S.A. 65-163e, and amendments thereto, and the Kansas pollution control revolving fund established in K.S.A. 65-3322, and amendments thereto, and shall take into consideration the approval or likely approval of a grant by the Kansas water office when considering the eligibility of any municipality to receive moneys from such funds."; and the bill be passed as amended.

REPORT ON ENGROSSED BILLS

HB 2314 reported correctly engrossed February 16, 2023.

REPORT ON ENROLLED RESOLUTIONS

HR 6011 reported correctly enrolled and properly signed on February 17, 2023.

On motion of Rep. Croft the House adjourned pro forma until 11:00 a.m. on Monday, February 20, 2023.

Journal of the House

THIRTIETH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, February 20, 2023, 11:00 a.m.

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

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Federal and State Affairs: **SB 116**.

Financial Institutions and Pensions: **SB 44**.

Transportation: **SB 106, SB 130**.

REPORTS OF STANDING COMMITTEES

Committee on **Commerce, Labor and Economic Development** recommends **HB 2292** be amended on page 1, in line 6, by striking "3" and inserting "4"; in line 7, by striking "tax credit"; in line 8, by striking "3" and inserting "4"; in line 10, after "(a)" by inserting "Act" means the Kansas apprenticeship act.

(b) "; in line 12, after "employed" by inserting "in Kansas"; in line 31, after the period by inserting "'Eligible employer" may include, but not be limited to, a for-profit eligible healthcare employer."; following line 31, by inserting:

"(f) "Eligible nonprofit employer" means an organization that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, with a physical location in Kansas and registered, if required by law, with the secretary of state, that employs or supervises the work of an apprentice pursuant to a registered apprenticeship agreement and in accordance with a registered apprenticeship program. "Eligible nonprofit employer" may include, but not be limited to, a nonprofit eligible healthcare employer.

(g) "Eligible healthcare employer" means a hospital, long-term care facility or federally qualified healthcare center with a physical location in Kansas that is engaged in providing healthcare to Kansas residents and that employs or supervises the work of an apprentice pursuant to a registered apprenticeship agreement and in accordance with a registered apprenticeship program.";

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

On page 2, in line 24, by striking all after "least"; in line 25, by striking all before the period and inserting "all or a portion of the probationary period, as defined for that apprenticeship in the registered apprenticeship program standards, work process schedule otherwise known as appendix A or as designated by the secretary, and so employs the apprentice at the time such probationary period is completed. The tax credit

shall be claimed by such eligible employer for the taxable year in which the apprentice completed the probationary period while employed by such eligible employer or the taxable year next succeeding the calendar year in which the apprentice completed the probationary period while employed by such eligible employer, as determined by the secretary and set forth in the agreement with the secretary pursuant to subsection (d). Subsequent credits may be claimed for up to three successive calendar years, or portions thereof, next succeeding the date on which the probationary period of the apprentice was met by any eligible employer who subsequently employs such apprentice in all or a portion of such year. Such credit shall be claimed by the eligible employer for the taxable year in which the apprentice was employed or the taxable year next succeeding the calendar year in which the apprentice was employed as determined by the secretary and set forth in the agreement with the secretary as provided by subsection (d)"; in line 43, after the first "year" by inserting "next";

On page 3, in line 27, after the period by inserting "The tax credit shall be claimed in the taxable year next succeeding the calendar year in which the requirements to claim the credit are met."; in line 35, by striking all after "state."; in line 36, by striking all before "The" and inserting "The aggregate amount of all tax credits for all eligible employers issued pursuant to this section shall not exceed \$7,500,000 each taxable year."; in line 37, by striking "cumulative" and inserting "aggregate"; in line 38, after "section" by inserting "in addition to all grants awarded pursuant to section 4, and amendments thereto,"; also in line 38, by striking "\$7,500,000" by inserting "\$10,000,000";

On page 4, in line 31, by striking "section" and inserting "act"; in line 36, by striking "section" and inserting "act"; in line 41, by striking "section" and inserting "act"; in line 42, after "employers," by inserting "eligible nonprofit employers and eligible healthcare employers"; in line 43, by striking "cumulative";

On page 5, in line 1, after "credits" by inserting "and grants"; also in line 1, by striking "amount" and inserting "amounts"; in line 2, after "employer," by inserting "eligible nonprofit employers and eligible healthcare employers"; in line 5, after "credits" by inserting "and grants"; following line 7, by inserting:

"Sec. 4. (a) There is hereby established the Kansas nonprofit apprenticeship grant program. The secretary is authorized to develop and administer the program to award grants to eligible nonprofit employers and eligible nonprofit healthcare employers that employ an apprentice pursuant to a registered apprenticeship agreement and in accordance with a registered apprenticeship plan for the purpose of covering administrative costs of registered apprenticeship programs, including program development costs, costs of meeting reporting obligations and other administrative costs. To be eligible for such grants, an eligible nonprofit employer or eligible nonprofit healthcare employer shall enter into an agreement with the secretary to employ an apprentice for at least the same period of time as provided under section 3(a)(1) or (b), and amendments thereto, as applicable at the time the apprentice is employed, for an eligible employer to receive a tax credit. As provided for eligible employers by section 3(b), and amendments thereto, the secretary may authorize employment of an apprentice for less than a full year.

(b) Grants shall be awarded by the secretary in an amount of up to \$2,750 per apprenticeship per taxable year, as determined by the secretary and set forth in the agreement pursuant to subsection (d), not to exceed four successive years. Grants shall

be limited to not more than 20 grants per eligible nonprofit employer or per eligible nonprofit healthcare employer per taxable year.

(c) The secretary shall develop application procedures, forms and grant award terms, conditions and criteria in accordance with the purpose of the grant program. The secretary shall consult with appropriate state agencies, institutions, nonprofit organizations and associations, private healthcare associations, nonprofit Kansas healthcare providers and other appropriate entities in developing the grant program and grant award criteria and priorities. Grants shall be awarded pursuant to an agreement with the eligible nonprofit employer or eligible nonprofit healthcare employer upon such terms and conditions as the secretary may require consistent with the purpose of the program. Such terms and conditions may include program development, employment or training goals in addition to specified employment requirements with respect to an apprentice or apprentices.

(d) There is hereby established in the state treasury the Kansas nonprofit apprenticeship grant program fund to be administered by the secretary of commerce. All moneys credited to such fund shall be used to provide grants for the administration of apprenticeship programs by eligible nonprofit employers and eligible nonprofit healthcare employers in the state of Kansas as provided by this section and the administration of such fund. All expenditures from such fund shall be made in accordance with appropriation acts and upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary of commerce or the secretary's designee.

(e) Subject to appropriation acts, on July 1, 2023, and each July 1 thereafter, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$2,500,000 from the state general fund to the Kansas nonprofit apprenticeship grant program fund. Any unexpended balance in such fund at the close of a fiscal year shall remain credited to the fund for use in the succeeding fiscal year, except that the amount of all tax credits issued to all eligible employers pursuant to section 3, and amendments thereto, in addition to the amount of all grants issued pursuant to this section, shall not exceed a total aggregate amount of \$10,000,000 in each taxable year, as provided by section 3(d)(1), and amendments thereto.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "development;" by inserting "enacting the Kansas apprenticeship act;"; also in line 1, after "credit" by inserting "and grant"; in line 2, by striking all after "apprenticeships;"; in line 3, by striking all before the period and inserting "creating the Kansas nonprofit apprenticeship grant program fund"; and the bill be passed as amended.

Committee on **Education** recommends **HB 2322** be passed.

Committee on **Education** recommends **HB 2143** be amended on page 1, in line 6, by striking all after "(a)"; by striking all in lines 7 through 36;

By striking all on page 2;

On page 3, by striking all in lines 1 through 18; in line 19, by striking "(g)"; also in line 19, by striking "pursuant to this section" and inserting "alleging bullying"; in line 22, by striking "designated"; in line 24, by striking "designated"; in line 26, by striking "designated"; in line 31, before "Any" by inserting "(b)"; in line 33, after "promptly" by inserting "notify the board of education of the district of such request. The board of

education may conduct its own review or direct the initiation of an independent review.

(c) Upon direction by the board of education or, after completion of such board's review, upon renewal of such request by the person who originally requested an independent review, the superintendent shall promptly"; in line 34, by striking "designated"; in line 39, by striking "designated"; by striking all in lines 40 through 43;

By striking all on page 4;

On page 5, by striking all in lines 1 through 12; in line 14, before "As" by inserting "(a)"; also in line 14, by striking "sections" and inserting "section"; also in line 14, by striking "through 8"; in line 16, by striking "(a)" and inserting "(1)"; in line 17, by striking "(1)" and inserting "(A)"; in line 24, by striking "(A)" and inserting "(i)";

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

On page 6, following line 23, by inserting:

"(b) The board of education of each school district shall adopt a policy to prohibit bullying either by any student, staff member or parent toward a student or by a student, staff member or parent toward a staff member on or while utilizing school property, in a school vehicle or at a school-sponsored activity or event. Such policy shall include procedures for an independent review of school administrator determinations in accordance with section 1, and amendments thereto.

(c) The board of education of each school district shall adopt and implement a plan to address bullying either by any student, staff member or parent toward a student or by a student, staff member or parent toward a staff member on school property, in a school vehicle or at a school-sponsored activity or event. Such plan shall include provisions for the training and education for staff members and students.

(d) The board of education of each school district may adopt additional policies relating to bullying pursuant to K.S.A. 72-1138(e), and amendments thereto.

(e) Nothing in this section shall be construed to limit or supersede or in any manner affect or diminish the requirements of compliance by a staff member with the provisions of K.S.A. 38-2223 or 38-2226, and amendments thereto.";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after "of" by inserting "an independent review process as part of the district's"; and the bill be passed as amended.

Committee on **Education** recommends **HB 2236** be amended on page 1, in line 12, by striking "harms the student" and inserting "is not included in the approved district curriculum or state educational standards";

Also on page 1, in the title, in line 3, by striking "harmful or inappropriate"; in line 4, after "activities" by inserting "that are not included in approved curriculum or standards or impair a parent's beliefs, values or principles"; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2215** be amended on page 2, in line 32, by striking all after "means"; by striking all in lines 33 through 35; in line 36, by striking all before the period and inserting ":

(1) Synthetic urine or a substance designed to be added to human urine, hair or oral fluid that was designed for use and is used to defraud an alcohol or drug screening test; or

(2) human urine of another person that is used for the purpose of defrauding an alcohol or drug screening test"; and the bill be passed as amended.

Committee on **Legislative Modernization** recommends **SB 11** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Taxation** recommends **HB 2109** be amended on page 8, in line 22, after the comma by inserting "and ending before January 1, 2026,"; in line 27, by striking all after "(B)"; by striking all in lines 28 through 40 and inserting "For the taxable year beginning after December 31, 2022, and ending before January 1, 2024, a portion of amounts received as benefits under the federal social security act that are included in federal adjusted gross income of a taxpayer with federal adjusted gross income greater than \$75,000 and less than \$125,000, whether that taxpayer's filing status is single, head of household, married filing separate or married filing jointly, calculated as follows:

(1) Subtract an amount equal to the federal adjusted gross income of that taxpayer from 125,000 (the result must be greater than zero);

(2) divide the result of subparagraph (B)(1) by 50,000; and

(3) multiply the result of subparagraph (B)(2) by the amount in dollars received as benefits under the federal social security act that are included in federal adjusted gross income of that taxpayer to determine the modification pursuant to this subparagraph.

(C) For the taxable year beginning after December 31, 2023, and ending before January 1, 2025, a portion of amounts received as benefits under the federal social security act that are included in federal adjusted gross income of a taxpayer with federal adjusted gross income greater than \$75,000 and less than \$175,000, whether that taxpayer's filing status is single, head of household, married filing separate or married filing jointly, calculated as follows:

(1) Subtract an amount equal to the federal adjusted gross income of that taxpayer from 175,000 (the result must be greater than zero);

(2) divide the result of subparagraph (C)(1) by 100,000; and

(3) multiply the result of subparagraph (C)(2) by the amount in dollars received as benefits under the federal social security act that are included in federal adjusted gross income of that taxpayer to determine the modification pursuant to this subparagraph.

(D) For the taxable year beginning after December 31, 2024, and ending before January 1, 2026, a portion of amounts received as benefits under the federal social security act that are included in federal adjusted gross income of a taxpayer with federal adjusted gross income greater than \$75,000 and less than \$275,000, whether that taxpayer's filing status is single, head of household, married filing separate or married filing jointly, calculated as follows:

(1) Subtract an amount equal to the federal adjusted gross income of that taxpayer from 275,000 (the result must be greater than zero);

(2) divide the result of subparagraph (D)(1) by 200,000; and

(3) multiply the result of subparagraph (D)(2) by the amount in dollars received as benefits under the federal social security act that are included in federal adjusted gross income of that taxpayer to determine the modification pursuant to this subparagraph.

(E) For all taxable years beginning after December 31, 2025, amounts received as benefits under the federal social security act that are included in federal adjusted gross income of a taxpayer.":

On page 1, in the title, in line 3, after "income;" by inserting "providing that all social security benefits qualify for the subtraction modification commencing in tax year

2026;"; and the bill be passed as amended.

Committee on **Taxation** recommends **HB 2176** be amended on page 5, following line 17, by inserting:

"New Sec. 9. When used in this act and unless otherwise specifically provided therein:

(a) "Board of education" means the board of education of unified school district No. 463;

(b) "city" means the city of Udall, Kansas;

(c) "county" means Cowley county;

(d) "library" means a library that serves the general public and is supported in whole or in part with tax moneys and shall be called the Udall area public district library;

(e) "library district" means all territory located within the boundaries of unified school district No. 463; and

(f) "library district board" means the library district board of trustees appointed pursuant to the provisions of this act.

New Sec. 10. (a) The board of trustees of the Udall public library may adopt a resolution proposing to create a library district and stating the proposed tax levy amount for the library district. Copies of the resolutions shall be filed with the county election officer, who shall call and hold an election thereon. Such election shall be called and held in the manner provided by the general bond law.

(b) If a majority of the qualified electors of the proposed library district vote in favor of the proposition:

(1) A library district shall be established and maintained, and a library district board shall be appointed as provided in this act;

(2) all contracts entered into by Udall public library shall be binding on the library district board appointed pursuant to section 11, and amendments thereto; and

(3) all outstanding bonds, debts and other obligations of the Udall public library shall become an obligation of the Udall area library district, except that all bonds and debts relating to the ownership or improvement of the real property on which the Udall public library operates shall remain an obligation of the city of Udall, Kansas.

New Sec. 11. (a) Any library district created pursuant to the provisions of this act shall be governed by a board of trustees. The board shall consist of seven members. Four members shall be appointed by the governing body of the city of Udall with one such member residing outside the city. Three members shall be appointed by the board of education and shall reside outside the city of Udall.

(b) Members of the board of directors of the Udall public library serving prior to the election creating the library district shall remain on the board until the expiration of the term for which the member was originally appointed. Such members shall be eligible for reappointment.

(c) Members of the library district board shall be appointed for a term of four years

and until their successors are appointed and qualified. No person who has been appointed for two consecutive four-year terms to the library board shall be eligible for further appointment to the library board until one year after the expiration of the second term. Vacancies on the library district board shall be filled by appointment for the unexpired term.

(d) Members of the library district board shall receive no compensation but shall be paid their actual and necessary expenses in attending meetings and in carrying out their duties as members of the board.

New Sec. 12. (a) Each year, the members of a library district board shall meet and organize by the election of a chairperson, a secretary, a treasurer and such other officers as they may deem necessary. The board shall fix the date and place of its regular meetings, and special meetings may be called by the chairperson or upon written request of a majority of the members. Written notice, stating the time and place of any special meeting and the purpose for which called, unless waived, shall be given to each member of the board at least two days in advance of such meeting, and no business other than business stated in the notice shall be transacted at such meeting.

(b) The treasurer of the library district board shall give bond in an amount fixed by the library district board and approved by the board of education. The bond shall be filed with the county clerk.

(c) The county treasurer shall pay over to the treasurer of the library district board all funds collected for the maintenance and support of the library district, and the treasurer of the library district board shall pay out the funds on orders of the board signed by the secretary and chairperson. Such treasurer shall keep an accurate record of all moneys received and disbursed and make a report to the library board monthly, or as often as the board requires.

New Sec. 13. The library shall be free for the use of the residents of the library district, subject to reasonable rules and regulations as the library district board may adopt. The library board may exclude from the use of the library any and all persons who shall willfully violate such rules. The library board may extend the use and privilege of such library to nonresidents of the district, charge nonresidents a reasonable fee and make exchanges of books with any other library upon such terms and conditions as the library district board may prescribe.

New Sec. 14. The library district board shall constitute a body corporate and politic, possessing the usual powers of a corporation for public purposes and may contract, sue and be sued and acquire, hold and convey real and personal property in accordance with law. Further, the board shall have the power to:

- (a) Make and adopt rules and regulations for the administration of the library;
- (b) purchase or lease a site or sites and to lease or to erect a building or buildings for the use of the library;
- (c) acquire by purchase, gift or exchange any books, magazines, papers, printed materials, slides, pictures, films, projection equipment, phonograph records and other material and equipment deemed necessary by the board for the maintenance and extension of modern library services;

(d) employ a librarian and such other employees as the board deems necessary, to remove such employees and to fix their compensation;

(e) establish and maintain a library or libraries and traveling library services within the district or within any other municipality with which service contract arrangements have been made;

(f) contract with other libraries or with the governing body of a municipality for the furnishing of library services to the inhabitants of such municipality to the extent and upon such terms as may be agreed upon and to contract with any school board to furnish library services to any school library or to use the library facilities of the public school to supplement the facilities of the public library;

(g) receive, accept and administer any moneys appropriated or granted to it by the state or the federal government or any agency or subdivision thereof for the purpose of aiding or providing library services;

(h) receive and accept any gift or donation to the library and administer the same in accordance with any provisions thereof. If no provisions are specified, the board shall have the power to hold, invest or re-invest the gift and any dividends, interest, rent or income derived from the gift in the manner the board deems will best serve the interests of the library;

(i) receive and accept any grant, gift, donation or appropriated or other funds from the United States government, or its agencies, or any other source whatsoever for the purposes of the library district established under this act;

(j) make annual reports to the state librarian and the governing body of the board of education each year for the preceding calendar year showing receipts and disbursements from all funds under its control and showing such statistical information relating to library materials acquired and on hand, number of library users, library services available and other information of general interest as the governing body requires; and

(k) place moneys received from sources other than a tax levy for library purposes in a separate fund or funds or in the fund to which the tax levy moneys are credited, unless the grantor or donor directs how and for what purpose the money shall be handled and spent.

New Sec. 15. (a) The library district board shall prepare an annual budget for the maintenance, support and operation of the library. Prior to the certification of its budget to the board of education, the library board shall meet for the purpose of answering and hearing objections of taxpayers relating to the proposed budget and for the purpose of considering amendments to such proposed budget. The library board shall give at least 10 days' notice of the time and place of the meeting by publication in a weekly or daily newspaper having general circulation in the taxing district. Such notice shall include the proposed budget and shall set out all essential items in the budget. The public hearing required to be held shall be held not less than 10 days prior to the date on which the library board is required to certify its budget to the board of education. After such hearing, the budget shall be adopted or amended and adopted by the library board by passage of a resolution. A copy of the budget shall be filed with the clerk of the board of education and the Cowley county clerk.

(b) Any resolution adopted under subsection (a) shall state the total amount of the tax to be levied for the library district by the board of education. The resolution shall be published once each week for two consecutive weeks in the official newspaper of the taxing district. Such tax levy shall be levied on behalf of the library district by the board of education.

(c) Such tax levy amount may be levied in each successive budget year unless a petition requesting an election upon the proposition to increase the tax levy in excess of the current tax levy, signed by at least 5% of the qualified voters of the taxing district, is filed with the county election officer within 30 days following the date of the last publication of the resolution. In the event a valid petition is filed, no such increased levy shall be made without such proposition having been submitted to and approved by a majority of the voters of the taxing district voting at an election.

(d) Any such election shall be called and held in the manner provided by the general bond law, and the cost of the election shall be paid by the library district board. Such taxes shall be levied and collected in like manner as other taxes, and the board of education shall certify such levy to the county clerk, who is hereby authorized to levy tax on behalf of the library district.

(e) The tax levy provided in this section shall not be considered to be a tax levy of the board of education.

(f) All financial records of the library board shall be audited as provided in K.S.A. 75-1122, and amendments thereto, and a copy of such annual audit report shall be filed with the board of education and with the Cowley county clerk. The cost of each audit shall be paid by the library district board.

(g) Notwithstanding any other provision of law, upon the date the tax levy provided for in this act takes effect, no tax levy on land within the library district created by this act shall be imposed, required or collected to support a regional system of cooperating libraries.

New Sec. 16. Sections 9 through 16, and amendments thereto, shall be known and may be cited as the Udall area public library district act.";

Also on page 5, in line 28, after "(4)" by inserting "libraries operating under the provisions of sections 9 through 16, and amendments thereto;

(5)";

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

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "ACT" by inserting "concerning library districts"; also in line 1, after "act" by inserting "and the Udall area public library district act"; and the bill be passed as amended.

Committee on **Transportation** recommends **HB 2335** be amended on page 2, in line 7, after "service" by inserting "improvement"; in line 10, after "(1)" by inserting "(A)"; in line 11, by striking "(A)" and inserting "(i)"; in line 12, after "board-certificated" by inserting "class II or class III"; also in line 12, before the semicolon by inserting "as defined in 49 C.F.R. § 1201.1-1(a), as in effect on July 1, 2023"; in line 15, after the semicolon by inserting "or"; by striking all in lines 16 and 17; in line 18, after "track"

by inserting ", as defined in 49 C.F.R. § 218.93, as in effect on July 1, 2023,"; in line 19, by striking "; and" and inserting ".

(B) "Qualified entity" does not include a class I railroad as defined in 49 C.F.R. § 1201.1-1(a), as in effect on July 1, 2023.";

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

Committee on **Transportation** recommends **HB 2346** be amended on page 1, in line 5, before "Section" by inserting "New"; in line 13, by striking "training"; in line 16, by striking "training"; in line 17, by striking "training"; in line 19, by striking all after "the"; in line 20, by striking all before the period and inserting "Kansas chapter of concerns of police survivors (COPS), inc";

On page 2, in line 2, by striking "training"; in line 4, by striking "training"; in line 8, after "(g)" by inserting "The Kansas chapter of concerns of police survivors (COPS), inc. shall provide to all county treasurers an electronic mail address where applicants can contact the Kansas chapter of concerns of police survivors (COPS), inc. for information concerning the application process or the status of such applicant's license plate application.

(h)";

Also on page 2, in line 15, by striking "training"; in line 16, after "the" by inserting "Kansas chapter of concerns of police survivors (COPS), inc. and the"; by striking all in lines 17 through 24; in line 25, by striking all before the period and inserting:

"(j) The collection and remittance of annual law enforcement support fee payments by the county treasurer shall be subject to the provisions of K.S.A. 8-1,141(h), and amendments thereto, except that payments from the back the blue royalty fund shall be made on a monthly basis to the Kansas chapter of concerns of police survivors (COPS), inc";

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

Also on page 2, following line 25, by inserting:

"Sec. 2. K.S.A. 8-1,141 is hereby amended to read as follows: 8-1,141. (a) Any new distinctive license plate authorized for issuance on and after July 1, 1994, shall be subject to the personalized license plate fee prescribed by K.S.A. 8-132(c), and amendments thereto. This section shall not apply to any distinctive license plate authorized prior to July 1, 1994.

(b) The director of vehicles shall not issue any new distinctive license plate unless there is a guarantee of an initial issuance of at least 250 license plates.

(c) The provisions of this section shall not apply to distinctive license plates issued under the provisions of ~~K.S.A. 8-1,145, and amendments thereto, or K.S.A. 8-177d, 8-1,145,~~ 8-1,163, 8-1,166, 8-1,185, 8-1,186, 8-1,187, 8-1,188, 8-1,194, 8-1,195, 8-1,196, 8-1,197, 8-1,198, 8-1,199, 8-1,204 or 8-1,205, and amendments thereto.

(d) The provisions of subsection (a) shall not apply to distinctive license plates issued under the provisions of ~~K.S.A. 8-1,146 or 8-1,148, and amendments thereto, or K.S.A. 8-1,146, 8-1,148,~~ 8-1,153, 8-1,158 or 8-1,161, and amendments thereto.

(e) The provisions of subsection (f) shall not apply to distinctive license plates issued under the provisions of ~~K.S.A. 8-1,160 and,~~ 8-1,183 ~~and section 1,~~ and amendments thereto, except that the division shall delay the manufacturing and issuance of such distinctive license plate until the division has received not fewer than 100 orders

for such plate, including payment of the personalized license plate fee required under subsection (a). Upon certification by the director of vehicles to the director of accounts and reports that not less than 100 paid orders for such plate have been received, the director of accounts and reports shall transfer \$4,000 from the state highway fund to the distinctive license plate fund.

(f) (1) Any person or organization sponsoring any distinctive license plate authorized by the legislature shall submit to the division of vehicles a nonrefundable amount not to exceed \$5,000, to defray the division's cost for developing such distinctive license plate.

(2) All moneys received under this subsection shall be remitted by the secretary of revenue to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the distinctive license plate fund which is hereby created in the state treasury. All moneys credited to the distinctive license plate fund shall be used by the department of revenue only for the purpose associated with the development of distinctive license plates. All expenditures from the distinctive license plate application fee fund shall be made in accordance with appropriation acts, upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary of the department of revenue.

(g) The director of vehicles shall discontinue the issuance of any distinctive license plate if:

(1) Fewer than 250 plates, including annual renewals, are issued for that distinctive license plate by the end of the second year of sales; and

(2) fewer than 125 license plates, including annual renewals, are issued for that distinctive license plate during any subsequent two-year period.

(h) An application for any distinctive license plate issued and the corresponding royalty fee may be collected either by the county treasurer or the entity benefiting from the issuance of the distinctive license plate. Annual royalty payments collected by the county treasurers shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance the state treasurer shall deposit the entire amount in the state treasury to the credit of a segregated royalty fund which shall be administered by the state treasurer. All expenditures from the royalty fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the state treasurer or the state treasurer's designee. Payments from the royalty fund shall be made to the entity benefiting from the issuance of the distinctive license plate on a monthly basis.

(i) Notwithstanding any other provision of law, for any distinctive license plate, the division shall produce such distinctive license plate for a motorcycle upon request to the division by the organization sponsoring the distinctive license plate.

(j) In addition to any residency requirements for all distinctive license plates, any person not a resident of Kansas, serving as a member of the armed forces stationed in this state shall be eligible to apply for any distinctive license plate as if the individual was a resident of this state. Such person shall be eligible to renew the distinctive license plate registration as long as the person is still stationed in this state at the time the registration is renewed.

Sec. 3. K.S.A. 8-1,141 is hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after "plate" by inserting "; amending K.S.A. 8-1,141 and repealing the existing section"; and the bill be passed as amended.

Committee on **Veterans and Military** recommends **HB 2378, SB 39** be passed.

Committee on **Welfare Reform** recommends **HB 2140** be amended on page 8, in line 32, by striking "59" and inserting "49"; in line 34, by striking "59" and inserting "49";

On page 9, in line 12, by striking "59" and inserting "49"; by striking all in line 13; in line 14, after "(ii)" by inserting "work registrants aged 50 through 59 without dependents not exempt under 7 U.S.C. § 2015(d)(2); and

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

Committee on **Welfare Reform** recommends **HB 2141** be amended on page 5, in line 37, by striking all after "(B)"; by striking all in lines 38 and 39; in line 40, by striking all before the period and inserting "The secretary shall review child support compliance of a custodial or non-custodial parent:

(i) Upon application for food assistance;

(ii) when the secretary renews or redetermines a custodial or non-custodial parent's eligibility for food assistance; and

(iii) any time the secretary has reason to review compliance.

(C) A custodial or non-custodial parent shall be disqualified from participating in the food assistance program when the custodial or non-custodial parent is delinquent in making any payment due under a court order for the support of a child in accordance with the provisions of 7 C.F.R. § 273.11(q).

(D) A disqualification under subparagraph (C) shall not apply if:

(i) A court is allowing the custodial or non-custodial parent to delay payment;

(ii) the custodial or non-custodial parent is complying with a payment plan approved by a court or the secretary; or

(iii) the secretary determines the custodial or non-custodial parent has good cause for not complying with child support"; and the bill be passed as amended.

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 2430, AN ACT concerning state agencies; relating to funds used to support unboxed individuals; providing requirements for the use of funds; requiring state agencies to provide funds for local subdivisions; creating the crime of unauthorized use of state lands and providing penalties therefor; restricting local subdivisions from adopting certain policies; enacting the safe cities act, by Committee on Federal and State Affairs.

HB 2431, AN ACT concerning alcoholic liquor; relating to public waters; allowing vessels that operate upon the Perry reservoir to be licensed as clubs or drinking establishments notwithstanding any zoning regulation or other regulation of any city, township or county; amending K.S.A. 41-2601, 41-2612 and 41-2702 and K.S.A. 2022 Supp. 41-719 and 41-2608 and repealing the existing sections, by Committee on Federal and State Affairs.

COMMITTEE ASSIGNMENT CHANGES

Speaker Hawkins announced the appointment of Rep. Winn to replace Rep. Sawyer Clayton on Committee on Commerce, Labor and Economic Development for February 20, 2023.

Also, the appointment of Rep. Dennis Miller to replace Rep. Alcala on Committee on Agriculture and Natural Resources Budget for February 20, 2023.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Tuesday, February 21, 2023.

Journal of the House

THIRTY-FIRST DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, February 21, 2023, 11:00 a.m.

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

The roll was called with 123 members present.

Rep. Owens was excused on verified illness.

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

Prayer by guest chaplain, Representative Schlingensiepen:

In the Gospel of Matthew, in chapter 5, verses 13-16, Jesus says:

“You are the salt of the earth; but if salt has lost its taste,
how can its saltiness be restored? It is no longer good for anything,
but is thrown out and trampled underfoot.

“You are the light of the world. A city built on a hill cannot be hid. No one after lighting a lamp puts it under the bushel basket, but on the lampstand, and it gives light to all in the house. In the same way, let your light shine before others, so that they may see your good works and give glory to your Father in heaven.”

Pray with me, please...

Through Jesus, O God, you tell us we ARE - NOT that we should be - “the salt of the earth” and “the light of the world.” You tell us we ARE, present tense. We tend to take salt and light for granted, and yet both play a valuable role in our lives. Doesn’t salt bring out the flavor of food, and light help us to see more clearly? If we ARE salt and light, then surely You mean for us to bring flavor to the places of dullness and light to the lairs of despair.

And you don’t ask us to be salt and light for ourselves alone but for the world in its entirety, for others who need to taste and see, as much as we do, the many gifts of grace we receive daily from your hand.

Too often, however, we prefer to forego our saltiness and our luminescence in favor of being agents of the dull and the dark. In doing so, we rob others of the flavor and illumination of the blessing you have bestowed upon all creatures great and small by the mere fact of your having called us all into being.

In this place and in this moment, remove any bushel baskets of self-indulgent dullness and darkness from among us, so that we may think and act flavorably and illuminatingly on behalf of those who desperately need both to live truly and happily. May we thus be agents of your glory.

O Creator, Redeemer, and Sustainer of us all, for the sake of our neighbors and for ourselves, and for your sake, too, make us salty and lit. Amen.

The Pledge of Allegiance was led by Rep. Proctor.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2432, AN ACT concerning postsecondary education; relating to tuition; providing for the waiver of tuition for certain children of qualifying public school teachers; deeming certain children of qualifying public school teachers as residents for tuition purposes; amending K.S.A. 76-729 and repealing the existing section, by Committee on Appropriations.

HB 2433, AN ACT concerning income taxation; relating to the determination of Kansas adjusted gross income; allowing a taxpayer to elect the taxable year in which a subtraction modification for contributions to a qualified tuition program would be applied; amending K.S.A. 2022 Supp. 79-32,117 and repealing the existing section, by Committee on Taxation.

HB 2434, AN ACT concerning parimutuel wagering; relating to historical horse races; crediting tax revenue generated to the horse breeding development fund and the horse fair racing benefit fund; amending K.S.A. 2022 Supp. 74-8823 and repealing the existing section, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Federal and State Affairs: **HB 2431**.

Welfare Reform: **HB 2430**.

CHANGE OF REFERENCE

Speaker pro tem Carpenter announced the withdrawal of **HB 2380** from Committee on Judiciary and referral to Committee on Appropriations.

CONSENT CALENDAR

No objection was made to **HB 2191**, **SB 11** appearing on the Consent Calendar for the first day.

No objection was made to **HB 2089**, **HB 2090**, **HB 2284**, **HB 2285** appearing on the Consent Calendar for the third day. The bills were advanced to Final Action on Bills and Concurrent Resolutions.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2089, AN ACT concerning insurance; relating to prepaid service plans; certificates of registration; discontinuing annual registration fees for such plans; modifying the requirement to report individuals who solicit memberships on behalf of such plans from semi-annually to annually and upon application for registration; amending K.S.A. 40-4209 and repealing the existing section; also repealing K.S.A. 40-4203, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild,

Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Kessler, Owens.

The bill passed.

HB 2090, AN ACT concerning insurance; relating to the uniform insurance agents licensure act; public adjusters licensing act; authorizing the commissioner of insurance to set the amount of certain fees; requiring information obtained from background checks, fingerprinting and criminal history records checks be used solely for the purpose of verifying the identification of an applicant and the fitness of an applicant to be issued a license as an insurance agent; amending K.S.A. 40-4905, 40-4906 and 40-5505 and repealing the existing sections, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Kessler, Owens.

The bill passed.

HB 2284, AN ACT concerning insurance; pertaining to the continuation of firefighter health insurance; adding fire districts to the definition of "municipality" for purposes of the payment of COBRA premiums under certain circumstances; amending K.S.A. 40-1709 and repealing the existing section, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Kessler, Owens.

The bill passed.

HB 2285, AN ACT concerning insurance; relating to insurance law; updating certain statutory references contained therein; amending K.S.A. 40-201, 40-216, 40-241 and 40-955 and repealing the existing sections, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Kessler, Owens.

The bill passed.

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

COMMITTEE OF THE WHOLE

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

Recommended that: **HB 2082, HB 2094, HB 2097, HB 2098** be passed.

Committee report to **HB 2024** be adopted; and the bill be passed as amended.

Committee report to **HB 2160** be adopted; and the bill be passed as amended.

Committee report to **HB 2092** be adopted; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture and Natural Resources** recommends **HB 2331** be passed.

Committee on **Child Welfare and Foster Care** recommends **HB 2299** be amended on page 1, following line 7, by inserting:

"Section 1. K.S.A. 38-2203 is hereby amended to read as follows: 38-2203. (a) Proceedings concerning any child who may be a child in need of care shall be governed by this code, except in those instances when the court knows or has reason to know that an Indian child is involved in the proceeding, in which case, the Indian child welfare act of 1978, 25 U.S.C. § 1901 et seq., applies. The Indian child welfare act may apply to: The filing to initiate a child in need of care proceeding, K.S.A. 38-2234, and amendments thereto; ex parte custody orders, K.S.A. 38-2242, and amendments thereto; temporary custody hearing, K.S.A. 38-2243, and amendments thereto; adjudication, K.S.A. 38-2247, and amendments thereto; burden of proof, K.S.A. 38-2250, and amendments thereto; disposition, K.S.A. 38-2255, and amendments thereto; permanency hearings, K.S.A. 38-2264, and amendments thereto; termination of parental rights, K.S.A. 38-2267, 38-2268 and 38-2269, and amendments thereto; establishment of permanent custodianship, K.S.A. 38-2268 and 38-2272, and amendments thereto; orders granting custody for adoption, K.S.A. 38-2270, and amendments thereto; the placement of a child in any foster, pre-adoptive and adoptive home and the placement of a child in a guardianship arrangement under article 30 of chapter 59 of the Kansas Statutes Annotated, and amendments thereto.

(b) Subject to the uniform child custody jurisdiction and enforcement act, K.S.A. 2022 Supp. 23-37,101 through 23-37,405, and amendments thereto, the district court shall have original jurisdiction of proceedings pursuant to this code.

(c) The court acquires jurisdiction over a child by the filing of a petition pursuant to this code or upon issuance of an ex parte order pursuant to K.S.A. 38-2242, and amendments thereto. When the court acquires jurisdiction over a child in need of care, jurisdiction may continue until the child has: (1) Become 18 years of age, or until June 1 of the school year during which the child became 18 years of age if the child is still attending high school unless there is no court approved transition plan, in which event jurisdiction may continue until a transition plan is approved by the court or until the child reaches the age of 21; (2) been adopted; or (3) been discharged by the court. Any child 18 years of age or over may request, in writing to the court, that the jurisdiction of the court cease. The court shall give notice of the request to all parties and interested

parties and 30 days after receipt of the request, jurisdiction will cease.

(d) When it is no longer appropriate for the court to exercise jurisdiction over a child, the court, upon its own motion or the motion of a party or interested party at a hearing or upon agreement of all parties or interested parties, shall enter an order discharging the child. Except upon request of the child pursuant to subsection (c), the court shall not enter an order discharging a child until June 1 of the school year during which the child becomes 18 years of age if the child is in an out-of-home placement, is still attending high school and has not completed the child's high school education.

(e) When a petition is filed under this code, a person who is alleged to be under 18 years of age shall be presumed to be under that age for the purposes of this code, unless the contrary is proved.

(f) A court's order issued in a proceeding pursuant to this code, shall take precedence over such orders in a civil custody case, a proceeding under article 31 of chapter 60 of the Kansas Statutes Annotated, and amendments thereto, protection from abuse act, or a comparable case in another jurisdiction, except as provided by K.S.A. 2022 Supp. 23-37,101 through 23-37,405, and amendments thereto, uniform child custody jurisdiction and enforcement act.";

Also on page 1, in line 23, after the period by inserting "The court shall be guided by the best interests of the child."; in line 31, before "When" by inserting "(1)"; in line 32, after "(1)" by inserting "or when a parent has relinquished their rights to the secretary for adoption purposes"; in line 33, after the second comma by inserting "according to paragraphs (2) and (3).

(2) If a child has been in the custody of the secretary for less than one cumulative year, the secretary shall give preference, first, to granting such custody for adoption to a relative of the child and second, to granting such custody to a person with whom the child has close and healthy attachments.

(3) If a child has been in the custody of the secretary for one cumulative year or more, the secretary shall give preference";

On page 2, in line 1, by striking "(1)" and inserting "(A)"; in line 3, by striking "(2)" and inserting "(B)"; in line 4, by striking "(3)" and inserting "(C)"; in line 7, by striking all before "is"; in line 19, after "on" by inserting "the number of"; in line 20, by striking "How many best interest staffing decisions are appealed" and inserting "Prospective adoptive parents who request the secretary to reconsider an initial adoptive placement decision"; in line 21, by striking "how many best interest staffing decisions are overturned" and inserting "initial adoptive placement decisions that the secretary overturns after reconsidering the initial adoptive placement decision"; in line 22, by striking "how many best interest staffing appeals go to court" and inserting "prospective parents who request the court to review the secretary's adoptive placement decision"; following line 29, by inserting:

"(f) The amendments made to this section by this act shall be construed and applied retroactively to all proceedings pending before a court on the effective date of this act.";

Also on page 2, in line 30, after "K.S.A." by inserting "38-2203 and"; also in line 30, by striking "is" and inserting "are"; in line 32, by striking "statute book" and inserting "Kansas register";

And by renumbering sections accordingly;

On page 1, in the title, in line 4, after the semicolon by inserting "providing for retroactivity; making orders granting custody for adoption subject to the federal Indian

child welfare act"; in line 5, after "K.S.A." by inserting "38-2203 and"; also in line 5, by striking "section" and inserting "sections"; and the bill be passed as amended.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2336** be passed.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2344** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2373** be amended on page 1, in line 34, by striking all after the first "fireworks"; in line 35, by striking "seasonal" and inserting "fireworks";

On page 2, in line 10, by striking "Seasonal" and inserting "Fireworks"; in line 12, by striking all after "use"; in line 13, by striking all before the period and inserting "at any time during the calendar year"; in line 18, by striking all after "(j)"; by striking all in lines 19 through 22; in line 23, by striking "(k)"; following line 26, by inserting:

"Sec. 2. K.S.A. 31-503 is hereby amended to read as follows: 31-503. (a) Any person who intends to sell, offer for sale, possess with intent to sell, any consumer fireworks, display fireworks or articles pyrotechnic or discharge, use, display fireworks or articles pyrotechnic shall first obtain the appropriate license from the state fire marshal. This shall not include ~~seasonal fireworks~~ retailers.

(b) The types of license shall be as follows:

- (1) Manufacturer;
- (2) hobbyist manufacturer;
- (3) distributor;
- (4) display fireworks operator; and
- (5) proximate pyrotechnic operator.

(c) Before a license holder may operate, such license holder must satisfy the requirements of this act and regulations adopted by the state fire marshal.

(d) The license holder shall be at least 21 years of age upon applying for a license.

(e) Licenses shall not be transferable.

(f) The state fire marshal shall not charge or collect fees for licensure. The licenses shall be valid for the following period of time:

(1) A manufacturer license shall be valid for a period of one year. A holder of a manufacturer license is not required to have any additional licenses in order to manufacture and sell any fireworks defined by this act.

(2) A hobbyist manufacturer license shall be valid for a period of four years.

(3) A distributor license shall be valid for a period of one year.

(4) A display fireworks operator license shall be valid for a period of four years.

(5) A proximate pyrotechnics operator license shall be valid for a period of four years.

(g) A permit to conduct a fireworks display shall be obtained by the sponsor or operator of a fireworks display from and approved by the city or county where the fireworks display is to be discharged.

(h) No fee shall be charged for a license or permit under this section for any person who is an officer or employee of the state or any political or taxing subdivision of the state when that person is acting on behalf of the state or political or taxing subdivision.";

Also on page 2, in line 27, by striking "is" and inserting "and 31-503 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after "by" by inserting "a"; also in line 2 by striking "retailers" and inserting "retailer to be the entire calendar year; replacing the term "seasonal retailer" with "fireworks retailer"; in line 3, after "31-502" by inserting "and 31-503"; also in line 3, by striking "section" and inserting "sections"; and the bill be passed as amended.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2388** be amended on page 1, in line 32, by striking all after the period; by striking all in lines 33 through 35;

On page 7, in line 16, after "thereto" by inserting ", or to the certification of law enforcement officers pursuant to the Kansas law enforcement training act, K.S.A. 74-5601 et seq., and amendments thereto";

On page 1, in the title, in line 8, after "record;" by inserting "excepting certification of law enforcement officers from such electronic credential requirements and other provisions;"; and the bill be passed as amended.

Committee on **Energy, Utilities and Telecommunications** recommends **HB 2225** be passed.

Committee on **Federal and State Affairs** recommends **HCR 5008** be amended on page 1, following line 19, by inserting:

"WHEREAS, Article V of the United States Constitution grants equal authority to the legislatures of the several states to apply for a convention for proposing amendments to the United States Constitution; and"; and the resolution be adopted as amended.

Committee on **Financial Institutions and Pensions** recommends **HB 2196, HB 2198, HB 2272** be passed.

Committee on **Financial Institutions and Pensions** recommends **HB 2195** be amended on page 4, in line 37, by striking "\$35,000" and inserting "\$50,000"; in line 38, by striking "\$35,000" and inserting "\$50,000";

On page 5, in line 37, by striking "\$35,000" and inserting "\$50,000"; in line 39, by striking "\$35,000" and inserting "\$50,000";

On page 9, in line 15, by striking "\$35,000" and inserting "\$50,000"; in line 17, by striking "\$35,000" and inserting "\$50,000";

On page 11, in line 36, by striking "\$35,000" and inserting "\$50,000"; in line 38, by striking "\$35,000" and inserting "\$50,000"; and the bill be passed as amended.

Committee on **General Government Budget** recommends **HB 2184** be passed.

Committee on **Health and Human Services** recommends **HB 2338, HB 2408** be passed.

Committee on **Higher Education Budget** recommends **HB 2375** be passed.

Committee on **Insurance** recommends **HB 2325** be amended on page 2, in line 29, by striking "or" and inserting "and"; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2216, HB 2395** be passed.

Committee on **Judiciary** recommends **HB 2293** be amended on page 2, in line 10, by striking all after "(b)"; by striking all in lines 11 through 30; in line 31, by striking "(c)";

On page 3, by striking all in lines 9 through 13;

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

Committee on **Judiciary** recommends **HB 2351** be amended on page 1, in line 35, by striking "to"; by striking all in line 36;

On page 2, in line 1, by striking "exceed" and inserting "less than"; also in line 1, by striking "on and after July 1, 2024" and inserting "and not more than \$140 per hour"; and the bill be passed as amended.

Committee on **Local Government** recommends **HB 2376** be amended on page 1, following line 8, by inserting:

"WHEREAS, In honor and in most respectful observance of Black History Month in Kansas, this august body, representing the will of the People of Kansas, hereby acts, in accordance with the 1968 Fair Housing Act, to comprehensively address and provide for release from the dark past of racially discriminatory "restrictive covenants" in the State of Kansas.

Now, therefore:"

Also on page 1, by striking all in lines 31 through 36;

On page 2, by striking all in lines 1 through 9;

And by renumbering sections accordingly;

On page 1, in the title, by striking all in lines 4 and 5; in line 6, by striking "discrimination;"; and the bill be passed as amended.

Committee on **Taxation** recommends **HB 2229** be passed.

Committee on **Transportation** recommends **HB 2147** be amended on page 1, by striking all in lines 11 through 36;

On page 2, by striking all in lines 1 through 30; following line 30, by inserting:

"New Section 1. (a) A public agency or person providing wrecker or towing service shall provide a certification of compliance to a purchaser upon the sale and transfer of a vehicle pursuant to K.S.A. 8-1102 and 8-1103, and amendments thereto. A certification of compliance shall allow such purchaser to apply for and receive a certificate of title from the division of vehicles that is free and clear of all liens, security interests and encumbrances.

(b) A certification of compliance shall be completed on a form and in a manner approved by the secretary of revenue, or the secretary's designee. Such certification of compliance shall certify that the requirements of K.S.A. 8-1102 through 8-1104, and amendments thereto, have been met by the public agency or person providing wrecker or towing service. The certification of compliance form shall be subject to a fee of \$20.

(c) Certification of compliance fees prescribed by subsection (b) may be applied to the purchaser as part of the sale of a vehicle pursuant to K.S.A. 8-1102 and 8-1103, and amendments thereto. Certification of compliance fees may be applied to the owner of the vehicle if such owner claims the vehicle from a public agency or person providing wrecker or towing service prior to the vehicle being sold at public auction.

(d) A certification of compliance provided for in this section shall also certify that vehicle identification number inspection requirements have been met for any sales of vehicles that are registered or titled in a jurisdiction outside of Kansas in accordance with K.S.A. 8-116a, and amendments thereto.";

On page 4, in line 11, by striking all after "agency"; by striking all in lines 12 and 13; in line 14, by striking all before "may"; in line 15, after the period by inserting "A public agency shall provide a certification of compliance to a purchaser upon the sale and transfer of a vehicle authorized by this section."; by striking all in lines 18 and 19; in line 20, by striking "purchaser" and inserting "may file proof thereof with the division of vehicles, and the division shall issue a certificate of title to the purchaser of such motor vehicle";

On page 5, in line 25, by striking all before "Any";

On page 6, in line 5, by striking all after "(5)"; by striking all in lines 6 through 10; in line 11, by striking all before the period and inserting "A person providing wrecker or towing service shall provide a certification of compliance to a purchaser pursuant to section 1, and amendments thereto, upon the sale and transfer of a vehicle authorized by this section"; by striking all in lines 34 through 43;

On page 7, by striking all in lines 1 through 37; in line 38, by striking "8-128,,"; also in line 38, by striking the second comma and inserting "and"; also in line 38, by striking ", 8-1104 and 8-2403"; in line 40, after "after" by inserting "January 1, 2024, and";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, by striking "an individual" and inserting "a person providing wrecker or towing service"; also in line 2, by striking all after "to"; in line 3, by striking all before "an" and inserting "provide a certification of compliance to a purchaser upon the sale and transfer of"; also in line 3, by striking all after the semicolon; by striking all in lines 4 through 6; in line 7, by striking "8-128,,"; also in line 7, by striking the second comma and inserting "and"; also in line 7, by striking ", 8-1104 and 8-2403"; and the bill be passed as amended.

Committee on **Veterans and Military** recommends **HB 2392** be amended on page 2, following line 22, by inserting:

"(c) A person punished under K.S.A. 48-2201, and amendments thereto, is entitled to one appeal but is not entitled to any appeal under this section.";

Also on page 2, in line 33, by striking all after "(1)"; in line 34, by striking "(2)"; in line 36, by striking all before "in" and inserting "(2) engages"; in line 43, after "protected" by inserting "junior";

On page 3, in line 12, by striking all after the comma; by striking all in line 13; in line 14, by striking all before the period and inserting "has the primary duty to recruit persons for military service"; in line 42, after "shall" by inserting "be guilty of the offense of sexual harassment and shall"; in line 43, by striking "person" and inserting "person's conduct meets the following elements";

On page 4, in line 1, by striking all after "(a)"; by striking all in lines 2 through 4; in line 5, by striking all before the colon and inserting "Such person made sexual advances, demands or requests for sexual favors or knowingly engaged in other conduct of a sexual nature;

(b) such conduct was unwelcome; and

(c) under the circumstances, such conduct";

Also on page 4, in line 6, after "(1)" by inserting "Would cause a reasonable person to believe, and such person did believe, that"; also in line 6, by striking "or rejection of"; also in line 6, by striking "is" and inserting "would be"; also in line 6, after "made" by inserting a comma; in line 7, after "implicitly" by inserting a comma; also in line 7, by striking the third "or" and inserting a comma; also in line 7, after "career" by inserting ",

benefits or entitlements"; in line 8, after "(2)" by inserting "would cause a reasonable person to believe, and such person did believe, that"; in line 9, by striking "against such person" and inserting "affecting such person's job, pay, career, benefits or entitlements"; in line 10, by striking all after "(3)"; by striking all in line 11; in line 12, by striking all before the period and inserting "was so severe, repetitive or pervasive that a reasonable person would perceive, and such person did perceive, an intimidating, hostile or offensive work environment";

On page 6, in line 8, before "Any" by inserting "(a)"; in line 11, by striking "(a)" and inserting "(1)"; following line 13, by inserting:

"(b) As used in this section, "another person" means a member, cadet, trainee or recruit of the state military forces, the United States armed forces or the state military forces of another state.";

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

Also on page 6, in line 15, after "person" by inserting "commits a violent offense against a spouse, intimate partner or immediate family member of such person."

(b) Any person subject to this code shall be punished at the direction of a commanding officer if such person, with the intent to threaten or intimidate a spouse, intimate partner or immediate family member of such person, commits an offense under this code against";

Also on page 6, in line 16, by striking all after "(1)"; in line 17, by striking all before the semicolon and inserting "Any person"; in line 18, by striking "commits a violent offense against"; in line 20, after "person" by inserting ", with the intent to threaten or intimidate a spouse, intimate partner or immediate family member of such person,"; in line 22, by striking all after "person"; in line 23, by striking all before the period and inserting ", with the intent to commit a violent offense against a spouse, intimate partner or immediate family member of such person, violates a protection order";

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

On page 7, by striking all in line 39; in line 40, by striking "nipple" and inserting "private area of a person";

On page 9, in line 20, before "Any" by inserting "(a)"; in line 22, by striking "(a)" and inserting "(1)"; following line 26, by inserting:

"(b) Any person subject to this code shall be punished at the direction of a commanding officer if such person:

(1) Wrongfully promises, offers or gives something of value to a person who occupies an official position or has official duties; and

(2) intends to influence the decisions or actions of the person regarding an official matter in which the state of Kansas or the United States is interested.";

Also on page 9, in line 27, before "Any" by inserting "(a)"; in line 29, by striking "(a)" and inserting "(1)"; following line 33, by inserting:

"(b) Any person subject to this code shall be punished at the direction of a commanding officer if such person promises, offers or gives something of value to a person who occupies an official position or who has official duties as compensation for or in recognition of services rendered by such person regarding an official matter in which the state of Kansas or the United States is interested.";

And by redesignating subsections, paragraphs, subparagraphs and clauses

accordingly;

On page 10, in line 31, after "UCMJ" by inserting "article"; in line 41, after "is" by inserting "grossly";

On page 12, in line 1, by striking the quotation mark; in line 7, by striking the quotation mark; following line 7, by inserting:

"New Sec. 34. Any person subject to this code shall be punished at the direction of a commanding officer if such person willfully disobeys a lawful command of such person's superior commissioned officer.";

On page 13, in line 4, before "Judge" by inserting "State"; also in line 4, by striking "general"; also in line 4, by striking "commissioned officer" and inserting "judge advocate appointed by the adjutant general who is"; in line 5, by striking all after "supervising"; in line 6, by striking all before the period and inserting ", overseeing and managing all legal personnel and services of the state military forces and military legal matters therein and for the administration of military justice"; in line 26, by striking the colon; in line 30, after the first comma by inserting "air force,";

On page 16, in line 11, by striking "Article 2 of the KCMJ" and inserting "K.S.A. 48-2102, and amendments thereto"; in line 42, after "the" by inserting "state"; in line 43, by striking "general";

On page 19, in line 17, after "weeks" by inserting "but not to exceed two hours per day, holidays included";

On page 37, in line 14, by striking "the"; also in line 14, before "commanding" by inserting "a";

And by renumbering sections accordingly; and the bill be passed as amended.

COMMITTEE ASSIGNMENT CHANGE

Speaker pro tem Carpenter announced the appointment of Rep. Hoheisel to replace Rep. Poetter Parshall on Committee on Education for February 21, 2023.

On motion of Rep. Croft, the House adjourned until 9:30 a.m., Wednesday, February 22, 2023.

Journal of the House

THIRTY-SECOND DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, February 22, 2023, 9:30 a.m.

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

The roll was called with 124 members present.

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

Excused later: Rep. Moser.

Prayer by guest chaplain, Representative Thompson:

Holy God, we come before your throne of grace boldly, but humbly, and ask for your presence and blessing as we make decisions that affect the citizens of our great state.

As we carry out our responsibilities here today, I pray we depend upon your wisdom to guide our decisions.

Also, your word instructs us to to treat others as we would want to be treated. As we carry out our responsibilities, may we treat each other with dignity and respect. May our words encourage, lift up and empower.

Again, Almighty God Bless us today.

The Pledge of Allegiance was led by Rep. Schlingensiepen.

PERSONAL PRIVILEGE

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

As Black History Month comes to a close for 2023, it is an occasion to honor black citizens who have made lasting and positive contributions to American society. All three of my honorees also have Kansas ties.

Dr. Martin Luther King, Jr. brings Message of Solidarity to K-State

The Reverend Martin Luther King, Jr. delivered a speech on January 19, 1968 at the “All-University Convocation in Ahearn Field House.”

The following is taken from the speech at K-State:

“There seems to be a desperate, poignant question on the lips of thousands and millions of people all over our nation and all over the world. They are asking whether we have made any real progress in the area of race relations. In seeking to answer this question I always seek to avoid, on the one hand, a

superficial optimism and, on the other hand, a deadening pessimism. I always try to answer it by giving what I consider a realistic position. It seems to me that the realistic position is that we have made significant strides in the struggle for racial justice, but that we have a long, long way to go before the problem is solved.” (Kansas State University Archives, Rev. Martin Luther King, Jr., All-University Convocation, Jan. 19, 1968).

This would be his last collegiate address, he would be assassinated less than three months later in Memphis, Tennessee on April 4, 1968. I found this quote from Dr. King: “You can kill the dreamer, but you can’t kill the dream.” ---Dr. Martin Luther King, Jr.

A Woman on a Mission

Sojourner Truth (1797-1883), a heroic black woman who worked against slavery from Maine to Kansas helping blacks escape to freedom on the Underground Railroad. Her life is a study in how black and white Americans worked together for a more free and just society.

Born a slave in New York, Sojourner Truth actually grew up with a different name, Isabella. In her youth, she had several masters, one of whom beat her and scarred her for life. She grew tall, almost six feet in height, and strong; she was allowed to marry and had four children. In 1826, when her master reneged on a promise to free her, Isabella ran away and began to work for the Van Wagenens, a nearby Quaker family. When the angry Dumont found her, the Van Wagenens paid him \$20 and secured her freedom. The friendliness of the Van Wagenens helped Isabella learn that white people, like blacks, could be either friends or foes.

Isabella became fascinated by the notion that black and white could work together to fulfill the goals of the Declaration of Independence – the right to life, liberty, and the pursuit of happiness for all Americans. **In 1843, Isabella changed her name to Sojourner Truth and worked with whites and blacks all over the country to abolish slavery.** She never learned to read or write, but a white friend helped her tell her life story in the *Narrative of Sojourner Truth*.

Congressman Lewis presented with Dole Leadership Prize at the University of Kansas

Congressman John Lewis (D-GA) was presented with the Dole Institute of Politics’ Dole Leadership Prize on October 21, 2007, in front of a packed audience in the Lied Center at KU.

“Lewis played an integral role in the country’s civil rights struggle and is remembered for leading 600 peaceful protesters attempting to cross a bridge in Selma, Alabama, in order to register to vote. They were attacked by Alabama state troopers and Lewis suffered a fractured skull. A contemporary of Rev. Martin Luther King, Jr., Lewis exhibited the qualities inherent in Dole Leadership Prize recipients.

Here’s someone who could have given up on the system, but chose to work as an elected official to effect change in the United States. Lewis’ fight to broaden freedom and voting rights fit the Institute’s motto, ‘Politics is an honorable profession.’” Lewis called for young people to seek ways to be engaged in the community.

He recounted his childhood in rural Alabama, a time fraught with poverty and racism. Later, he became inspired to join King’s civil rights movement after hearing him preach on the radio. Lewis said his mother always warned him to stay out of trouble, but ‘I was inspired to get in trouble. It was good trouble, necessary trouble.’

Lewis said he was humbled by the recognition. 'I am more than moved to be receiving this honor,' He said that for the rest of his life, 'I will continue to do what I can to be worthy of the Dole Leadership Prize.' (Alexander Parker, "Lewis accepts Dole Prize." *Lawrence Journal World*, Oct. 22, 2007)

Congressman Lewis passed away on July 17, 2020, succumbing to pancreatic cancer at the age of 80.

INTRODUCTION OF GUESTS

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

Mr. Chairman and Honorable Colleagues of the House:

I would like to invite the members of the Kansas Black Legislative Caucus to please come up and assist me. Both from the House and Senate Chambers. And, if we could please have Mr. Foster Chisholm, his daughter, Ms. Monice Crawford and his other daughter, Ms. Antoinette Spalding, come up as well. And if we could have any members of the Directorate of the Sergeant-At-Arms, the Gentlemen At the Doors, if you could come up as well, please. As they approach, Mr. Speaker, I won't belabor the point. I just wanted to have the opportunity today...and thank you all for indulging us this Point of Personal Privilege.

This IS Black History Month. And we have a living legend amongst us that we walk by every day. And we wanted to have the opportunity on behalf of the Speaker to celebrate Black History Month and celebrate the achievements of this fine gentleman standing next to me, Mr. Foster Chisholm.

Now, I'll give a few quick remarks, and we'll get on with this show.

Mr. Chisholm, as I stated before, is joined up here by his daughters, Ms. Monice Crawford and Ms. Antoinette Spalding, as well as members of the Kansas Black Legislative Delegation / Caucus, as well as the members of the Sergeant-At-Arms team.

Now, everybody probably knows Mr. Chisholm because of his awesome debonairness! The man is what we call "Cleaner Than the Health Board." He stays dressed, from the top to the tail; you've seen him with his vests, you've seen him with his scarves, you've seen him with that nice fedora hat that he wears, as well. And while you might know him for that attention-to-detail, you also know him because of the kindness, gentleness, and respect he shows to everyone, be it the Members or the visitors to this chamber.

Mr. Foster was born here, in Topeka, Kansas, on August 13th, 1939. And at the young age of 83 years old he is now the first, longest-serving, and only Black man to hold that post as Sergeant-At-Arms in the Kansas House.

His mother worked for the government here, as well as the Stormont Vail hospital system. His father worked for the gas company. He has 1 brother and 2 sisters. He is second in line, so he is used, very much used, to being a leader, both inside the team and for the team!

He's joined up here by his brethren that also come from the Sergeant-At-Arms fold. His Assistant Sergeant-At-Arms (he has 2 of them), he has Mr. Jerry Wilson, Mr. Allen Morgan, Mr. Rodger Prather, Mr. George Burnheimer (whom you know as the other debonair gentleman at the rear), Mr. Paul Pearson, Mr. Rich St. Gelais, Mr. Ben Scott (who is our favorite over here on this side), Mr. Ron Stewart, Mr. Ed Aldrin, and of

course, the man himself, Mr. Foster Chisholm.

He started as a Doorman, at the lowest level, so he's worked his way up. Outside and inside security was his responsibility, to include the credentialing of visitors who attend in our Gallery, as well. Mr. Chisholm has served under 4 different Speakers of the House (O'Neal, Merrick, Ryckman, and Hawkins). He was promoted to Assistant Sergeant-At-Arms in January 2014, and then he was finally promoted to his current post, Sergeant-At-Arms, in January 2015.

I would also that from his team — in the military we say that leaders are known by what their troops say about them and that our Soldiers are our Credentials — Mr. Wilson says that in his 10 years serving as an Assistant Sergeant-At-Arms with Mr. Chisholm, he says the best part of the job is the camaraderie, that the guys are all great to work with and it is a very great team because of the interaction they have with each other. And that is only because they have a "superior boss." His words, not mine!

Allen Morgan, the other Assistant Sergeant-At-Arms, says that "Mr. Chisholm treats everyone with the same level of respect and dignity, from the Speaker of the House to the Janitorial Staff. That is the stuff leaders that are made of!

I will finally say that I asked Mr. Chisholm: 1. Why is this post important to you? 2. What advice would you give us as a Body and the People of Kansas?

And he said, "Get involved! Get involved in ALL aspects of government, at ALL levels of government, and be appraised of what's going on and don't sit on the sidelines! Because what happens affects you, and it affects others and everyone that's around you. And everyone has something to offer in life from their experiences, no matter how small. And finally, Mr. Chisholm relayed to me that is important for him to serve in this position because people need to see a person of color in this position. Young people need to see that so they can see what is possible and they can have aspirations and also know what they can attain.

So, with that, I present to Mr. Foster Chisholm, on behalf of everyone assembled, a framed House certificate. Rep. Penn read the certificate to the Body congratulating Mr. Chisholm.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2435, AN ACT concerning taxation; relating to sales and compensating use tax; reducing the rate of tax and further reducing the rate of tax on sales of food and food ingredients; providing an exemption for sales of children's diapers and feminine hygiene products; relating to STAR bonds; establishing the STAR bonds food sales tax revenue replacement fund and providing certain transfers thereto; altering the calculation for STAR bond districts; relating to income tax; discontinuing the food sales tax credit; amending K.S.A. 12-17,162 and K.S.A. 2022 Supp. 79-32,271, 79-3603, 79-3603d, 79-3606, 79-3620, 79-3703 and 79-3710 and repealing the existing sections, by Committee on Taxation.

HB 2436, AN ACT concerning environmental, social and governance criteria involving public contracts and investments; enacting the Kansas public investments and contracts protection act; prohibiting the state or a political subdivision from giving preferential treatment to or discriminating against companies based on environmental, social and governance criteria in procuring or letting contracts; requiring fiduciaries of the Kansas public employees retirement system to act solely in the financial interest of

participants and beneficiaries of the system; restricting state agencies from adopting environmental, social and governance criteria or requiring any person or business to operate in accordance with such criteria; providing for enforcement of such act by the attorney general; amending K.S.A. 2022 Supp. 74-4921 and repealing the existing section, by Committee on Appropriations.

HB 2437, AN ACT concerning agriculture; relating to animal facilities inspections; updating certain terms, requirements and fees contained in the Kansas pet animal act related thereto; amending K.S.A. 47-1701, 47-1704, 47-1706, 47-1707, 47-1709, 47-1712, 47-1715, 47-1721, 47-1723 and 47-1732 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2438, AN ACT concerning emergency medical services; eliminating the designation and certification of instructor-coordinators; amending K.S.A. 2022 Supp. 65-2891, 65-6102, 65-6112, 65-6124 and 65-6150 and repealing the existing sections; also repealing K.S.A. 2022 Supp. 65-6129b, by Committee on Federal and State Affairs.

HB 2439, AN ACT concerning health and healthcare; relating to medication abortions; requiring certain notifications for patients under the woman's right-to-know act; amending K.S.A. 65-6708 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:

K-12 Education Budget: **HB 2432**.

Taxation: **HB 2433**, **HB 2434**.

CHANGE OF REFERENCE

Speaker Hawkins announced the withdrawal of **HB 2312** from Committee on Elections and referral to Committee on Appropriations.

Also, the withdrawal of **HB 2048** from Committee on K-12 Education Budget and referral to Committee on Appropriations.

Also, the withdrawal of **HB 2040**, **HB 2218**, **HB 2225**, **HB 2261**, **HB 2271** from Calendar and referral to Committee on Appropriations.

CONSENT CALENDAR

No objection was made to **HB 2344** appearing on the Consent Calendar for the first day.

No objection was made to **SB 11**, **HB 2191** appearing on the Consent Calendar for the second day.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2024, AN ACT concerning children and minors; relating to the newborn infant protection act; allowing the surrender of physical custody of an infant to a newborn safety device; requiring inquiries and reporting of Indian child status; adding the requirement of great bodily harm to the crime of child abandonment to qualify for immunity; amending K.S.A. 38-2203 and 38-2282 and K.S.A. 2022 Supp. 21-5605 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 94; Nays 30; Present but not voting: 0; Absent or not voting: 1.

Yeas: Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Hill, Hoffman, Hoheisel, Howe, Howell, Howerton, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Miller, S., Minnix, Moser, Murphy, Neelly, Neighbor, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Sawyer, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Younger.

Nays: Alcalá, Amyx, Boyd, Carmichael, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Houglan, Houser, Hoyer, Melton, Meyer, Miller, D., Miller, V., Ohaebosim, Oropeza, Osman, Ousley, Poskin, Ruiz, L., Ruiz, S., Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Xu.

Present but not voting: None.

Absent or not voting: Kessler.

The bill passed, as amended.

EXPLANATION OF VOTE

MR. SPEAKER: I vote No on **HB 2024**. Putting an infant in a box does have a way of taking the human out. – MICHAEL HOUSER

HB 2082, AN ACT concerning counties; allowing counties to create a code inspection and enforcement fund and expanding the county equipment reserve fund to include electronic technology; allowing counties to create a municipalities fight addiction fund for the expenditure of opioid settlement monies received pursuant to the Kansas fights addiction act; amending K.S.A. 19-119 and repealing the existing section, 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, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoyer, Humphries, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Fairchild, Garber, Jacobs, Penn, Poetter Parshall.

Present but not voting: None.

Absent or not voting: Kessler.

The bill passed.

HB 2092, AN ACT concerning municipal universities; relating to the membership of the Washburn university board of regents; reapportioning the districts of certain members thereof; amending K.S.A. 13-13a04 and 13-13a05 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: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoyer, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neely, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Kessler.

The bill passed, as amended.

HB 2094, AN ACT concerning insurance; relating to health maintenance organizations and medicare provider organizations; applications for certificates of authority; specifying certain requirements necessary to demonstrate fiscal soundness; amending K.S.A. 40-3203 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: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoyer, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neely, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie,

Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Kessler.

The bill passed.

HB 2097, AN ACT concerning insurance; relating to penalties; failure of agents or brokers to pay premiums; removing the requirement of a documented written demand for premiums as part of a prima facie case; amending K.S.A. 40-247 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 7; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howell, Howerton, Hoye, Jacobs, T. Johnson, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, F. Patton, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: W. Carpenter, Howe, Humphries, Landwehr, Owens, Penn, Wasinger.

Present but not voting: None.

Absent or not voting: Kessler.

The bill passed.

HB 2098, AN ACT concerning insurance; relating to insurance laws and enforcement thereof; adding certain legal entities to the definition of "person"; amending K.S.A. 40-2,125 and repealing the existing section, 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, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Roth, Ruiz,

L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton , Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Robinson.

Present but not voting: None.

Absent or not voting: Kessler.

The bill passed.

HB 2160, AN ACT concerning traffic regulations; relating to the secured loading of vehicles; exempting the transport of cotton bales from the secured load requirements under certain conditions; amending K.S.A. 8-1906 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: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Hill, Hoffman, Hoheisel, Hougland, Houser, Howell, Howerton, Hoyer, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton , Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Highberger, Howe, Smith, E..

Present but not voting: None.

Absent or not voting: Kessler.

The bill passed, as amended.

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

COMMITTEE OF THE WHOLE

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

Recommended that: **HB 2332**, **HB 2127**, **HB 2130**, **HB 2131**, **HB 2240**, **HB 2173**, **HB 2087** be passed.

Committee report to **HB 2149** be adopted; and the bill be passed as amended.

Committee report to **HB 2298** be adopted; and the bill be passed as amended.

Committee report to **HB 2047** be adopted; and the bill be passed as amended.

Committee report to **HB 2279** be adopted; and the bill be passed as amended.

Committee report to **HB 2302** be adopted; and the bill be passed as amended.

Committee report to **HB 2039** be adopted; and the bill be passed as amended.

Committee report to **HB 2086** be adopted.

Also, on motion of Rep. Proctor, **HB 2086** be amended on page 6, in line 26, by striking "ward and";

On page 26, in line 35, after "ballot" by inserting "election" and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture and Natural Resources Budget** recommends **HB 2386** be amended on page 1, in line 7, after "city" by inserting "acting within the scope of such official's or employee's employment"; in line 8, after "property" by inserting ", including, but not limited to, the use of aerial surveillance,,"; in line 10, after "subpoena" by inserting ", administrative warrant"; also in line 10, by striking the second "or"; in line 11, after "consent" by inserting "; or

(3) exigent circumstances exist requiring entry on such property";

Also on page 1, in line 12, after "to" by inserting ":

(1) ";

Also on page 1, in line 13, after "duty" by inserting ";

(2) the officially designated protection and advocacy system for the state required by federal law";

Also on page 1, in the title, in line 2, after "employee" by inserting "acting within the scope of such employee's employment"; and the bill be passed as amended.

Committee on **Corrections and Juvenile Justice** recommends **HB 2350** be amended on page 1, in line 6, after "is" by inserting "intentionally"; in line 7, by striking "who" and inserting "when"; also in line 7, after "person" by inserting ":

(A)";

Also on page 1, in line 8, after the comma by inserting "that the individual"; in line 9, after "illegally" by inserting ";

(B) benefits financially or receives anything of value; and

(C) knows, or should have known, that the individual being smuggled is likely to be exploited for the financial gain of another";

Also on page 1, in line 11, after "weapon" by inserting "or by threat of use of a deadly weapon"; in line 16, after "thereto" by inserting ", or human trafficking as defined in K.S.A. 2022 Supp. 21-5426, and amendments thereto, or causes the person to commit selling sexual relations as defined in K.S.A. 2022 Supp. 21-6419, and amendments thereto"; and the bill be passed as amended.

Committee on **Education** recommends **HB 2278** be amended on page 1, in line 6, by striking "2023-2024" and inserting "2024-2025"; in line 12, by striking "2023-2024" and inserting "2024-2025"; in line 20, by striking "2025" and inserting "2026"; in line 24, by striking "2025" and inserting "2026"; following line 28, by inserting:

"(d) The results of any audit or on-site inspection conducted pursuant to this section and any report prepared by the department on such results shall be confidential and not subject to the open records act, K.S.A. 45-215, et seq., and amendments thereto. The provisions of this subsection shall expire on July 1, 2028, unless the legislature acts to continue such provisions. The provisions of this subsection shall be reviewed by the legislature prior to July 1, 2028."; and the bill be passed as amended.

Committee on **Energy, Utilities and Telecommunications** recommends **HB 2237** be amended on page 4, in line 23, after the period by inserting "A municipality shall impose in a nondiscriminatory and competitively neutral manner all locally required permitting and right-of-way access requirements. Any municipality that executes an agreement, franchise or any other arrangement with any provider seeking to access the right-of-way for any purpose shall make the provisions of such agreement, franchise or other arrangement available to any other provider seeking to access the right-of-way in a nondiscriminatory and competitively neutral manner.";

On page 5, in line 18, after "(q)" by inserting "A municipality shall assess, impose or levy any tax or special assessment or fees on any provider, exclusive of franchise fees, in a cost-based, nondiscriminatory and competitively neutral manner.

(r)";

Also on page 5, in line 43, after the period by inserting "A municipality or provider may bring an enforcement action in any court of competent jurisdiction.";

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

Committee on **Higher Education Budget** recommends **HB 2290** be passed.

Committee on **Judiciary** recommends **HB 2121** be amended by substituting with a new bill to be designated as "Substitute for HOUSE BILL NO. 2121," as follows:

"Substitute for HOUSE BILL NO. 2121

By Committee on Judiciary

"AN ACT concerning crimes, punishment and criminal procedure; relating to trials; speedy trial; extending the suspension and providing that time during the COVID-19 public health emergency shall not be assessed against the state; amending K.S.A. 2022 Supp. 22-3402 and repealing the existing section.";

And the substitute bill be passed.

(**Sub HB 2121** was thereupon introduced and read by title.)

Committee on **Judiciary** recommends **HB 2326** be amended on page 2, following line 21, by inserting:

"(9) "Catalytic converters" means a device installed in the exhaust system of a motor vehicle that uses a catalyst to convert pollutant gases into less harmful gases.";

and the bill be passed as amended.

Committee on **Local Government** recommends **HB 2323** be passed.

Committee on **Veterans and Military** recommends **HB 2230** be amended on page 1, in line 17, after "assistant" by inserting "state"; in line 22, by striking "30" and inserting "20";

On page 2, in line 32, before "such" by inserting "and";

On page 3, in line 36, by striking all after "(a)"; by striking all in lines 37 through 43;

On page 4, by striking all in lines 1 through 7; in line 8, by striking "(b)"; also in line 8, by striking "appoint two" and inserting "assign the number of"; by striking all in lines 9 through 34; in line 35, by striking all before the period and inserting "from the ground forces and air forces of this state who are authorized by national guard bureau rules and regulations.

(b) The assistant adjutants general shall, if they qualify therefor, hold military rank as may be authorized and approved for the positions by the national guard bureau of the

United States. The assistant adjutants general, at the time of their appointment, shall have served at least five years as commissioned officers in the Kansas army or air national guard.

(c) The assistant adjutants general shall serve at the pleasure of the adjutant general and perform such duties as are assigned by the adjutant general.

(d) The adjutant general shall designate one assistant adjutant general as the senior assistant adjutant general who, during any period when the adjutant general is absent, unable or by express direction of the adjutant general, shall perform the duties of the adjutant general as acting adjutant general";

Also on page 4, following line 35, by inserting:

"Sec. 6. K.S.A. 48-206 is hereby amended to read as follows: 48-206. ~~The finance and disbursing officer, shall perform such duties in connection with the Kansas national guard as usage and the regulations of the army of the United States assign to the finance and disbursing departments. He or she will, pursuant to the orders of the adjutant general, disburse the armory rent allowance for the several organizations of the Kansas national guard entitled to the same and the allowances made to the several headquarters for postage and contingent expenses, and such allowances as the legislature may make to the minor military departments of the state; he or she will disburse upon approved vouchers the appropriations for semiannual inspection of companies, for active service, for purchase of marksmanship badges, for schools for officers, and all other pay and allowances to which officers and enlisted persons of the Kansas national guard may be entitled to according to law. The state controller is authorized to draw the necessary warrants against the foregoing appropriations in favor of the finance and disbursing officer on presentation of an itemized voucher made in conformity with the laws of the state and approved by the governor and the adjutant general (a) There shall be a United States property and disbursing officer appointed or assigned as may be provided in federal regulations concerning the army national guard and air national guard of the United States.~~

(b) The United States property and disbursing officer shall be provided with adequate office facilities in Topeka or at the site of the principal military warehouses or training grounds for the national guard at the discretion of the adjutant general to best serve the needs of the organized militia.

(c) Such United States property and disbursing officer shall secure, receive, disburse, issue and account for all United States funds, arms, uniforms, equipment and supplies as requested by the governor for use by the organized militia. The property and disbursing officer shall maintain complete and accurate records, in the manner prescribed by federal regulations, of all funds and property granted or loaned to the state for use by the organized militia, and such records shall constitute the official records of the federally owned military property for which the state shall be responsible to the United States. The property and disbursing officer shall perform such additional duties and exercise such powers and authority as may be vested in such officer by federal regulations, or as may be assigned by the adjutant general. Such officer shall be provided assistants and clerical, stenographic, shop, technical and warehouse personnel as may be necessary to properly discharge such officer's duties.

(d) Personnel and other employees of the property and disbursing officer shall receive such salaries as the adjutant general determines, except that state funds shall be used for salaries or other expenses of the office of the United States property and

disbursing officer only when federal funds are not available.

(e) Expenditures from the appropriations described in this section shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports pursuant to vouchers approved by the governor and the adjutant general, or designees thereof."

On page 8, in line 21, after "48-205," by inserting "48-206,"; in line 22, after "48-223," by inserting "48-228,";

And by renumbering sections accordingly;

On page 1, in the title, in line 4, after "48-205," by inserting "48-206,"; in line 7, after "48-223," by inserting "48-228,"; and the bill be passed as amended.

On motion of Rep. Croft, the House recessed until 1:30 p.m.

EARLY AFTERNOON SESSION

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

CHANGE OF REFERENCE

Speaker Hawkins announced the withdrawal of **HB 2388** from Committee of the Whole and referral to Committee on Appropriations.

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

COMMITTEE OF THE WHOLE

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

Recommended that: **HB 2133**, **HB 2378** be passed.

Committee report to **HB 2056** be adopted; and the bill be passed as amended.

Committee report to **HB 2291** be adopted;

Also, on motion of Rep. Probst, **HB 2291** be amended on page 1, after line 8, by inserting the following:

"Section 1. Notwithstanding any other provisions of state law, any beer containing not more than 6% alcohol by volume sold by the individual drink by any microbrewery, as defined in K.S.A. 41-102, and amendments thereto, shall be considered cereal malt beverage and not beer for the purposes of:

(a) The Kansas liquor control act; and

(b) any requirement that the sale of alcoholic liquor by the individual drink in public places within a county be permitted when such public places derive not less than 30% of their gross receipts from the sale of food for consumption on the premises.";

And by renumbering sections accordingly;

Also on page 1, in the title, in line 1, after "concerning" by inserting "alcoholic beverages; relating to"; in line 6, after "therefor" by inserting "; allowing beer containing not more than 6% alcohol by volume to be considered cereal malt beverage and not beer under state law when sold by a microbrewery" and **HB 2291** be passed as amended.

Committee report to **HB 2292** be adopted;

Also, on motion of Rep. Sutton, **HB 2292** be amended on page 1, in line 8, by striking "4" and inserting "6"; in line 10, by striking "4" and inserting "6";

On page 7, following line 28, by inserting:

"Sec. 5. For purposes of sections 5 and 6, and amendments thereto;

(a) "Applicant school" means a school district organized and operating under the laws of this state, acting independently or as part of a consortia with other school districts.

(b) "Candidate" means a paraeducator or other person employed by a school district who seeks to become a licensed teacher and who currently does not possess such a license.

(c) "Education apprentice" means a person who is a Kansas resident at least 16 years of age, except where an older minimum age standard is otherwise fixed by law, is a candidate, has been selected to participate in a registered education apprenticeship program by an applicant school receiving a grant from the Kansas educator registered apprenticeship grant program and is employed to learn the apprenticeable occupation, as defined in 29 C.F.R. § 29.4, of teaching.

(d) "Eligible related training instruction provider" means an institution of higher education that provides a teacher preparation program and is:

(1) A state educational institution under the control and supervision of the board of regents;

(2) a municipal university;

(3) any not-for-profit institution of postsecondary education with its main campus or principal place of operation in Kansas, is operated independently and not controlled or administered by any state agency or subdivision of the state, maintains open enrollment and is accredited by a nationally recognized accrediting agency for higher education in the United States; or

(4) a not-for-profit independent institution of higher education which is accredited by an institutional accrediting agency recognized by the United States department of education, is operated independently and not controlled or administered by the state or any agency or subdivision thereof, maintains open enrollment, offers online education, offers exclusively competency-based education programs and has been granted accreditation for its teacher licensure programs by the council for the accreditation of educator preparation and the association for advancing quality in educator preparation.

(e) "Registered education apprenticeship program" means an apprenticeship program, as defined in section 1, and amendments thereto, that is a registered apprenticeship program, as defined in section 1, and amendments thereto, for the profession of teaching that provides candidates combined classroom and on the job training under the direct supervision of a licensed professional teacher and has been approved by the commissioner of education and the secretary of commerce, or the secretary's designee.

Sec. 6. (a) There is hereby established the Kansas educator registered apprenticeship grant program. The commissioner of education, state board of education

and the secretary of commerce, or the secretary's designee, shall coordinate to develop the program, obtain such necessary approval and registration of education apprenticeship programs as provided by federal and state law and administer the grant program.

(b) The Kansas educator registered apprenticeship grant program shall be established to award grants to applicant schools for the purpose of increasing the number of qualified, credentialed teachers in the state of Kansas. The program shall seek to identify a diverse group of candidates to participate in a registered education apprenticeship program or programs and obtain a bachelor's degree in education, secure licensure and engage in the profession of teaching in Kansas. Grants shall be awarded by the board of education or commissioner of education upon approval of the registered education apprenticeship program by the secretary of commerce, or the secretary's designee, as compliant with all applicable federal and state law.

(c) On or before March 1, 2024, the state board of education in coordination with the secretary of commerce shall adopt rules and regulations to implement and administer the Kansas educator registered apprenticeship grant program. Such rules and regulations shall establish:

(1) Grant application procedure, forms and deadlines for applicant schools;

(2) the terms, conditions and requirements for an award of a Kansas educator registered apprenticeship program grant. The applicant school's registered education apprenticeship program design shall include the following requirements:

(A) Applicant schools shall partner with at least one eligible related training instruction provider and identify such provider in their application;

(B) applicant schools shall identify projected candidates in the manner designated by the secretary of commerce and the state board with appropriate protections for candidate privacy;

(C) grant funds shall be used for payment of apprentice tuition and fees up to a maximum of \$2,750 per year for four years, or completion of their academic program, whichever comes first; and

(D) payment of apprentice wages during their demonstration teaching experience;

(3) prioritization for grant applications from applicant schools partnering with eligible related training instruction providers that permit the apprentice to continue their current employment by utilizing flexible learning models such as online delivery, competency-based education or courses offered on nights or weekends; and

(4) a method to award grants equitably across the state geographically.

(d) The commissioner of education and the state board of education, in coordination with the secretary of commerce, or the secretary's designee, shall, beginning in 2025, annually evaluate the Kansas educator registered apprenticeship grant program and prepare and submit a report before January 31, 2026, and before January 31 of each year thereafter, to the senate standing committee on education and the standing committee on commerce and to the house of representatives standing committee on education and the standing committee on commerce, labor and economic

development.

(e) Subject to appropriation acts, on July 1, 2023, and each July 1 thereafter, the director of accounts and reports shall transfer \$3,000,000 from the state general fund to the Kansas educator registered apprenticeship grant program fund. Any unexpended balance in such fund at the close of a fiscal year shall remain credited to the fund for use in the succeeding fiscal year.

(f) There is hereby created in the state treasury the Kansas educator registered apprenticeship grant program fund, which shall be administered by the commissioner of education as directed by the state board of education. All expenditures from the Kansas educator registered apprenticeship grant program fund shall be for grants awarded pursuant to the Kansas educator registered apprenticeship grant program. All expenditures from the Kansas educator registered apprenticeship grant program fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the commissioner of education, or the commissioner's designee. All moneys received by the commissioner for the Kansas educator registered apprenticeship grant program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the Kansas educator registered apprenticeship grant program fund.";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after "credit" by inserting "program"; in line 3, by striking "program" and inserting "programs"; also in line 3, after "apprenticeships" by inserting "for Kansas businesses, nonprofit organizations, healthcare organizations and teacher apprentices for school districts"; in line 5, after "fund" by inserting "and the Kansas educator registered apprenticeship grant program fund" and **HB 2292** be passed as amended.

On motion of Rep. Croft, the House recessed until 3:30 p.m.

LATE AFTERNOON SESSION

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2440, AN ACT concerning public utilities; relating to the state corporation commission; requiring public utilities to report information regarding customer assistance programs, account delinquencies and disconnections; requiring monthly, annual and historical reporting of such information, by Committee on Taxation.

HB 2441, AN ACT concerning firearms; creating the anti-red flag gun seizure act; prohibiting the enforcement of any law, regulation or order that prohibits the possession of a firearm in violation of amendment II to the constitution of the United States; providing a cause of action and civil penalties for violations of the act, by Committee on Federal and State Affairs.

HB 2442, AN ACT concerning firearms; creating the Kansas gun rights preservation act; prohibiting the infringement of the right to keep and bear arms by the federal government, by Committee on Federal and State Affairs.

MESSAGES FROM THE SENATE

Announcing passage of **SB 66, SB 85, SB 115, SB 132, SB 144, SB 189, SB 195**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 66, SB 85, SB 115, SB 132, SB 144, SB 189, SB 195.

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

COMMITTEE OF THE WHOLE

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

Recommended that: **HB 2238, HB 2019, HB 2020, HB 2172, HB 2322** be passed.

Committee report to **HB 2197** be adopted;

Also, on motion of Rep. Hoheisel, **HB 2197** be amended on page 3, in line 18, by striking "(xxvii)" and the bill be passed as amended.

Committee report to **HB 2236** be adopted; and the bill be passed as amended.

Committee report to **HB 2034** be adopted.

Also, on motion of Rep. Concannon, **HB 2034** be amended on page 10, in line 22, after "Upon" by inserting "investigation by law enforcement or" and the bill be passed as amended.

Committee report to **HB 2080** be adopted; and the bill be passed as amended.

HB 2081 be passed over and retain a place on the calendar.

Committee report to **HB 2263** be adopted; and the bill be passed as amended.

HB 2140 be passed over and retain a place on the calendar.

Committee report to **HB 2141** be adopted.

Also, on motion of Rep. Meyer to re-refer **HB 2141** to Committee on Welfare Reform the motion did not prevail and the bill be passed as amended.

Committee report to **HB 2264** be adopted.

Also, on motion of Rep. Carmichael to amend **HB 2264**, the motion did not prevail and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Commerce, Labor and Economic Development** recommends **HB 2387** be amended on page 1, in line 31, after the second "the" by inserting "appropriate"; in line 32, after "city" by inserting "or county"; also in line 32, after "finance" by inserting ", debt service or reserve"; in line 34, by striking "jurisdiction" and inserting "STAR bond project district, as provided by subsection (a), established by

such city or county"; in line 35, after "(d)" by inserting "The secretary of revenue shall determine with respect to each STAR bond district, as provided by subsection (a), when the amount of sales tax and other revenues that have been collected and distributed to the city or county bond finance, debt service or reserve fund, including transfers pursuant to this section, is sufficient to satisfy all principal and interest costs to the maturity date or dates, of any special obligation bonds issued prior to December 31, 2022, with respect to such district. Thereafter, no further certifications or transfers of funds as provided by this section shall be made for such STAR bond project district.

(e)";

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

On page 5, in line 12, after "thereto" by inserting "and including such amusement rides within a building or buildings, but excluding costs incurred in connection with the construction or renovation of such buildings.";

On page 8, in line 11, by striking "facility containing" and inserting "project with amusement"; by striking all in line 12; in line 13, by striking "motels and"; in line 16, after "(ii)" by inserting "'Amusement rides" means the same as defined in K.S.A. 44-1601, and amendments thereto, and includes such amusement rides within a building or buildings but does not include such building or buildings.

(j)";

Also on page 8, in line 24, by striking "\$10,000,000" and inserting "\$25,000,000";

On page 1, in the title, in line 7, after the semicolon by inserting "increasing the limit of financing without the issuance of special obligation bonds for rural redevelopment projects"; and the bill be passed as amended.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2400** be amended on page 2, in line 6, after "application" by inserting "and renewal"; in line 10, after the semicolon by inserting "and"; in line 13, by striking all after the second "grant"; by striking all in lines 14 through 16; in line 17, by striking all before the period; in line 33, by striking "scholarship-"; in line 34, by striking "eligible" and inserting "grant-eligible"; also in line 34, by striking ", application procedures"; also in line 34, after the second "application" by inserting "and renewal procedures and"; in line 39, after the semicolon by inserting "and"; in line 40, by striking all after "(5)"; by striking all in lines 41 through 43;

On page 3, by striking all in lines 1 and 2; in line 3, by striking "(6)"; in line 31, by striking "for each" and inserting "shall be \$3,000 per"; also in line 31, by striking all after "semester,"; by striking all in lines 32 through 37; in line 38, by striking "equivalent,"; in line 39, by striking all after the period; in line 40, by striking all before the period and inserting "The prorated amount shall be calculated on a sliding scale, in which full-time enrollment is 12 credit hours per semester and shall qualify for a 100% grant and 6 credit hours of enrollment per semester shall qualify for a 50% grant"; in line 42, by striking "60" and inserting "48"; also in line 42, by striking "scholarship" and inserting "grant";

On page 4, in line 7, by striking all after the period; by striking all in lines 8 through 11; in line 21, by striking "of enrollment" and inserting "the student's first course that is funded by a grant begins"; in line 30, after "shall" by inserting ":

(1)";

Also on page 4, in line 32, after "program" by inserting ";

(2) complete a grant renewal application on such forms and in such manner as established by the state board of regents; and

(3) complete the free application for federal student aid for the academic year for which the student applies to renew the grant";

Also on page 4, in line 33, before "Notwithstanding" by inserting "(a)"; in line 36, by striking "payment" and inserting "income tax credit against the individual's tax liability under the Kansas income tax act"; also in line 36, by striking "up to \$3,000" and inserting "\$1,500"; also in line 36, by striking "state"; in line 37, by striking all before "that" and inserting "secretary of revenue"; in line 38, by striking "(a)" and inserting "(1)"; in line 40, by striking "(b)" and inserting "(2) currently reside in Kansas and"; in line 43, by striking "(c)" and inserting "(3)";

On page 5, following line 3, by inserting:

"(b) To claim the credit, the individual shall submit such information and documentation in the form and manner required by the secretary of revenue.

(c) The individual may claim the income tax credit not later than the 5th taxable year after the taxable year in which the individual successfully completed the adult learner grant eligible program with an award of their degree. Any amount of the credit that exceeds the individual's tax liability shall be carried forward once to the next succeeding taxable year as a credit against the individual's income tax liability for such year. Any amount of the credit remaining after being carried forward once shall be forfeited.

(d) On or before March 1, 2024, the secretary of revenue shall adopt rules and regulations to implement and administer the income tax credit established by this section. Such rules and regulations shall include criteria to determine whether a student who has received a Kansas adult learner grant has fulfilled the residency and employment requirements to qualify for a tax credit pursuant to this section.";

Also on page 5, in line 7, by striking all after "grants"; in line 8, by striking all before "awarded";

On page 1, in the title, in line 4, by striking "payments" and inserting "tax credits"; and the bill be passed as amended.

Committee on **Elections** recommends **HB 2167** be amended on page 2, in line 17, by striking all after "(f)"; by striking all in lines 18 and 19; in line 20, by striking "(2)";

On page 3, in line 8, by striking all after "committee"; by striking all in lines 9 through 11; in line 12, by striking all before the semicolon; also in line 12, after the semicolon by inserting "and"; in line 14, by striking all after the second "committee"; by striking all in lines 15 through 40; in line 41, by striking all before the period;

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

Committee on **Elections** recommends **HB 2391** be amended on page 1, in line 22, by striking "two" and inserting "five"; in line 36, by striking "governmental ethics" and inserting "campaign finance";

On page 2, in line 20, before "The" by inserting "Not more than five members of the commission shall be members of the same political party and";

On page 5, in line 1, by striking all after "any"; in line 2, by striking all before the second period and inserting "director, officer, employee or other person who is authorized in writing to act on behalf of persons listed in this subsection";

On page 6, in line 11, after "(g)" by inserting "'Coordination" or "coordinated" shall have the meaning provided in this subsection. An express advocacy communication is "coordinated" or in "coordination" with a candidate, candidate committee or an agent of a candidate or candidate committee when the communication:

(1) Is paid for, in whole or in part, by a person other than that candidate or a party committee; and

(2) satisfies at least one of the conduct standards in 11 C.F.R. § 109.21(d), except that the terms "communication" or "public communication" in that regulation are limited to express advocacy communications. The safe harbors provisions described in 11 C.F.R. § 109.21(f) through (h) shall apply in determining whether a communication is coordinated.

(3) Notwithstanding any other provision of this act, the term "coordination" or "coordinated" does not include any action where reasonable efforts are taken to prohibit information passing from a candidate or candidate's agent to a political committee.

(h)";

Also on page 6, in line 15, by striking "(h)" and inserting "(i)";

On page 7, in line 38, by striking all after "to"; in line 39, by striking all before "make"; in line 40, by striking all after "contributions"; by striking all in line 41 and inserting "of"; in line 42, by striking "on express advocacy"; also in line 42, by striking all after "year"; by striking all in line 43;

On page 8, in line 1, by striking all before the period; in line 4, after "states" by inserting "in its articles of incorporation, bylaws or resolutions by the board of directors"; in line 12, after "Total" by inserting "program"; in line 13, after "time" by inserting "or expenses"; in line 14, after "total" by inserting "program";

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

On page 14, following line 14, by inserting:

"Sec. 8. K.S.A. 25-4150 is hereby amended to read as follows: 25-4150. (a) Every person, other than: (1) An individual; (2) a candidate; or (3) a candidate committee, party committee or political committee, who makes contributions or expenditures, other than by contribution to a candidate or a candidate committee, party committee or political committee, in an aggregate amount of \$100 or more within a calendar year shall make statements containing the information required by K.S.A. 25-4148, and amendments thereto, during any reporting period when contributions or expenditures are made. With respect to the information required by K.S.A. 25-4148(b)(2), and amendments thereto, the person shall be required to report only funds the person has received that are earmarked for the express purpose of nominating, electing or defeating a candidate or candidates for a state or local office or to expressly advocate the nomination, election or defeat of a candidate or candidates for a state or local office.

(b) Such statements shall be filed in the office or offices required so that each such statement is in such office or offices on the day specified in K.S.A. 25-4148, and amendments thereto. If such contributions are received or expenditures are made to expressly advocate the nomination, election or defeat of a clearly identified candidate for state office, other than that of an officer elected on a state-wide basis such statement shall be filed in both the office of the secretary of state and in the office of the county election officer of the county in which the candidate is a resident. If such contributions are received or expenditures are made to expressly advocate the nomination, election or

defeat of a clearly identified candidate for state-wide office such statement shall be filed only in the office of the secretary of state. If such contributions or expenditures are made to expressly advocate the nomination, election or defeat of a clearly identified candidate for local office such statement shall be filed in the office of the county election officer of the county in which the name of the candidate is on the ballot. Reports made under this section need not be cumulative.";

On page 16, in line 13, by striking "Notwithstanding any other provision of this act" and inserting "Subject to the prohibition against coordination between a candidate or candidate committee and a political committee";

On page 17, in line 26, after "office" by inserting "if the total amount of such expenses, compensation or gifts provided to such persons from all sources does not exceed the total fair market value of services provided to the candidate's campaign or political office";

On page 20, in line 2, by striking "The"; by striking all in lines 3 through 12; in line 13, by striking all before the period and inserting "(1) After a preliminary investigation of any matter reported to the commission pursuant to subsection (c), and upon specific written findings of fact and conclusions of law by the commission that there is a reasonable suspicion that a violation of the campaign finance act has occurred, the commission or any officer designated by the commission may apply to the district court of Shawnee county for an order to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence and require the production of any books, papers, correspondence, memoranda, agreements or other documents or records that the commission deems relevant or material to the investigation. All applications for a court order shall be made under seal of the court. The commission shall reimburse the reasonable costs of production of documents subject to subpoena. All subpoenas and subpoenas duces tecum issued under this section shall be authorized by the affirmative vote of not less than $\frac{3}{4}$ of the members of the commission. Any vote authorizing the issuance of a subpoena or subpoena duces tecum shall be taken at a meeting where the commissioners are in physical presence. Subpoenas duces tecum shall be limited to items reasonably relevant to such alleged violations. No subpoena or other process issued shall be served upon any person unless an application pursuant to this section has been filed in the district court of Shawnee county.

(2) Upon application by the commission or any officer designated by the commission for a court order pursuant to subsection (d)(1), the district court of Shawnee county, after review of the sufficiency of the written findings of fact and conclusions of law and the record before the commission, as well as the reasonableness and scope of the subpoena, may issue to that person an order requiring the person to appear before the commission or any officer designated by the commission, to produce evidence if so ordered or to give evidence touching the matter under investigation or in question. Any failure to obey the order of the court may be punishable by the court as a contempt of court. Upon the filing of an application for a court order under this section, the commission shall provide a copy of the written findings of fact and conclusions of law relating to the alleged violation and persons under investigation along with a copy of the issued subpoena and notices required by subsection (d)(4).

(3) The commission shall take reasonable steps to avoid imposing an undue burden or expense on a person subject to the subpoena. A person subject to a subpoena may apply to the district court for relief on the basis that responding to the subpoena will

cause an undue burden or expense. The district court on review of the person's application for relief, may impose an appropriate sanction on the commission including an order requiring the commission to reimburse the person for lost earnings and attorney fees.

(4) Every subpoena issued by the commission pursuant to subsection (d)(1) shall be accompanied by a notice containing the provisions of subsection (d)(3) and (d)(5) as well as the following statement: "This subpoena is not enforceable unless a district court of competent jurisdiction issues an order to enforce the subpoena. The recipient of this subpoena has rights under law including those listed in K.S.A. 25-4158(d)(3), and amendments thereto, or other laws to seek relief from complying with this subpoena, as well as a right to be represented by counsel in this matter pursuant to K.S.A. 25-4158(d)(5), and amendments thereto."

(5) Any person ordered to testify or produce documents under this section must be informed that the person has a right to be advised by counsel and that the person may not be required to make any self-incriminating statement. Upon a request by such person for counsel, no further examination of the witness shall take place until counsel is present. In the event that counsel of the witness' choice is not available, the person shall be required to obtain other counsel within three days in order that the inquisition may proceed. If such person is indigent and unable to obtain the services of counsel, the judge shall appoint counsel to assist the person who shall be compensated as counsel appointed for indigent defendants in the district court. Counsel for any witness shall be present while the witness is testifying and may interpose objections on behalf of the witness. Counsel shall not be permitted to examine or cross-examine the client or any other witness during the witnesses testimony";

On page 24, in line 1, by striking all after "(c)"; by striking all in line 2; in line 3, by striking "(d)"; in line 5, after the period by inserting "Nothing in this section shall prohibit the commission from requiring compliance with any provision of this act as part of a consent decree or final order."; in line 9, after "matter" by inserting "unless such person has received immunity from criminal prosecution in the same matter from a county or district attorney or the attorney general pursuant to K.S.A. 22-3415, and amendments thereto";

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

Also on page 24, in line 43, after the period by inserting "Notwithstanding any other provision of this act, the trial de novo shall include an evidentiary hearing at which issues of law and fact shall be determined anew.";

On page 25, in line 2, after "4148c," by inserting "25-4150,";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, by striking "two-year" and inserting "five-year"; in line 3, by striking "limiting" and inserting "modifying"; in line 6, after "25-4148c," by inserting "25-4150,"; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2246** be amended by substituting with a new bill to be designated as "Substitute for HOUSE BILL NO. 2246," as follows:

"Substitute for HOUSE BILL NO. 2246

By Committee on Judiciary

"AN ACT concerning adult residential care facilities; relating to involuntary transfer or discharge of residents from an adult residential care facility; authorizing the secretary

for aging and disability services to investigate violations; requiring the state long-term care ombudsman to publish a report.";

And the substitute bill be passed.

(**Sub HB 2246** was thereupon introduced and read by title.)

CHANGE OF REFERENCE

Speaker Hawkins announced the withdrawal of **HB 2030** from Committee on K-12 Education Budget and referral to Committee on Appropriations.

Also, the withdrawal of **HB 2140**, **HB 2194**, **HB 2259**, **HB 2391** from Calendar and referral to Committee on Appropriations.

REPORT ON ENGROSSED BILLS

HB 2024, **HB 2092**, **HB 2160** reported correctly engrossed February 21, 2023.

On motion of Rep. Croft, the House adjourned until 9:30 a.m., Thursday, February 23, 2023.

Journal of the House

THIRTY-THIRD DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, February 23, 2023, 9:30 a.m.

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

The roll was called with 122 members present.
Reps. Garber, Kessler and Weigel were excused on excused absence by the Speaker.
Excused later: Reps. Poetter Parshall, Johnson, K. Williams.
Present later: Reps. Garber and Weigel.

Prayer by Chaplain Brubaker:

Lord in heaven,
thank you for this day You have given us.
We are reminded of our difficulties, struggles and weaknesses.
But in the midst of this,
we know that You are strong and that
“we can do all things through Christ who gives us strength.”
Allow Your power to be manifested
through our own weaknesses
so that others will recognize it is You who is at work on our behalf.
Give strength to our leaders
as they wrap up the first half of this session.
I pray in Your Son’s Name, Amen.

The Pledge of Allegiance was led by Rep. Buehler.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **SB 195**.
Child Welfare and Foster Care: **SB 115**.
Education: **SB 66**.
Energy, Utilities and Telecommunications: **HB 2440, SB 144**.
Federal and State Affairs: **HB 2437, HB 2438, HB 2441, HB 2442**.
Financial Institutions and Pensions: **HB 2436**.
Health and Human Services: **HB 2439**.
Insurance: **SB 85**.
Judiciary: **SB 189**.
Taxation: **HB 2435**.
Transportation: **SB 132**.

CONSENT CALENDAR

No objection was made to **SB 11, HB 2191** appearing on the Consent Calendar for the third day. The bill was advanced to Final Action on Bills and Concurrent Resolutions.

Objection was made to **HB 2344** appearing on the Consent Calendar; the bill was placed on the Calendar under the heading General Orders.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2191, AN ACT concerning the children's cabinet; authorizing the cabinet to establish a nonprofit corporation to raise funds to benefit the Dolly Parton's imagination library book gifting program, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed.

SB 11, AN ACT concerning the state capitol; reauthorizing the permanent placement of a life-size version of the "Ad Astra" sculpture on state capitol grounds; transferring approval authority to the capitol preservation committee; making and concerning appropriations for the fiscal year ending June 30, 2023, for the department of administration; amending K.S.A. 75-2256 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy,

Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed.

HB 2019, AN ACT concerning transportation; relating to the Kansas transportation network company services act; establishing conditions for when a driver is an independent contractor for a transportation network company, was considered on final action.

On roll call, the vote was: Yeas 84; Nays 38; Present but not voting: 0; Absent or not voting: 3.

Yeas: Anderson, Averkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buchler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Gardner, Goddard, Goetz, Hawkins, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Humphries, T. Johnson, Landwehr, Lewis, Mason, Maughan, Miller, S., Minnix, Moser, Murphy, Neelly, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Probst, Proctor, Rahjes, Resman, Roth, Sanders, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Woodard, Younger.

Nays: Alcala, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Houglan, Hoye, Jacobs, Martinez, Melton, Meyer, Miller, D., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Rhiley, Robinson, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Winn, Xu.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed.

EXPLANATION OF VOTE

MR. SPEAKER: I voted NO today on **HB 2019**. Federal IRS has guidelines for determining this relationship between a business and an independent contractor. Facts that provide evidence of the degree of control and independence fall into three categories: Behavioral: Does the company control or have the right to control what the worker does and how the worker does his or her job? Financial: how worker is paid. Type of Relationship: Are there written contracts or employee type benefits? Kansas should not be involved in this relationship. – BILL RHILEY

HB 2020, AN ACT concerning motor carriers; relating to the employment status of a driver of a motor carrier; prohibiting the altering of employment status for requiring safety improvements on the vehicle, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoec, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed.

HB 2034, AN ACT concerning children and minors; relating to procedures in investigations of child abuse or neglect; requiring a child abuse review and evaluation referral; creating a program in the department of health and environment for the training and payment for child abuse reviews and exams; defining child abuse review and evaluation providers, networks and examination and child abuse medical resource centers; amending K.S.A. 38-2202 and 38-2226 and repealing the existing sections, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoec, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Fairchild.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed, as amended.

HB 2039, AN ACT concerning wildlife and parks; relating to hunting and fishing licenses; exempting disabled veterans from certain requirements; amending K.S.A. 32-906, 32-919 and 32-988 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 120; Nays 2; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoyer, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Bergkamp, Carmichael.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed, as amended.

HB 2047, AN ACT concerning water; relating to water infrastructure projects; authorizing the secretary of health and environment to adopt rules and regulations for an annual certification program for the replacement of distribution systems segments; relating to the Kansas water pollution control revolving fund; increasing the amortization period on loans from the Kansas water pollution control revolving fund; amending K.S.A. 65-163 and 65-3326 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 120; Nays 2; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoyer, Humphries, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Jacobs, Poetter Parshall.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed, as amended.

HB 2056, AN ACT concerning elections; relating to advance voting ballots; requiring the return of such ballots by 7 p.m. on the day of the election; amending K.S.A. 25-1132 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 77; Nays 45; Present but not voting: 0; Absent or not voting: 3.

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

Nays: Alcala, Amyx, Ballard, Blew, Borjon, Boyd, Carlin, Carr, Clifford, Collins, Curtis, Eplee, Featherston, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, F. Patton, Pickert, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Vaughn, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed, as amended.

EXPLANATIONS OF VOTE

MR. SPEAKER: I vote no on **HB 2056**. This bill sends the absolute wrong message and will not improve voter confidence. Elections are a process. The system is not broken. We should always err on the side of the voter and do everything we can do to accommodate and count legal ballots to protect our most sacred right of voting. The current 3- day grace period is reasonable. Today, I join our county election officials and most importantly our voters in opposing **HB 2056**. I vote no. – JESSE BORJON

MR. SPEAKER: We vote No on **HB 2056**. The original 3- day grace period bill passed with massive bipartisan support. Every elected official in this room has heard from our constituents about delayed mail service, and it is counter intuitive to throw a perfectly valid ballots away due to late arrival because poorly funded and badly run federal service. We believe the best way to maintain trust in our election system is by working under the current constructs, as opposed to undermining democracy itself through inflammatory rhetoric. – STEPHANIE SAWYER CLAYTON, JERRY STOGSDILL, PAM CURTIS, LINDSAY VAUGHN, LOUIS RUIZ, DENNIS “BOOG” HIGHBERGER, ALLISON HOUGLAND, CHRISTINA HASWOOD, SYDNEY CARLIN, BARBARA BALLARD, RUI XU, JO ELLA HOYE, MIKE AMYX, SUSAN RUIZ, BRAD BOYD, DAN OSMAN, JOHN ALCALA, MELISSA OROPEZA, CINDY NEIGHBOR, BRANDON WOODARD, SILAS MILLER, JASON PROBST, LYNN MELTON, ANGELA MARTINEZ, DENNIS MILLER, HEATHER MEYER, LINDA FEATHERSTON, MARI-LYNN POSKIN, KIRK HASKINS, TOBIAS

SCHLINGENSIEPEN

HB 2080, AN ACT concerning virtual schools; relating to state assessments; authorizing students enrolled in virtual school to take virtual state assessments; amending K.S.A. 72-3711 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 87; Nays 35; Present but not voting: 0; Absent or not voting: 3.

Yeas: Anderson, Awerkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Hawkins, Hill, Hoffiman, Hoheisel, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Mason, Miller, S., Minnix, Moser, Murphy, Neelly, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Probst, Proctor, Rahjes, Resman, Rhiley, Roth, Sanders, Sawyer Clayton, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Woodard.

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Haskins, Haswood, Helgerson, Highberger, Hougland, Martinez, Maughan, Melton, Meyer, Miller, D., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Robinson, Ruiz, L., Ruiz, S., Sawyer, Schlingensiepen, Stogsdill, Vaughn, Winn, Xu, Younger.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed, as amended.

HB 2086, AN ACT concerning elections; relating to election procedures; clarifying duties and qualifications of certain election officials; redefining certain election crimes; amending K.S.A. 10-120, 15-809, 19-303, 19-804, 19-3419, 19-3422, 19-3439, 25-105, 25-203, 25-208a, 25-211, 25-212, 25-213, 25-303, 25-305, 25-308, 25-321, 25-432, 25-433, 25-604, 25-610, 25-901, 25-1115, 25-1122, 25-1214, 25-1903, 25-2005, 25-2008, 25-2018, 25-2021, 25-21a02, 25-2310, 25-2502, 25-2507, 25-26a03, 25-2702, 25-2703, 25-2704, 25-2705, 25-2706, 25-2805, 25-2812, 25-2905, 25-3002, 25-3005, 25-3005a, 25-3104, 25-3107, 25-3201, 25-3301, 25-3303, 25-3304, 25-3801, 25-4004, 25-4005, 25-4148d, 25-4322, 25-4612, 25-4703, 25-4709 and 71-1415 and K.S.A. 2022 Supp. 19-3424, 25-3009 and 25-4414 and repealing the existing sections; also repealing K.S.A. 25-222, 25-305b, 25-1709, 25-1710, 25-2601, 25-4502, 25-4503, 25-4505, 25-4506, 25-4507 and 25-4508, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy,

Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed, as amended.

HB 2087, AN ACT concerning elections; relating to selection of presidential electors; directing political parties to have procedures for the selection of presidential electors; amending K.S.A. 25-301, 25-801, 25-802, 25-804 and 25-1435 and repealing the existing sections; also repealing K.S.A. 25-803, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed.

HB 2127, AN ACT concerning the Kansas probate code; adjusting time requirements linked to notice by publication and mailing; relating to hearing dates; sales at public auction; amending K.S.A. 59-2209 and 59-2308 and repealing the existing sections, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason,

Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Robinson.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed.

HB 2130, AN ACT concerning the Kansas probate code; increasing certain dollar amounts; relating to allowance to spouse and minor children; supplemental elective share amount; transfers within two years of death; homestead or homestead allowance; payment of benefits to certain relatives; small estates affidavit for personal property; remission of court costs for small estates; exhibition of demands and allowance without a hearing; refusal to grant letters of administration; appealable orders and bond; requests for transfer from magistrate to district judge; amending K.S.A. 59-6a202, 59-6a205, 59-1507a, 59-2215 and 59-2237 and K.S.A. 2022 Supp. 59-403, 59-6a215, 59-1507b, 59-2287, 59-2401 and 59-2402a and repealing the existing sections, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Robinson.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed.

HB 2131, AN ACT concerning the judicial council; relating to duties and mission; amending K.S.A. 20-2203 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 119; Nays 3; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist,

Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Jacobs, Poetter Parshall, Rhiley.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed.

HB 2133, AN ACT concerning financial institutions; relating to payments made with credit and debit cards; allowing a surcharge for use of such cards; amending K.S.A. 12-16,125 and 72-1176 and K.S.A. 2022 Supp. 19-122 and 75-30,100 and repealing the existing sections; also repealing K.S.A. 2022 Supp. 16a-2-403, was considered on final action.

On roll call, the vote was: Yeas 87; Nays 35; Present but not voting: 0; Absent or not voting: 3.

Yeas: Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Gardner, Goddard, Goetz, Haskins, Hawkins, Helgerson, Highberger, Hoheisel, Houser, Howe, Howell, Howerton, Humphries, T. Johnson, Landwehr, Lewis, Mason, Maughan, Miller, D., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Probst, Proctor, Rahjes, Resman, Rhiley, Roth, Sanders, Schlingensiepen, Schmoie, Schreiber, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, White, Williams, K., Williams, L., Woodard, Younger.

Nays: Alcalá, Amyx, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haswood, Hill, Hoffman, Hougland, Hoye, Jacobs, Martinez, Melton, Meyer, Miller, S., Ohaebosim, Oropeza, Osman, Ousley, Poskin, Robinson, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Seiwert, Stogsdill, Vaughn, Wasinger, Waymaster, Winn, Xu.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed.

EXPLANATIONS OF VOTE

MR SPEAKER: I vote no on **HB 2133**. All forms of payment cost a business money. Checks can be difficult to collect, cash has to be counted, coins rolled, kept secure, safely transported to the bank, checked that it is not counterfeited, and internal controls have to be added to prevent theft. For many businesses, credit cards are the least costly

way to collect payment. Collecting payment is a cost of doing business. Adding a surcharge to use a credit card only increases the cost to consumers. – TOM SAWYER, RUI XU

MR. SPEAKER – I vote yes on **HB 2133**. This statute is unenforceable due to a U.S. Supreme Court decision and we are seeking to clean up Kansas Statute. It doesn't raise prices on consumers but allows a private business the ability to decide how they wish to recoup the cost of a credit card transaction. Current law affords government entities this option and HB 2133 would give private business that same right. – NICK HOHEISEL, BILL RHILEY

HB 2141, AN ACT concerning food assistance; requiring cooperation with child support to determine food assistance eligibility for custodial and non-custodial parents; disqualifying such parents from food assistance when delinquent in child support payments; amending K.S.A. 2022 Supp. 39-709 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 76; Nays 46; Present but not voting: 0; Absent or not voting: 3.

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

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Concannon, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Hoheisel, Hougland, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Smith, E., Stogsdill, Vaughn, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed, as amended.

EXPLANATION OF VOTE

MR. SPEAKER: I vote No on **HB 2141**. What would Jesus do? I therefore vote No on **HB 2141**. – JOHN CARMICHAEL

HB 2149, AN ACT concerning motor vehicles; relating to distinctive license plates; allowing distinctive license plates to be personalized license plates; amending K.S.A. 8-1,141 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 108; Nays 14; Present but not voting: 0; Absent or not voting: 3.

Yeas: Amyx, Anderson, Ballard, Barth, Bergquist, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Clifford, Collins,

Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton , Schlingensiepen, Schmoe, Schreiber, Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Xu, Younger.

Nays: Alcalá, Awerkamp, Bergkamp, Blew, Carmichael, Carr, Goetz, Miller, V., Ousley, Rhiley, Robinson, Seiwert, Smith, A., Woodard.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed, as amended.

HB 2172, AN ACT concerning trusts; enacting the uniform trust decanting act; relating to the power of an authorized fiduciary to distribute property of a first trust to one or more second trusts or to modify the terms of the first trust, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton , Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed.

HB 2173, AN ACT concerning political subdivisions of the state; relating to building codes or similar rules; providing that such provisions shall not prohibit refrigerants approved for use under federal law, was considered on final action.

On roll call, the vote was: Yeas 105; Nays 17; Present but not voting: 0; Absent or not voting: 3.

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter,

Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Xu, Younger.

Nays: Alcalá, Carmichael, Carr, Clifford, Hoye, Melton, Meyer, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Ruiz, L., Sawyer Clayton, Stogsdill, Winn, Woodard.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed.

HB 2197, AN ACT concerning financial institutions; relating to the first-time home buyer savings account act; authorizing the state treasurer to market the first-time home buyer savings account program to account holders and financial institutions; providing a procedure for the distribution of the account balance upon the death of an account holder; changing the term "transfer on death" to "payable on death" regarding beneficiaries; resolving a conflict when beneficiaries differ on a financial institution's account records and on first-time home buyer savings account tax forms required by the secretary of revenue; amending K.S.A. 2022 Supp. 58-4903, 58-4904, 58-4906 and 79-32,117 and repealing the existing sections, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Ousley.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed, as amended.

HB 2236, AN ACT concerning education; relating to school districts; establishing parents' right to direct the education and upbringing of their children including the right to object to educational materials and activities that are not included in approved

curriculum or standards or impair a parent's beliefs, values or principles, was considered on final action.

On roll call, the vote was: Yeas 75; Nays 47; Present but not voting: 0; Absent or not voting: 3.

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

Nays: Alcalá, Amyx, Ballard, Borjon, Boyd, Butler, Carlin, Carmichael, Carr, Clifford, Curtis, Dodson, M., Eplee, Featherston, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, F. Patton, Poskin, Probst, Robinson, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Vaughn, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed, as amended.

EXPLANATION OF VOTE

MR. SPEAKER: I vote no on **HB 2236**. Parents are significant and have rights to determine the components of their child's education. However, this bill is so broadly written that it would allow disgruntled and misguided parents to disrupt a child's education and interfere with school operations. Schools have policies and procedures for parental dissent.

We cannot accept bigotry and ignorance to disrupt school operations. It is mid-education of a child if parents can ban well-documented literature, oppose diverse concepts, and make decisions about a child's education just because "it makes people feel bad." Knowledge must not be segregated. Facts must be taught. – VALDENIA C. WINN

HB 2238, AN ACT concerning education; relating to student athletes; creating the fairness in women's sports act; restricting participation on women's teams to female students; providing a cause of action for violations of the act, was considered on final action.

On roll call, the vote was: Yeas 82; Nays 40; Present but not voting: 0; Absent or not voting: 3.

Yeas: Anderson, Awerkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Gardner, Goddard, Goetz, Hawkins, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Mason, Maughan, Minnix, Moser, Murphy, Neelly, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Proctor, Rahjes, Resman, Rhiley, Roth, Sanders,

Schmoe, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L..

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Robinson, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton , Schlingensiepen, Schreiber, Stogsdill, Vaughn, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed.

EXPLANATIONS OF VOTE

MR. SPEAKER: The people who drafted this bill for introduction in legislatures all across the country were very clever about framing. Most people will say no If you ask them if men should compete against women in sports. But if you ask them if all children should have an opportunity to play school sports, you will get a different answer. This bill is not about women’s rights or Title IX – it is a not-so-well camouflaged attack on the transgender community. I vote no on **HB 2238**. – DENNIS “BOOG” HIGHBERGER

MR. SPEAKER: In Governor Laura Kelly's re-election campaign ads, she said the following: “So let me just say it: Of course, men should not play girls' sports. OK. We all agree on that.” I take the governor at her word. This simple statement of common sense is something I believe we can and should all agree on. We must protect that which so many have worked so hard to achieve. I vote YES on **HB 2238**. – LES MASON, SUSAN OLIVER ESTES, KRISTEY WILLIAMS, SEAN TARWATER, BILL SUTTON, BARB WASINGER, JOE SEIWERT, DUANE DROGE, WEBSTER ROTH, KYLE HOFFMAN, CARRIE BARTH, WILLIAM CLIFFORD, ERIC SMITH, SANDY PICKERT, LEAH HOWELL, REBECCA SCHMOE, LISA M. MOSER, BLAKE CARPENTER, BILL RHILEY, PATRICK PENN, JEFF UNDERHILL, MICHAEL MURPHY, DAVID BUEHLER

MR SPEAKER: I vote yes on **HB 2238**. According to an article in Forbes last year, only 3 in 10 Americans believe that biological males should compete in female sporting events. So 70% of Americans agree with this bill. That would include Kansans.

Protecting girls and women – in competition, in private places, and on the podium is common sense. Not extreme. It is fair, it is prudent, and it is wise for Kansas to protect the rights of our girls and women. – SUSAN HUMPHRIES, CYNDI HOWERTON, PAUL WAGGONER, TIMOTHY JOHNSON, SCOTT HILL, CHUCK SMITH, LISA MOSER

MR SPEAKER: I vote NO on **HB 2238**. As a former Republican of 35 years, I cling to many tenets of the GOP, including local control. The KS GOP platform states: “Local control should be preferred and considered when enacting laws and regulations, Larger government units should not interfere with local more efficient and responsive solutions.” KSHSAA already has a local, more efficient and responsive solution to the treatment of transgender athletes that includes consideration of: “c. Gender Identity related advantages to the student if participation would be approved.” **HB 2238** is unnecessary, interfering with a perfectly responsive local solution. – MARI-LYNN POSKIN

HB 2240, AN ACT concerning the department for children and families; relating to qualified residential treatment programs; requiring the clerk of the district court to give notice of placement; amending K.S.A. 38-2291 and repealing the existing section, was

considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed.

HB 2263, AN ACT concerning health and healthcare; relating to pharmacy; authorizing pharmacy technicians to administer certain vaccines; amending K.S.A. 65-1635a and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 119; Nays 3; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Awerkamp, Jacobs, Rhiley.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed, as amended.

HB 2264, AN ACT concerning health and healthcare; enacting the no patient left alone act; relating to hospitals, adult care homes and hospice facilities; requiring such facilities to allow in-person visitation in certain circumstances; authorizing such

facilities to adopt visitation policies and procedures, was considered on final action.

On roll call, the vote was: Yeas 103; Nays 19; Present but not voting: 0; Absent or not voting: 3.

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barth, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Gardner, Goddard, Goetz, Hawkins, Helgerson, Hill, Hoffman, Hoheisel, Howe, Howell, Howerton, Humphries, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Meyer, Miller, D., Miller, S., Minnix, Moser, Murphy, Neelly, Neighbor, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schmo, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Woodard, Younger.

Nays: Alcalá, Bergkamp, Carr, Featherston, Haskins, Haswood, Highberger, Houglan, Houser, Hoye, Jacobs, Melton, Miller, V., Ohaebosim, Oropeza, Poskin, Schlingensiepen, Winn, Xu.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed, as amended.

EXPLANATIONS OF VOTE

MR. SPEAKER: I vote "yea" for **HB 2264**. Most of America has known, or known of someone who has died in a hospital, health care facility or nursing home with no family around. No one wants to die alone. And the heartache of letting someone go this way likely cannot be described. This law will go a long way toward advocating for family and loved ones. To Lisa King and Family, Eddie King will not be forgotten. – EMIL M. BERGQUIST, LISA MOSER

MR. SPEAKER: I vote no on **HB 2264**. This bill started out as NO patient should be left alone; it ended up being a patient may be left alone. – BRIAN BERGKAMP

HB 2279, AN ACT concerning water; relating to groundwater management districts; requiring groundwater management districts to submit annual reports to the legislature; directing groundwater management districts to submit conservation and stabilization plans to the chief engineer, was considered on final action.

On roll call, the vote was: Yeas 116; Nays 6; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hoffman, Hoheisel, Houglan, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor,

Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton , Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Fairchild, Hill, Houser, Jacobs, Poetter Parshall, Rhiley.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed, as amended.

HB 2291, AN ACT concerning alcoholic beverages; relating to food establishments; permitting food establishments to allow dogs in outside areas on the premises and food establishments that are microbreweries to allow dogs in outside and inside areas on the premises notwithstanding certain provisions of the Kansas food code; establishing conditions therefor; allowing beer containing not more than 6% alcohol by volume to be considered cereal malt beverage and not beer under state law when sold by a microbrewery, was considered on final action.

On roll call, the vote was: Yeas 108; Nays 14; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Borjon, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Eplee, Essex, Estes, Fairchild, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Resman, Robinson, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton , Schlingensiepen, Schmoie, Schreiber, Seiwert, Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Bloom, Boyd, Ellis, Featherston, Francis, Gardner, Hill, Hoffman, Rahjes, Rhiley, Roth, Smith, A., Smith, C., Smith, E..

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed, as amended.

HB 2292, AN ACT concerning economic development; enacting the Kansas apprenticeship act; establishing a tax credit program and grant incentive programs for apprenticeships for Kansas businesses, nonprofit organizations, healthcare organizations and teacher apprentices for school districts; creating the Kansas nonprofit apprenticeship grant program fund and the Kansas educator registered apprenticeship grant program fund, was considered on final action.

On roll call, the vote was: Yeas 115; Nays 7; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang,

Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Averkamp, Fairchild, Houser, Jacobs, Murphy, Poetter Parshall, Rhiley.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed, as amended.

HB 2298, AN ACT concerning roads and highways; designating a portion of interstate 435 as the Officer Donald Burton Gamblin Jr memorial highway, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcala, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed, as amended.

HB 2302, AN ACT concerning water; relating to funding for the state water plan and water infrastructure projects; creating the water technical assistance fund and water projects grant fund; authorizing the Kansas water office to provide grants from such funds and adopt rules and regulations to establish the criteria for grants from such funds; distributing a portion of the revenue from the sales and compensating use tax to the state water plan fund; amending K.S.A. 82a-951 and K.S.A. 2022 Supp. 79-3620, 79-3710, 79-4804 and 82a-953a and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 119; Nays 3; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Awerkamp, Jacobs, Poetter Parshall.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed, as amended.

HB 2322, AN ACT concerning education; relating to exceptional children; revising the definition of "children with disabilities" to replace emotional disturbance with emotional disability; amending K.S.A. 2022 Supp. 72-3404 and 75-5399 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 120; Nays 2; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Houser, Rhiley.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed.

HB 2332, AN ACT concerning the division of tourism; relating to the transfer of powers, duties and functions from the department of wildlife and parks to the department of commerce; making changes in references and transfers to state officers with respect thereto; amending K.S.A. 2-1314d, 2-2473, 8-134, 32-801, 32-802, 32-805, 32-806, 32-807, 32-809, 32-832, 32-833, 32-834, 32-835, 32-836, 32-837, 32-839,

32-840, 32-844, 32-845, 32-846, 32-869, 32-873, 32-874, 32-874a, 32-874b, 32-874c, 32-874d, 32-874e, 32-886, 32-887, 32-888, 32-906, 32-918, 32-930, 32-932, 32-938, 32-960a, 32-966, 32-976, 32-996, 32-997, 32-998, 32-999, 32-9,100, 32-1001, 32-1004, 32-1005, 32-1031, 32-1032, 32-1040, 32-1041, 32-1049, 32-1049a, 32-1050, 32-1051, 32-1052, 32-1053, 32-1054, 32-1062, 32-1063, 32-1064, 32-1066, 32-1074, 32-1075, 32-1077, 32-1102, 32-1112, 32-1129, 32-1174, 32-1203, 32-1306, 32-1308, 32-1310, 32-1401, 32-1402, 32-1403, 32-1410, 32-1411, 32-1412, 32-1413, 32-1420, 32-1421, 32-1422, 32-1432, 32-1433, 32-1438, 47-2101, 65-189e, 65-3424b, 65-5703, 68-406, 74-134, 74-5,133, 74-2622, 74-3322, 74-4722, 74-4911f, 74-5005, 74-6614, 74-7901, 74-9201, 75-1253, 75-2720, 75-2935, 75-3339, 75-37,121, 75-3907, 75-3908, 75-3910, 76-463, 77-415, 79-201a, 79-3221e, 79-3221h, 79-32,203, 79-5212, 82a-209, 82a-220, 82a-326, 82a-903, 82a-1501, 82a-2001 and 82a-2204 and K.S.A. 2022 Supp. 19-2803b, 19-2803d, 19-2817, 19-2822, 19-2835, 19-2836, 19-2839, 19-2844, 19-2844a, 19-2855, 19-2868, 19-2873, 19-2894, 19-3543, 20-302b, 21-5810, 21-6308a, 21-6416, 22-2512, 32-701, 41-719, 49-408, 58-3221, 58-3225, 74-5602, 77-421 and 79-3234 and repealing the existing sections; also repealing K.S.A. 32-810, 32-811, 32-812, 32-813, 32-814, 32-815, 32-816 and 32-818, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed.

HB 2378, AN ACT concerning the disposition of certain state real property; authorizing the secretary of administration on behalf of the Kansas department for aging and disability services to convey land in Shawnee county to the Kansas commission on veterans affairs office; imposing certain conditions; prescribing costs of conveyance; requiring approval by the attorney general, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis,

Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoyer, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: T. Johnson.

Present but not voting: None.

Absent or not voting: Garber, Kessler, Weigel.

The bill passed.

EXPLANATION OF VOTE

MR SPEAKER: I support the building of the veterans home. However, the selection of the site lacked transparency: – TIM JOHNSON

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

COMMITTEE OF THE WHOLE

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

Recommended that: **HB 2114, HB 2338, HB 2395, HB 2196** be passed.

HB 2331 be passed over and retain a place on the calendar.

Committee report to **HB 2335** be adopted; and the bill be passed as amended.

Committee report to **HB 2147** be adopted.

Also, on motion of Rep. Awerkamp, **HB 2147** be amended on page 3, in line 3, after the period by inserting "All certification of compliance fees collected by the division of vehicles, a contractor or a county treasurer pursuant to this subsection shall be retained by the entity who processed the certification of compliance form." and the bill be passed as amended.

Committee report to **HB 2346** be adopted; and the bill be passed as amended.

Committee report to **HB 2023** be adopted; and the bill be passed as amended.

On motion of Rep. Howell, **HB 2053** be amended on page 1, in line 6, after "state" by inserting ", after consultation with county election officers,;" in line 11, after "ballots" by inserting ", the remote ballot boxes" and the bill be passed as amended.

Committee report to **HB 2293** be adopted; and the bill be passed as amended.

Committee report to **HB 2326** be adopted; and the bill be passed as amended.

Committee report to **HB 2376** be adopted; and the bill be passed as amended.

On motion of Rep. Corbet to amend **HB 2198**, the motion did not prevail and the bill

be passed.

On motion of Rep. Croft, the House recessed until 1:00 p.m.

AFTERNOON SESSION

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

On emergency motion of Rep. Croft, **HCR 5012**, by Reps. Hawkins, Croft and V. Miller, as follows, was introduced and adopted:

HOUSE CONCURRENT RESOLUTION NO. **HCR 5012--**

by Representatives Hawkins, Croft and V. Miller

A CONCURRENT RESOLUTION relating to the adjournment of the senate and house of representatives for a period of time during the 2023 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 February 23, 2023, and shall reconvene on March 1, 2023; 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 and subsistence expenses or allowances as provided in K.S.A. 75-3212, and amendments thereto.

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

COMMITTEE OF THE WHOLE

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

Recommended that: **HB 2184, HB 2408, HB 2323, HB 2216, HB 2226, HB 2336, HB 2260, HB 2375** be passed.

Committee report to **HB 2325** be adopted; and the bill be passed as amended.
Committee report recommending a substitute bill to **Sub HB 2121** be adopted; and the substitute bill be passed.

Committee report to **HB 2350** be adopted; and the bill be passed as amended.

Committee report to **HB 2387** be adopted; and the bill be passed as amended.

HB 2299 be passed over and retain a place on the calendar.

HB 2139 be passed over and retain a place on the calendar.

Committee report to **HB 2398** be adopted; and the bill be passed as amended.

Committee report to **HB 2392** be adopted; and the bill be passed as amended.

Committee report to **HB 2340** be adopted.

Also, on motion of Rep. Landwehr, **HB 2340** be amended on page 20, in line 28, by striking all after "(2)"; by striking all in lines 29 through 34; in line 35, by striking "(3)";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly

and the bill be passed as amended.

Committee report to **HB 2288** be adopted; and the bill be passed as amended.

Committee report to **HB 2390** be adopted.

Also, on motion of Rep. Eplee, **HB 2390** be amended on page 10, in line 13, after "ketamine" by inserting ", flunitrazepam";

On page 1, in the title, in line 9, after "ketamine" by inserting ", flunitrazepam" and the bill be passed as amended.

Committee report to **HB 2138** be adopted.

Also, on motion of Rep. Haskins, **HB 2138** be amended on page 1, in line 31, after "education" by inserting "and state board of regents"; also in line 31, after "shall" by inserting "jointly"; in line 36, after "education" by inserting "and state board of regents";

On page 2, in line 2, after "shall" by inserting "jointly" and the bill be passed as amended.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Croft pursuant to House Rule 2311, **HB 2023, HB 2053, HB 2114, HB 2121, HB 2138, HB 2147, HB 2184, HB 2196, HB 2198 and HB 2216, HB 2226, HB 2260, HB 2288, HB 2293, HB 2323, HB 2325, HB 2326, HB 2335, HB 2336, HB 2338, HB 2340, HB 2346, HB 2350, HB 2375, HB 2376, HB 2387, HB 2390, HB 2392, HB 2395, HB 2398 and HB 2408** were advanced to Final Action on Bills and Concurrent Resolutions.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2114, AN ACT concerning the joint committee on corrections and juvenile justice oversight; renaming the committee in honor of Representative J. Russell (Russ) Jennings; requiring the committee to monitor the implementation of juvenile justice reform and the work of the juvenile justice oversight committee; amending K.S.A. 46-2801, 65-536 and 74-9101 and repealing the existing sections; also repealing K.S.A. 46-2802, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not

voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall.

The bill passed.

HB 2335, AN ACT concerning transportation; relating to the rail service improvement program; authorizing loans or grants for qualified track maintenance; providing a definition for qualified track maintenance; increasing the transfer amount from the state highway fund to the rail service improvement fund; amending K.S.A. 2022 Supp. 75-5048 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 5; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Garber, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Bergkamp, Fairchild, Gardner, Penn, Rhiley.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall.

The bill passed, as amended.

HB 2147, AN ACT concerning motor vehicles; relating to abandoned or towed vehicles; requiring a person providing wrecker or towing service or agency to provide a certification of compliance to a purchaser upon the sale and transfer of an abandoned or towed vehicle; amending K.S.A. 8-1102 and 8-1103 and repealing the existing sections,

was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall.

The bill passed, as amended.

HB 2346, AN ACT concerning motor vehicles; relating to distinctive license plates; providing for the back the blue license plate; amending K.S.A. 8-1,141 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 116; Nays 6; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Younger.

Nays: Bergkamp, Carmichael, Haswood, Houglan, Ousley, Xu.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall.

The bill passed, as amended.

EXPLANATION OF VOTE

MR. SPEAKER: Thank you for your support on **HB 2346**. This bill is personal to me, as I mentioned earlier. Our community was hit hard over a short period of time due to the

loss of two KCK Police Officers and two Sheriff Deputies. Our hearts still hurt. My hope is that this license plate shows members of the blue line, as well as their families and friends that there are people that support and appreciate them every day. God Bless and protect our blue families. – LYNN MELTON

HB 2023, AN ACT concerning crimes, punishment and criminal procedure; relating to crimes against the public peace; creating the crime of interference with the conduct of a healthcare facility; relating to battery; increasing the criminal penalty for battery of a healthcare provider; amending K.S.A. 2022 Supp. 21-5413 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 118; Nays 4; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Howe, Howell, Howerton, Hoye, Humphries, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Barth, Houser, Jacobs, Schmoe.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall.

The bill passed, as amended.

HB 2338, AN ACT concerning health and healthcare; relating to sickle cell disease; designating sickle cell awareness week; requiring the department of health and environment to study and report on topics related to sickle cell disease, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert,

Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The bill passed.

HB 2053, AN ACT concerning elections; relating to advance voting ballots; authorizing the secretary of state to adopt rules and regulations for the use of remote ballot boxes, was considered on final action.

On roll call, the vote was: Yeas 109; Nays 12; Present but not voting: 0; Absent or not voting: 4.

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Minnix, Moser, Murphy, Neelly, Neighbor, Oropeza, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, L., Woodard, Xu, Younger.

Nays: Alcala, B. Carpenter, Carr, Highberger, Hill, Miller, V., Ohaebosim, Osman, Ruiz, L., Thomas, Weigel, Winn.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The bill passed, as amended.

HB 2395, AN ACT concerning the open records act; relating to public records; continuing in existence certain exceptions to the disclosure thereof; amending K.S.A. 9-512, 40-4308, 40-4350, 45-229, 65-177, 65-28b08, 74-5611a, 75-7240 and 75-7242 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcala, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert,

Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The bill passed.

HB 2293, AN ACT concerning crimes, punishment and criminal procedure; relating to jailhouse witness testimony; requiring prosecutors to disclose their intent to introduce testimony from a jailhouse witness and to forward related information to the Kansas bureau of investigation, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 4; Present but not voting: 0; Absent or not voting: 4.

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Woodard, Xu, Younger.

Nays: Alcalá, Meyer, Ruiz, S., Winn.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The bill passed, as amended.

HB 2326, AN ACT concerning consumer protection; relating to the scrap metal theft reduction act; clarifying that catalytic converters are regulated scrap metal; extending the expiration date of the act; amending K.S.A. 2022 Supp. 50-6,109 and 50-6,112d and repealing the existing sections, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert,

Smith, A., Smith, C., Smith, E., Stogsdill, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: Sutton.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The bill passed, as amended.

HB 2376, AN ACT concerning housing discrimination; relating to the Kansas act against discrimination; prohibiting the recording of unlawful restrictive covenants; authorizing the removal of unlawful restrictive covenants; amending K.S.A. 44-1017a and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoee, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The bill passed, as amended.

HB 2196, AN ACT concerning retirement and pensions; relating to the Kansas deferred retirement option program act; expanding such program membership to all members of the Kansas police and firemen's retirement system; amending K.S.A. 2022 Supp. 74-4986l and 74-4986p and repealing the existing sections, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert,

Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: Rhiley.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The bill passed.

HB 2198, AN ACT concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; providing for membership affiliation for certain law enforcement officers and employees of the Kansas department of wildlife and parks; establishing employee and employer contributions, was considered on final action.

On roll call, the vote was: Yeas 118; Nays 3; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hoffman, Hoheisel, Houglan, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: Fairchild, Hill, Houser.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The bill passed.

HB 2184, AN ACT concerning the judicial council; abolishing the judicial council fund; transferring all moneys and liabilities of such fund to the state general fund; repealing the transfer of funds from docket fees to the judicial council fund; transferring annually unencumbered funds from the publications fee fund to the state general fund; amending K.S.A. 2022 Supp. 20-362, 20-2207 and 20-2208 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell,

Howerton, Hoye, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The bill passed.

HB 2408, AN ACT concerning health and healthcare; relating to the practice of barbering and cosmetology; exempting adult care homes from statutes governing barbering and cosmetology facilities; amending K.S.A. 65-1904a and 74-1807 and repealing the existing sections, was considered on final action.

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

Yeas: Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: Alcalá.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The bill passed.

HB 2323, AN ACT concerning fire districts; relating to fire districts located in Johnson county; providing for the detachment and transfer of property thereof annexed by a city; amending K.S.A. 2022 Supp. 19-3623f and repealing the existing section, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson,

Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: Carmichael.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The bill passed.

HB 2325, AN ACT concerning insurance; relating to the healthcare provider insurance availability act; adding maternity center to the definition of "healthcare provider" contained therein; amending K.S.A. 40-3401 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The bill passed, as amended.

Sub HB 2121, AN ACT concerning crimes, punishment and criminal procedure; relating to trials; speedy trial; extending the suspension and providing that time during the COVID-19 public health emergency shall not be assessed against the state; amending K.S.A. 2022 Supp. 22-3402 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 112; Nays 9; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M.,

Donohoe, Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hoheisel, Hougland, Howe, Howell, Howerton, Hoye, Humphries, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: Boyd, W. Carpenter, Fairchild, Hill, Hoffman, Houser, Jacobs, Rhiley, Sutton.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The substitute bill passed.

HB 2350, AN ACT concerning crimes, punishment and criminal procedure; relating to crimes against persons; creating the crimes of human smuggling and aggravated human smuggling; providing criminal penalties therefor, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 4; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcala, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Landwehr, Lewis, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Younger.

Nays: Martinez, Oropeza, Ruiz, S., Xu.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The bill passed, as amended.

HB 2387, AN ACT concerning economic development; relating to STAR bonds; providing funding to replace lost food sales tax revenue for STAR bond districts established prior to December 31, 2022, and modifying the tax increment definition for such districts; authorizing STAR bond project costs for historic theaters and major amusement parks to include certain additional costs; extending the deadline for the report on STAR bonds by the department of commerce to certain legislative committees; increasing the limit of financing without the issuance of special obligation bonds for rural redevelopment projects; amending K.S.A. 12-17,162 and 12-17,169 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 72; Nays 49; Present but not voting: 0; Absent or not

voting: 4.

Yeas: Alcalá, Amyx, Anderson, Ballard, Bergquist, Borjon, Boyd, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Dodson, M., Eplee, Essex, Featherston, Francis, Goetz, Haskins, Haswood, Hawkins, Highberger, Hoheisel, Hougland, Howe, Howell, Hoyer, Martinez, Melton, Miller, D., Miller, S., Miller, V., Minnix, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, F. Patton, Poskin, Probst, Resman, Robinson, Ruiz, S., Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thompson, Underhill, Vaughn, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: Awerkamp, Barth, Bergkamp, Blew, Blex, Bloom, Bryce, Carmichael, Delperdang, Donohoe, Droge, Ellis, Estes, Fairchild, Garber, Gardner, Goddard, Helgerson, Hill, Hoffman, Houser, Howerton, Humphries, Jacobs, Landwehr, Lewis, Mason, Maughan, Meyer, Moser, Murphy, Neelly, Owens, Penn, Pickert, Proctor, Rahjes, Rhiley, Roth, Ruiz, L., Sanders, Sawyer, Seiwert, Thomas, Titus, Turk, Turner, Waggoner, Wasinger.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The bill passed, as amended.

EXPLANATION OF VOTE

MR. SPEAKER: I vote No on **HB 2387**. This bill negatively effects SGF revenue by 15 million a year. This bill is the highest fiscal note of any measure that we considered today. This bill is not a fix regarding food sales tax but actually a notable expansion of a failed program. Our own 2021 Legislative Post Audit said of 1.1 billion in Star Bond invested only 3 out of 16 star bond projects met their Commerce Department Goals. High costs to taxpayers, low results for Kansas. I say No. — PAUL WAGGONER, JOHN CARMICHAEL, SCOTT HILL, BILL RHILEY

HB 2398, AN ACT concerning crimes, punishment and criminal procedure; relating to crimes involving controlled substances; adding the placing of controlled substances into pills into the definition of manufacture; excluding materials used to detect the presence of fentanyl, ketamine or gamma hydroxybutyric acid from the definition of drug paraphernalia; increasing the criminal penalties for manufacturing fentanyl-related controlled substance; creating a special sentencing rule for distributing fentanyl-related controlled substance; amending K.S.A. 2022 Supp. 21-5701, 21-5703 and 21-6805 and repealing the existing sections; also repealing K.S.A. 2022 Supp. 21-5701b, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoyer, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly,

Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton , Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The bill passed, as amended.

HB 2216, AN ACT concerning motor vehicles; relating to driving with a license that is canceled, suspended or revoked; removing the mandatory imprisonment term for a first offense in certain circumstances; amending K.S.A. 8-262 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton , Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The bill passed.

HB 2226, AN ACT concerning the state corporation commission; relating to the Kansas underground utility damage prevention act; extending the time period for notice for excavations; permitting virtual whitelining of excavation sites; amending K.S.A. 66-1804 and 66-1810 and K.S.A. 2022 Supp. 66-1802, 66-1805 and 66-1806 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell,

Howerton, Hoye, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The bill passed.

HB 2336, AN ACT concerning the surplus property and public airport authority act; relating to bonding authority; providing for increased bonding authority up to \$10,000,000; amending K.S.A. 27-334 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 91; Nays 30; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Francis, Gardner, Goddard, Goetz, Hawkins, Helgerson, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Hoye, Humphries, Landwehr, Mason, Miller, D., Miller, S., Minnix, Moser, Neelly, Osman, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Wasinger, Waymaster, Weigel, White, Williams, L., Woodard, Xu, Younger.

Nays: Amyx, Carmichael, Carr, Curtis, Fairchild, Featherston, Garber, Haskins, Haswood, Highberger, Hill, Houglund, Jacobs, Lewis, Martinez, Maughan, Melton, Meyer, Miller, V., Murphy, Neighbor, Ohaebosim, Oropeza, Ousley, Rhiley, Ruiz, L., Stogsdill, Vaughn, Waggoner, Winn.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The bill passed.

EXPLANATION OF VOTE

Mr. Speaker: I vote NO on **HB 2336**. The bill allows for the issuance of up to \$10,000,000 of general obligation bonds by an unelected body without the opportunity for an election by the voters or even the avenue of a protest petition to such an action. – VIC MILLER, JOHN CARMICHAEL

HB 2260, AN ACT concerning health and healthcare; relating to the medical student loan program; loan agreements for mental healthcare; increasing the number of loan agreements that may be provided; prohibiting impediments to students switching between residency training programs; amending K.S.A. 76-382 and repealing the existing section, was considered on final action.

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

voting: 4.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: Fairchild.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The bill passed.

HB 2392, AN ACT concerning veterans and military; updating the Kansas code of military justice relating to certain definitions, unlawful acts and punishment requirements thereof; amending K.S.A. 48-2101, 48-2102, 48-2103, 48-2105, 48-2106, 48-2201, 48-2203, 48-2204, 48-2602, 48-2605, 48-2708, 48-2709, 48-2801, 48-2802, 48-3003, 48-3005, 48-3006, 48-3007, 48-3008, 48-3009, 48-3010, 48-3011, 48-3012, 48-3013, 48-3014, 48-3015, 48-3016, 48-3017, 48-3018, 48-3019, 48-3020, 48-3021, 48-3022, 48-3023, 48-3024, 48-3025, 48-3026, 48-3027, 48-3028, 48-3029, 48-3030, 48-3031, 48-3032, 48-3033, 48-3033a, 48-3034, 48-3035, 48-3035a, 48-3036, 48-3037, 48-3038, 48-3039, 48-3040, 48-3041, 48-3042, 48-3043, 48-3044, 48-3101, 48-3102, 48-3103, 48-3104, 48-3105, 48-3108, 48-3109, 48-3110 and 48-3112 and K.S.A. 2022 Supp. 48-2301 and repealing the existing sections; also repealing K.S.A. 48-2104, 48-2202, 48-2205, 48-2206, 48-2207, 48-2208, 48-2401, 48-2401a, 48-2402, 48-2402a, 48-2403, 48-2404, 48-2405, 48-2406, 48-2501, 48-2501a, 48-2502, 48-2503, 48-2504, 48-2505, 48-2506, 48-2507, 48-2601, 48-2603, 48-2604, 48-2606, 48-2701, 48-2702, 48-2703, 48-2704, 48-2705, 48-2706, 48-2707, 48-2710, 48-2711, 48-2712, 48-2713, 48-2714, 48-2715, 48-2716, 48-2717, 48-2718, 48-2719, 48-2803, 48-2804, 48-2915, 48-2916, 48-2917, 48-2918, 48-2919, 48-2920, 48-2921, 48-2922, 48-2923, 48-2924, 48-2925, 48-2926, 48-2927, 48-2928, 48-2929, 48-2930, 48-2931, 48-2932, 48-3001, 48-3106, 48-3107 and 48-3114, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan,

Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The bill passed, as amended.

HB 2340, AN ACT concerning the behavioral sciences; requiring the behavioral sciences regulatory board to process applications within a certain time and establish an expedited application process; relating to licensure and regulation; professional counselors, social workers, marriage and family therapists, addiction counselors, behavior analysts, psychologists and master's level psychologists; decreasing the years of practice required for reciprocity licensure; providing reduced diagnosis and treatment continuing education requirements; establishing license categories for applicants from social work programs in candidacy for accreditation and for temporary reinstatement; extending the license period of temporary licenses; establishing a community-based license for professional counselors, social workers, marriage and family therapists and psychologists; amending K.S.A. 65-5802, 65-5806, 65-6302, 65-6313, 65-6314, 65-6402, 65-6407, 65-6608, 65-6614, 65-6618, 65-7504, 65-7505, 74-5302, 74-5318, 74-5361, 74-5365, 74-5366, 74-5367 and 74-7501 and K.S.A. 2022 Supp. 65-5804a, 65-5807, 65-5808, 65-6306, 65-6309, 65-6322, 65-6404, 65-6405, 65-6406, 65-6411, 65-6610, 65-6611, 65-6613, 74-5310, 74-5315, 74-5316, 74-5363 and 74-5375 and repealing the existing sections; also repealing K.S.A. 74-5339, was considered on final action.

On roll call, the vote was: Yeas 118; Nays 3; Present but not voting: 0; Absent or not voting: 4.

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: Alcalá, Carmichael, Carr.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The bill passed, as amended.

HB 2288, AN ACT concerning the behavioral sciences; relating to professional counselors; enacting the counseling compact to provide interstate practice privileges; authorizing the behavioral sciences regulatory board to establish a fee for a home-state license with interstate practice privileges; amending K.S.A. 2022 Supp. 65-5808 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgeson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K.

The bill passed, as amended.

HB 2375, AN ACT concerning the behavioral sciences; relating to social work; powers, duties and functions of the behavioral sciences regulatory board; establishing the temporary candidacy baccalaureate and master social work licenses; providing requirements and fees therefor; amending K.S.A. 65-6314 and K.S.A. 2022 Supp. 65-6306 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 119; Nays 2; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgeson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Xu,

Younger.

Nays: Jacobs, Rhiley.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The bill passed.

HB 2390, AN ACT concerning drugs; relating to drug overdoses; enacting the Kansas overdose fatality review board act; establishing the Kansas overdose fatality review board; providing for membership and duties thereof; requiring the secretary of health and environment to study drug overdose death cases; providing for the confidentiality of acquired and related records; providing criminal penalties for the unauthorized disclosure of such records; relating to crimes involving controlled substances; excluding materials used to detect the presence of fentanyl, ketamine, flunitrazepam or gamma hydroxybutyric acid from the definition of drug paraphernalia; clarifying who may be protected from liability for administering an emergency opioid antagonist; amending K.S.A. 2022 Supp. 21-5701 and 65-16,127 and repealing the existing sections; also repealing K.S.A. 2022 Supp. 21-5701b, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Houser, Howe, Howell, Howerton, Hoyer, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The bill passed, as amended.

HB 2138, AN ACT concerning education; relating to career technical education; creating the career technical education credential and transition incentive for employment success act; providing state aid to school districts, community and technical colleges and the Washburn institute of technology for students enrolled in high school who obtain a credential; establishing the career technical education credential and transition incentive fund, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B.

Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoyer, Humphries, Jacobs, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoer, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: T. Johnson, Kessler, Poetter Parshall, Williams, K..

The bill passed, as amended.

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 2443, AN ACT concerning children and minors; establishing the office of the child advocate as an independent state agency and the child advocate advisory board; prescribing certain powers, duties and functions thereof; allowing disclosure of confidential records to the child advocate; amending K.S.A. 38-2213, 38-2309 and 38-2310 and K.S.A. 2022 Supp. 38-2211 and 38-2212, by Committee on Appropriations.

HB 2444, AN ACT concerning school districts; relating to the state department of education and the state's network of community mental health centers; establishing the mental health intervention team program in state statute; providing incentives for coordination between school districts and community mental health centers; creating the mental health intervention team program fund, by Committee on Appropriations.

CHANGE OF REFERENCE

Speaker Carpenter announced the withdrawal of **HB 2361** from Committee on Child Welfare and Foster Care and referral to Committee on Appropriations.

Also, the withdrawal of **HB 2083**, **HB 2105**, **HB 2139**, **HB 2144**, **HB 2275**, **HB 2299**, **HB 2331**, **HB 2344**, **HB 2400** from Calendar and referral to Committee on Appropriations.

REPORT ON ENGROSSED BILLS

HB 2034, HB 2039, HB 2047, HB 2056, HB 2080, HB 2086, HB 2141, HB 2149, HB 2197, HB 2236, HB 2263, HB 2264, HB 2279, HB 2291, HB 2292, HB 2298, HB 2302 reported correctly engrossed February 23, 2023.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Wednesday, March 1, 2023.

The following bills were stricken from the Calendar in accordance with House Rule 1507: **HB 2028, HB 2029, HB 2031, HB 2068, HB 2071, HB 2073, HB 2081, HB 2088, HB 2102, HB 2113, HB 2143, HB 2146, HB 2153, HB 2159, HB 2166, HB 2167, HB 2195, HB 2210, HB 2215, HB 2230, HB 2237, HB 2246, HB 2253, HB 2267, HB 2272, HB 2278, HB 2305, HB 2329, HB 2351, HB 2373, HB 2386**

Journal of the House

THIRTY-FOURTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, March 1, 2023, 11:00 a.m.

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

The roll was called with 121 members present.

Rep. Buehler was excused on verified illness.

Reps. B. Carpenter, D. Miller and Poetter Parshall were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Gracious and Loving God,
thank You for this day that You have blessed us with.
I pray for these leaders who have been
given the privilege and responsibility of
conducting business on behalf of Kansans.
They have tremendous tasks before them.
No one person is equal to such tasks.
But with Your guidance and them working together,
the goals can be achieved.
Be with them as they serve today.
Give them the wisdom of Solomon,
the patience of Job,
and the compassion of the Good Samaritan
so they can say they have served their people well.
In Christ's Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Carlin.

INTRODUCTION OF GUESTS

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

Thank you, Mr. Speaker. Today I have with me here at the well and in the balcony-- the Leavenworth High School JROTC Raider team. Here with me at the well are: Coaches 1st Sgt. Wayne Cogdill & Ms. Mary Schwartz as well as Cadets:

- Sophia Rebeschini
- Garrett Matcheck
- Caleb Denney
- Esa Lozoya

- Konnor Quinn-Coleman
- Amber Temple
- Clive Siegert
- Katherine Edwards

A couple of months ago, in Molena, Georgia, the Leavenworth High School JROTC Raiders won the Raider National Championship for the third time in four years. This is a grueling, three-day competition, which includes a physical training test, a 5K run, and the one-rope bridge. They beat 94 other teams from across the country to win this Championship.

You might be asking yourself how a small city Leavenworth could so consistently defeat so many teams from bigger cities from across the nation. It is definitely a testament to these kids, their hard work and determination to excel. But it is also about these coaches who sacrifice so much to inspire these kids to go a little bit faster, a little bit longer. And it is a testament to the parents of each one of these kids, who sacrifice so much of their time and money to make this team work day in and day out. And, finally, it is about the entire community of Leavenworth, Fort Leavenworth, and Lansing, that give so much of their time and treasure to support this team and give them the resources they need to achieve and win these Championships year after year.

And so, on behalf of the Kansas House of Representatives, I am honored to present this tribute to the Leavenworth High School JROTC Raiders. Your hard work, dedication, and commitment to excellence reflect great credit on your team, Leavenworth High School JROTC, the City of Leavenworth, and the State of Kansas.

Rep. Proctor presented his guests with a framed House certificate in honor of their achievements.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Child Welfare and Foster Care: **HB 2443**.

Health and Human Services: **HB 2444**.

CHANGE OF REFERENCE

Speaker Hawkins announced the withdrawal of **HB 2083**, **HB 2144**, **HB 2225**, **HB 2344** from Committee on Appropriations and re-referral to Committee of the Whole.

Also, the withdrawal of **HB 2139** from Committee on Appropriations and referral to Committee on Judiciary.

Also, the withdrawal of **HB 2154** from Committee on Appropriations and referral to Committee on Energy, Utilities and Telecommunications.

Also, the withdrawal of **HB 2312**, **HB 2391** from Committee on Appropriations and re-referral to Committee on Elections.

Also, the withdrawal of **HB 2331** from Committee on Appropriations and referral to Committee on Agriculture and Natural Resources.

Also, the withdrawal of **HB 2168** from Committee on Appropriations and re-referral to Committee on Agriculture and Natural Resources.

Also, the withdrawal of **HB 2140** from Committee on Appropriations and re-referral to Committee on Welfare Reform.

Also, the withdrawal of **HB 2030, HB 2040, HB 2048, HB 2218, HB 2261, HB 2271** from Committee on Appropriations and re-referral to Committee on K-12 Education Budget.

Also, the withdrawal of **HB 2259** from Committee on Appropriations and re-referral to Committee on Health and Human Services.

Also, the withdrawal of **HB 2123, HB 2275, HB 2334, HB 2388, HB 2400, HB 2401** from Committee on Appropriations and re-referral to Committee on Commerce, Labor and Economic Development.

Also, the withdrawal of **HB 2380** from Committee on Appropriations and referral to Committee on Corrections and Juvenile Justice.

Also, the withdrawal of **HB 2105, HB 2247** from Committee on Appropriations and re-referral to Committee on Financial Institutions and Pensions.

Also, the withdrawal of **HB 2313** from Committee on Taxation and re-referral to Committee on Health and Human Services.

Also, the withdrawal of **HB 2194, HB 2299, HB 2361** from Committee on Appropriations and re-referral to Committee on Child Welfare and Foster Care.

MESSAGES FROM THE SENATE

Announcing passage of **SB 3, SB 5, SB 6, SB 8, SB 13, SB 24, SB 27, SB 28, SB 33, SB 34, SB 37, SB 49, SB 75, SB 83, SB 91, SB 96, SB 98, SB 113, SB 119, SB 120, SB 123, Sub SB 131, SB 169, SB 174, SB 180, SB 194, SB 205, SB 208, SB 209, SB 217, SB 219, SB 221, SB 228, SB 229, Sub SB 232, SB 233, SB 243, SB 248.**

Announcing adoption of **HCR 5012.**

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 3, SB 5, SB 6, SB 8, SB 13, SB 24, SB 27, SB 28, SB 33, SB 34, SB 37, SB 49, SB 75, SB 83, SB 91, SB 96, SB 98, SB 113, SB 119, SB 120, SB 123, SB 131, SB 169, SB 174, SB 180, SB 194, SB 205, SB 208, SB 209, SB 217, SB 219, SB 221, SB 228, SB 229, SB 232, SB 233, SB 243, SB 248.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

Speaker Hawkins referred **SB 83** to Committee on K-12 Education Budget.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Sawyer, **HR 6012**, by Reps. Sawyer, Bergkamp, Bergquist, Collins and Seiwert, as follows, was introduced and adopted:

HOUSE RESOLUTION NO. **HR 6012**—A RESOLUTION commemorating the 125th Anniversary of Friends University.

By Representatives Sawyer, Bergkamp, Bergquist, Collins and Seiwert

A RESOLUTION commemorating the 125th Anniversary of Friends University in Wichita, Kansas.

WHEREAS, Friends University traces its roots to 1885, when the Christian Churches of Kansas voted to establish an institution of higher learning, which was then named Garfield College; and

WHEREAS, Garfield College was named in honor of President James A. Garfield; and

WHEREAS, Garfield College opened its doors in September 1887 and closed in 1892; and

WHEREAS, In 1898, businessman James M. Davis secured the Garfield College building and immediately offered the entire holding to the Kansas Friends, which paved the way to the reopening of the building and school as a Quaker school to be named Friends University; and

WHEREAS, Friends University opened on September 21, 1898, with 53 students and 12 faculty members; and

WHEREAS, In 1901, the the first class of graduates were recognized by the university; and

WHEREAS, The university continued to thrive, such that, by 1914, its enrollment population had grown to 450 students; and

WHEREAS, Friends University operated as a Quaker institution until the 1930s, when governance of the school was vested in an independent board of trustees; and

WHEREAS, Friends University continued to operate in a collaborative relationship with the Society of Friends; and

WHEREAS, Friends University continued to reflect on the Quaker founders' vision and values by focusing on offering a transformational education that honors God and places special value on each individual; and

WHEREAS, From its inception, Friends University was one of the first higher education institutions in Kansas to admit women and African American students; and

WHEREAS, Friends University recognized the call to meet the increasing needs of students by offering a new degree completion program in 1985, which catered to adults wishing to complete their bachelor's degree while maintaining their busy lives; and

WHEREAS, In 1986, Friends University further expanded its academic offering by approving two new master's programs; and

WHEREAS, Friends University reaches students across Kansas by hosting classes in Wichita, Hutchinson, Dodge City, Iola and Topeka; and

WHEREAS, Friends University also operates an education center in the Kansas City area and administers online programs; and

WHEREAS, Throughout its history, the University has remained committed to its central core: The arts and sciences; providing a holistic education for every student; and upholding the Respect, Inclusion, Service, Excellence (R.I.S.E.) values in the learning community; and

WHEREAS, Friends University serves more than 2,000 students from over 43 states, two territories and 19 countries; and

WHEREAS, Friends University offers online learning with over 60 areas of study; and

WHEREAS, Friends University employs more than 682 Kansans as faculty and staff, who are committed to Friends University's mission to instill in students the values of honoring God and serving others; and

WHEREAS, There are thousands of Friends University graduates serving people all over the world, be it as teachers, executives, doctors, artists, pastors, technology experts and other professions; and

WHEREAS, Friends University is a significant economic benefactor to the State of Kansas, contributing \$76.9 million in economic impact per year and \$5.5 million in state and local tax revenue; and

WHEREAS, Friends University lives its mission, in part, by preparing Kansans to serve the people in this great State: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we commemorate the 125th Anniversary of Friends University in Wichita, Kansas; and

Be it further resolved: That we commend Friends University for educating students and instilling in them with the values to honor God and serve others; and

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

INTRODUCTION OF GUESTS

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

Rep. Sawyer was joined on the floor by Reps. Bergquist, Bergkamp, Seiwert and Collins. They were joined on the floor by the following representatives from Friends University, who were introduced by Rep. Sawyer.

- Dr. Amy Bragg-Carey, President
- Dr. Thayne Thomson, Chair of the Board of Trustees
- Becker Truster, Student Body President
- Jessica Boone, Director of Alumni Affairs
- Laura Fuller, Communications Director

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

COMMITTEE OF THE WHOLE

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

Recommended that: **HB 2290, SB 39** be passed.

Committee report to **HB 2176** be adopted; and the bill be passed as amended.

COMMITTEE ASSIGNMENT CHANGES

Speaker Hawkins announced the appointment of Rep. Schmoe to replace Rep. Buehler on Committee on Federal and State Affairs for March 2, 2023.

REPORT ON ENGROSSED BILLS

HB 2023, HB 2053, HB 2138, HB 2147, HB 2288, HB 2293, HB 2325, HB 2326, HB 2335, HB 2340, HB 2346, HB 2350, HB 2376, HB 2387, HB 2390, HB 2392, HB 2398 reported correctly engrossed February 24, 2023.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Thursday, March 2, 2023.

Journal of the House

THIRTY-FIFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, March 2, 2023, 11:00 a.m.

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

The roll was called with 122 members present.

Rep. Buehler was excused on verified illness.

Reps. B. Carpenter and Poetter Parshall were excused on excused absence by the Speaker.

Prayer by Rep. Thompson:

Holy God we lift up your faithful servant, Chaplain Brubaker today. She has taken care of us and prayed for us! We pray for her today, as she is not feeling well. You as the divine comforter give Chaplain Brubaker peace and comfort to her in a way that only you can give. Bless her and keep her.

Rep. Thompson read a prayer previously prepared by Chaplain Brubaker in her honor:

All-knowing and loving God,
thank you for a new day with a fresh new start.
Throughout human history,
You have brought people of goodwill together
to further Your creative plan
of love and healing for the world.
In Your wisdom, You bring us together to work as one,
so that Your light may be seen and experienced.
May our teamwork, partnerships, and collaborations
remain grounded in love and respect.
I pray that as we team up,
we will experience greater wholeness for ourselves
and for those we serve.
This I pray in Your Name, Amen.

The Pledge of Allegiance was led by Rep. Corbet.

INTRODUCTION OF GUESTS

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

2023 Kansas Small Business Development Centers' Businesses of the Year

The mission of the Kansas Small Business Development Centers is to increase economic prosperity in Kansas by helping entrepreneurs and small business owners start and grow their businesses through professional consulting and training, and identifying appropriate resources.

This year, the Centers regional directors and staff selected 8 Emerging Businesses of the Year, 6 Existing Businesses of the Year and one Exporting Business of the Year. These businesses have overcome significant obstacles, shown growth and positive economic impact, while demonstrating good corporate citizenship.

The owners of these outstanding businesses are in the east gallery today. I will introduce them and ask them to stand at the end.

This year's Emerging businesses of the Year are:

- Trox Gallery and Gifts, Emporia, Owner: Kaila Mock
- GTR Limousine and Party Services, Great Bend, Owner: Ruth Joiner
- Cap Creation LLC, Olathe, Owner: Rashawnda Wrights
- Lyons Realty Group, Fort Scott, Owner: Bailey Lyons
- Hickory Hollow, Spearville, Owner: Allison Langlois
- Coldsteel Sluggers LLC, Manhattan, Owner: Kris Wetherington
- Sew In 2 Quilts, Hutchinson, Owner: Karna Lackey
- Fields & Ivy Brewery, Lawrence, Owner: Cory Johnston

This year's Existing Businesses of the Year are:

- Allen Meat Processing, Allen, Owner: Donna and Mike Uhl
- Little Building Blocks Daycare, Gardner, Owner: Marcia Booton
- Braden Peak Drain Services LLC, dba Roto-Rooter, Mulberry, Owner: Braden Peak
- Stumpy's Smoked Cheese, Topeka, Owner: Quint and Stacy Cook
- Wichita Pet Wellness LLC, Wichita, Owner: Christy Rafferty
- Home Sweet Home Dog Resort, Lawrence, Owner: Anthony Barnett

This year's Exporting Business of the Year is:

- Aero Mod Inc., Manhattan, Owner: Andrew Ryan

This afternoon from 4 to 6 in the second floor rotunda everyone will have the opportunity to visit with these businesses. Beginning at 4:30, there will be a recognition ceremony emceed by Melissa Bruner from WIBW-TV for owners and their legislators. A photographer will be taking pictures for your use. Please help me congratulate these business owners, who are in the east gallery!

INTRODUCTION OF GUESTS

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

Rep. Haskins was joined on the floor by Reps. Schlingensiepen, Sawyer Clayton and Curtis.

Thank you, Mr. Speaker, and Colleagues. Having earned a minor in theatre myself, it is an honor as we celebrate Theatre in Our Schools Day at the Capitol to take my first point of personal privilege, to recognize on the House floor the Kansas Thespians, a chapter of the Educational Theatre Association, and the International Theatre Society.

The Kansas Thespians chapter joined The International Thespian Society in 1933, making them the oldest troupe in the western half of the USA. Every January, the Kansas Thespians hold its Thespian Festival. This past festival in Wichita, KS was the organization's 50th anniversary, and over 2300 students, teachers, and college representatives were in attendance.

Their mission is "shaping lives through theatre education." The chapter provides support to almost 100 active Thespian troupes and over 2900 active high school or junior high Thespian members.

In the gallery is a large representation of Kansas Thespian members. I'm joined on the floor today by my House colleagues and the following Kansas Thespian members:

- Alexis Benson- Valley Center High School
- Elijah Smith- Valley Center High School
- Harper Johnston, Salina Central High School
- Ella Rhuems, Pittsburg High School
- Sarah Sutherland- Mulvane High School
- Emma Culbertson- Topeka High School
- Charlie White- Topeka West High School
- Keigan Gonzales-Topeka West High School
- Jayden Monson-Topeka West High School
- Ms. Katie Murphy – Assistant Director of Theatre and Troupe Director at Topeka West High School – Troupe

These Kansas Thespians have been successful in our schools and across the nation. The Chapter has been recognized as a Gold Honor Chapter in 2017, 2018, 2021, and 2022. Kansas schools have also achieved national excellence in theatre. In fact, this past year, my district's Topeka West High School won both the Outstanding Theatre School and first place in the nation for the Theatre in Our Schools Impact Award.

While demand grows for more graduates with industry-recognized credentials, and as Kansas universities sacrifice majors in the performance arts over more profitable credentials, it is timely to remember that a Kansan's quality of life should not be measured by a balance sheet or income statement. We should recall that our great state was built on the backs of hard-working individuals who had to find creative ways to survive and settle an unforgiving environment. Theatre in our schools develops both our students' creativity and ability to communicate their thoughts and feelings to others, improving the world around us.

A theatre is more than a place to entertain an audience. It's a catalyst for strengthening society, teaching life lessons, and reflecting on humanity. A theatrical

performance transplants us away from our daily lives and delivers us into a world of exploration where it is safe to learn, laugh, fight, cry, sing, and dance. In the words of Dr. Kevin Brown, an associate professor of theatre at the University of Missouri, “The performance of theatre is a universal cultural phenomenon that exists in every society around the world. Human beings are the only animal species that create theatre. Understanding theatre helps us understand what it means to be human.”

Therefore, on this Theatre in Our Schools Day, I ask Kansas Thespian members sitting in the gallery please stand, and that my House colleagues join me in welcoming the Kansas Thespians, and all the teachers, students, and families they represent.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2445, AN ACT concerning income taxation; relating to rates; providing for additional income tax rate brackets; amending K.S.A. 2022 Supp. 79-32,110 and repealing the existing section, by Committee on Taxation.

HB 2446, AN ACT concerning cities and counties; prohibiting the regulation of plastic and other containers designed for the consumption, transportation or protection of merchandise, food or beverages, 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: **SB 120**.

Child Welfare and Foster Care: **Sub SB 232**.

Corrections and Juvenile Justice: **SB 174, SB 217, SB 228**.

Education: **SB 13, SB 123**.

Elections: **SB 208, SB 209, SB 221**.

Energy, Utilities and Telecommunications: **SB 49**.

Federal and State Affairs: **SB 3**.

Financial Institutions and Pensions: **SB 34, SB 37**.

Health and Human Services: **SB 5, SB 6, SB 96, SB 98, SB 113, Sub SB 131, SB 180, SB 219, SB 233**.

Insurance: **SB 24, SB 27, SB 28, SB 119**.

Judiciary: **SB 75, SB 243**.

Local Government: **SB 194**.

Taxation: **SB 8, SB 33, SB 91, SB 169, SB 248**.

Transportation: **SB 229**.

Water: **SB 205**.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. **HR 6013**—

By Representatives Hawkins, Mason, Anderson, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, Ellis, Eplee, Essex, Estes, Featherston, Garber, Goddard, Goetz, Hill, Hoffman, Hoheisel, Howe, Howell,

Howerton, Hoye, Humphries, Johnson, Kessler, Maughan, Miller, Miller, Minnix, Moser, Murphy, Neighbor, Oropeza, Osman, Owens, Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Roth, Sanders, Sawyer Clayton, Schreiber, Seiwert, Smith, Smith, Smith, Thomas, Thompson, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, Williams and Woodard

HOUSE RESOLUTION NO. **HR 6013**—A RESOLUTION strengthening the sister-state ties between the State of Kansas and Taiwan.

A RESOLUTION strengthening the sister-state ties between the State of Kansas and Taiwan, supporting the U.S.-Taiwan Initiative on 21st Century Trade and reaffirming support for increasing Taiwan's international participation.

WHEREAS, The State of Kansas and Taiwan entered into sister-state relations in 1989; and

WHEREAS, Kansas and Taiwan enjoy mutually beneficial bilateral trade relations, with Taiwan ranking as Kansas' 3rd largest import country and 10th largest export destination in 2021; and

WHEREAS, In September 2022, Taiwan sent an Agricultural Trade Goodwill Mission to Kansas to purchase wheat worth approximately \$576 million for 2023 and 2024; and

WHEREAS, The wheat purchase further promoted bilateral trade relations between Kansas and Taiwan; and

WHEREAS, Taiwan, is a contributor to peace and stability in the global community, provider of aid and creator of a high-tech, green energy manufacturing hub; and

WHEREAS, Taiwan is seeking to meaningfully participate in the World Health Organization, the United Nations Framework Convention on Climate Change, the International Civil Aviation Organization and the Indo-Pacific Economic Framework for Prosperity (IPEF) launched by the United States on May 23, 2022: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That Kansas applauds Taiwan's vibrant democracy and celebrates the 34th anniversary of its sister-state relations with Taiwan; and

Be it further resolved: That Kansas supports the further strengthening of Kansas-Taiwan trade relations and academic exchanges; and

Be it further resolved: That Kansas supports Taiwan's inclusion in the IPEF and in international organizations that are significant to the health, safety and well-being of its people; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send an enrolled copy of this resolution to Representative Hawkins and Mason.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2176, AN ACT concerning library districts; creating the Arkansas city area public library district act and the Udall area public library district act; requiring an election to create such district; authorizing a tax levy therefor; amending K.S.A. 75-2554 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 110; Nays 12; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Butler, Carlin, W. Carpenter, Carr, Clifford, Collins, Concannon, Croft, Curtis, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, F. Patton, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Thomas, Thompson, Titus, Turk, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Woodard, Xu, Younger.

Nays: Bergkamp, Carmichael, Corbet, Delperdang, Kessler, Landwehr, Ousley, Owens, Penn, Tarwater, Turner, Winn.

Present but not voting: None.

Absent or not voting: Buehler, B. Carpenter, Poetter Parshall.

The bill passed, as amended.

HB 2290, AN ACT concerning higher education; authorizing the affiliation of northwest Kansas technical college and north central Kansas technical college with Fort Hays state university; amending K.S.A. 74-32,452, 74-32,461, 74-32,464 and 76-6a13 and repealing the existing sections, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Butler, Carlin, Carmichael, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Rhiley.

Present but not voting: None.

Absent or not voting: Buehler, B. Carpenter, Poetter Parshall.

The bill passed.

SB 39, AN ACT concerning the state capitol; relating to permanent displays and murals; directing the capitol preservation committee to develop and approve plans for a mural honoring the 1st Kansas (Colored) Voluntary Infantry regiment; creating the 1st Kansas (Colored) Voluntary Infantry regiment mural fund; amending K.S.A. 75-2264

and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Butler, Carlin, Carmichael, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Buehler, B. Carpenter, Poetter Parshall.

The bill passed.

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

COMMITTEE OF THE WHOLE

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

Recommended that: **HB 2058, HB 2124** be passed.

On motion of Rep. Donohoe to amend **HB 2269**, Rep. Kessler requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane; and **HB 2269** be passed.

Committee report to **HB 2059** be adopted; and the bill be passed as amended.

Committee report to **HB 2170** be adopted; and the bill be passed as amended.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Croft pursuant to House Rule 2311, **HB 2058, HB 2059, HB 2124, HB 2170** and **HB 2269** were advanced to Final Action on Bills and Concurrent Resolutions.

HB 2269, AN ACT regarding cigarettes, electronic cigarettes and tobacco products; raising the minimum age for the sale, purchase or possession of such products to 21 years of age; amending K.S.A. 79-3304, 79-3309, 79-3321, 79-3322 and 79-3391 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 68; Nays 53; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Ballard, Bergkamp, Borjon, Boyd, Bryce, Butler, Carlin,

Carmichael, Carr, Clifford, Collins, Concannon, Curtis, Dodson, M., Donohoe, Ellis, Eplee, Essex, Featherston, Haskins, Haswood, Helgerson, Highberger, Hill, Hougland, Howe, Howerton, Hoye, Kessler, Lewis, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, F. Patton, Pickert, Poskin, Probst, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Seiwert, Smith, A., Stogsdill, Tarwater, Thompson, Vaughn, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: Anderson, Awerkamp, Barth, Bergquist, Blew, Blex, Bloom, W. Carpenter, Corbet, Croft, Delperdang, Droge, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Hoffman, Hoheisel, Houser, Howell, Humphries, T. Johnson, Landwehr, Mason, Maughan, Moser, Murphy, Neelly, Owens, Penn, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Schmoe, Smith, C., Smith, E., Sutton, Thomas, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, Williams, K..

Present but not voting: None.

Absent or not voting: Buehler, B. Carpenter, Jacobs, Poetter Parshall.

The bill passed.

EXPLANATION OF VOTE

MR SPEAKER: I agree that tobacco use, especially among children, is a serious plague on our society and well-being. I take very seriously that smoking is the leading cause of death in the United States. I think it is deplorable that the corporate tobacco industry targets children. But, I must vote NO on **HB 2269**. I am not in favor of delaying adulthood. Today, I choose to treat 18 year olds and above as adults. Adults who can vote and join the military. Adults who – I strongly encourage not to use tobacco – but who may make that choice. – SUSAN HUMPHRIES, CARRIE BARTH, BARB WASINGER, BILL SUTTON, TIMOTHY JOHNSON, SUSAN OLIVER ESTES, KYLE HOFFMAN, BILL RHILEY, CHARLES E. SMITH

HB 2058, AN ACT concerning alcoholic beverages; relating to the special order shipping of wine; requiring monthly remittance of gallonage taxes; amending K.S.A. 41-350 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 112; Nays 10; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcala, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Bloom, Borjon, Boyd, Bryce, Butler, Carlin, Carmichael, W. Carpenter, Carr, Clifford, Collins, Concannon, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Blex, Corbet, Goetz, Jacobs, Landwehr, Murphy, Neelly, Proctor, Rahjes, Wasinger.

Present but not voting: None.

Absent or not voting: Buehler, B. Carpenter, Poetter Parshall.

The bill passed.

HB 2059, AN ACT concerning alcoholic beverages; amending the common consumption area law to permit rather than require roads be blocked and allowing designation of such areas by signage; amending K.S.A. 41-2659 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 116; Nays 6; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Butler, Carlin, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Carmichael, Helgerson, Jacobs, Rhiley, Smith, C., Weigel.

Present but not voting: None.

Absent or not voting: Buehler, B. Carpenter, Poetter Parshall.

The bill passed, as amended.

HB 2170, AN ACT concerning alcoholic beverages; relating to spirits distributors, wine distributors and cereal malt beverage distributors; regulating samples; amending K.S.A. 41-306, 41-306a and 41-307 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 115; Nays 7; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Butler, Carlin, Carmichael, W. Carpenter, Carr, Clifford, Collins, Concannon, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Corbet, Estes, Jacobs, Neelly, Rhiley, Roth, White.

Present but not voting: None.

Absent or not voting: Buehler, B. Carpenter, Poetter Parshall.

The bill passed, as amended.

HB 2124, AN ACT concerning alcoholic beverages; relating to the Kansas cereal malt beverage act; allowing businesses to sell cereal malt beverage by the drink on Sundays without requiring that 30% of such businesses' gross receipts be derived from the sale of food; amending K.S.A. 2022 Supp. 41-2704 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 97; Nays 25; Present but not voting: 0; Absent or not voting: 3.

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Butler, Carlin, Carmichael, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Droge, Eplee, Essex, Fairchild, Featherston, Francis, Garber, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hoheisel, Houglan, Houser, Howell, Howerton, Hoye, Kessler, Landwehr, Lewis, Martinez, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Pickert, Poskin, Probst, Proctor, Resman, Robinson, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Smith, C., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Turk, Turner, Underhill, Vaughn, Wasinger, Waymaster, Weigel, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Alcalá, Bergquist, Carr, Donohoe, Ellis, Estes, Gardner, Hill, Hoffman, Howe, Humphries, Jacobs, T. Johnson, Mason, Murphy, Penn, Rahjes, Rhiley, Roth, Seiwert, Smith, A., Smith, E., Titus, Waggoner, White.

Present but not voting: None.

Absent or not voting: Buehler, B. Carpenter, Poetter Parshall.

The bill passed.

REPORTS OF STANDING COMMITTEES

Committee on **Federal and State Affairs** recommends **HB 2304**, **HB 2406** be passed.

REPORT OF STANDING COMMITTEE

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

Request No. 29, by Representative Owens and Representative Anderson, commending the STAND Youth Advocacy Program for empowering teens to impact their school and community in a positive way by reducing substance use and promoting health, hope and connection;

Request No. 30, by Representative Penn, honoring Mr. Foster Chisolm, Kansas House of Representatives Sergeant-at-Arms. In recognition of Black History Month and in honor of his 11 plus years of dedicated service as the first and longest serving Black Sergeant-at-Arms in the State of Kansas;

Request No. 31, by Representative Butler, commending Phyllis Ann Fitzgerald for service to Junction City, Ks. She is recognized as the unofficial Ambassador for Junction City;

Request No. 32, by Representative Butler, commending Chuck Otte for 36 years of service as the Geary County Agriculture and natural Resources Extension Agent;

Request No. 33, by Representative Clifford and Representative Lewis, congratulating Real Men, Real Leaders for a decade of service cultivating young men into leaders by influencing positive decision making;

Request No. 34, by Representative Alcalá; Congratulating Harlan Magee on his centenary birthday. A lifelong Kansan and WWII vet;

Request No. 35, by Representative Dodson, honoring Mr. Kent Glasscock for 40 years of community service. Of his many accomplishments, he served as Mayor of Manhattan, Ks, a member of the House of Representatives, Majority Leader and Speaker;

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

On motion of Representative Croft the committee report was adopted.

CHANGE OF REFERENCE

Speaker Hawkins announced the withdrawal of **HB 2444** from Committee on Health and Human Services and referral to Committee on K-12 Education Budget.

COMMITTEE ASSIGNMENT CHANGES

Speaker Hawkins announced the appointment of Rep. Winn to replace Rep. Woodard on Committee on Appropriations for March 2, 2023.

Also, the appointment of Rep. Hoheisel to replace Rep. Estes on Committee on Appropriations for March 2, 2023.

REPORT ON ENGROSSED BILLS

HB 2176 reported correctly engrossed March 2, 2023.

On motion of Rep. Croft the House adjourned pro forma until 8:30 a.m. on Friday, March 3, 2023.

Journal of the House

THIRTY-SIXTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, March 3, 2023, 8:30 a.m.

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

MESSAGE FROM THE GOVERNOR

February 24, 2023

Message to the Kansas House of Representatives:

Enclosed herewith is Executive Directive No. 23-566 for your information.

Executive Directive No. 23-566
Authorizing Expenditure of Federal Funds

LAURA KELLY
Governor

The above Executive Directive is on file and open for inspection in the office of the Chief Clerk.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Federal and State Affairs: **HB 2446**.

Taxation: **HB 2445**.

REPORT ON ENGROSSED BILLS

HB 2059, HB 2170 reported correctly engrossed March 2, 2023.

On motion of Rep. Croft the House adjourned pro forma until 11:00 a.m. on Monday, March 6, 2023.

Journal of the House

THIRTY-SEVENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, March 6, 2023, 11:00 a.m.

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

CHANGE OF REFERENCE

Speaker Hawkins announced the withdrawal of **SB 113** from Committee on Health and Human Services and referral to Committee on K-12 Education Budget.

Also, the withdrawal of **SB 229** from Committee on Transportation and referral to Committee on Legislative Modernization.

COMMITTEE ASSIGNMENT CHANGES

Speaker Hawkins announced the appointment of Rep. Mason to replace Rep. Poetter Parshall on Committee on Taxation for March 6 to March 10, 2023.

REPORT ON ENROLLED RESOLUTIONS

HR 6012 reported correctly enrolled and properly signed on March 6, 2023.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Tuesday, March 7, 2023.

Journal of the House

THIRTY-EIGHTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, March 7, 2023, 11:00 a.m.

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

The roll was called with 119 members present.

Reps. Buehler and Poetter Parshall were excused on verified illness.

Reps. Butler, Concannon, Martinez and Wasinger were excused on excused absence by the Speaker.

Excused later: Rep. Landwehr.

Prayer by Rep. Schlingensiepen:

In the Gospel of John, in chapter 3, verses 19 thru 21, Jesus says:

... the light has come into the world, and people loved darkness rather than light because their deeds were evil.

²⁰ *For all who do evil hate the light and do not come to the light, so that their deeds may not be exposed.*

²¹ *But those who do what is true come to the light, so that it may be clearly seen that their deeds have been done in God.*

Pray with me, please.

O Source and Goal of all creation,

How often we human beings seek ends under the cover of darkness!

When we do, it is because we know that the ends we pursue cannot and will not stand up when seen by the light of day.

This morning, | pray for us, for those of us gathered in this place because we were elected to represent those who sent us here, because we were elected to work on behalf of those who sent us here, and for their and our well-being. Some of us may think we work for those who contribute the most to our campaign coffers

and further our political or other ambitions,

just certain that we have sufficient means to spin and communicate our dark intentions in ways our constituents will fail to see.

But your light, O God, shines in the darkness and the darkness does not comprehend it, which is to say that the darkness neither "gets it," nor, when it does, has the ability to snuff it out.

Where our hearts are lost in darkness,
O God, turn us toward your light, that we may be
honest, transparent, and concerned for the well-being of all your people,
indeed of all your creatures everywhere. Amen.

The Pledge of Allegiance was led by Rep. Oropeza.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Reps. Owens and Anderson are spread upon the Journal:

Members of the Kansas House, Representative Avery Anderson and I are pleased to present to you the Harvey County STAND Youth Organization.

What is Stand you ask? STAND Empowers teens to impact their school and community in a positive way by reducing substance use and promoting **health, hope, and connection.**

STAND's unique prevention model is rooted in prevention science and builds in protective factors that buffer kids from risk. Young people involved with STAND know that they are valuable contributors to social change and are empowered to lean into their strengths to impact the world around them. School and community leaders who work with the teens model healthy beliefs and clear standards, providing support as they harness young people's social influence. STAND leaders have the capacity to impact thousands through their positive leadership, prevention education, and student-led and designed projects that meet community needs.

STAND has grown to over 195 students in 6 school districts. In 2022 alone, STAND leaders impacted peers and communities with over 19,962 messages, and dedicated over 1,800 hours of service to substance use prevention and mental health promotion in their communities.

Joining us today are:

Prevention Program Director - Benjamin Meier

STAND Board Leaders:

1. Hudson Ferralez (Hesston)
2. Hunter Diller (Hesston)
3. Macy Wohlgemuth (Hesston)
4. Natalie Sanchez (Newton)
5. Maxwell Masem (Newton)
6. Scott Recheck (Sedgwick)
7. Josie Cochran (Sedgwick)
8. Kylie Inlow (Sedgwick)
9. Esperanza Solis (Peabody)

These youth, along with the many members in the gallery, have received many awards for their work with their peers. Here are a few:

- In 2019 – STAND receives the Kansas Prevention Education Award for their impact.
- In 2020 – STAND was Tweeted by the First Lady Melania Trump as a part of her #BEBEST campaign for their leadership and work.
- In 2022 – An individual STAND leader received the Youth Leaders In Kansas (YLINK) Outstanding Youth Leader Award.
- STAND received the Wichita Business Journal’s HealthCare Heroes Award.
- STAND received the Kansas Hospital Association’s Distinguished Health Care Advocate Award.
- In 2023 – STAND received the Governor’s Council on Fitness Organizational Health Champion Award (Honorable Mention).

Please join me in recognizing these incredible youth and their powerful message of hope and healing.

Reps. Owens and Anderson presented their guests with a framed House certificate in honor of their achievements.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2447, AN ACT concerning cities and counties; prohibiting the banning of products or services otherwise permitted under state law, by Committee on Federal and State Affairs.

HB 2448, AN ACT concerning the legislature; relating to compensation, salary and retirement benefits of members thereof; creating the legislative compensation commission; prescribing powers and duties of the commission; authorizing the commission to set rates of compensation for members of the legislature; establishing procedures for review and possible rejection of such rates of compensation by the legislature; eliminating the previously established compensation commission; repealing K.S.A. 46-3101, by Committee on Appropriations.

CHANGE OF REFERENCE

Speaker pro tem Carpenter announced the withdrawal of **HB 2225** from the Calendar and re-referral to Committee on Energy, Utilities and Telecommunications.

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

COMMITTEE OF THE WHOLE

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

Recommended that:

HB 2144, **HB 2344** be passed.

Committee report to **HB 2083** be adopted; and the bill be passed as amended.

Committee report recommending a substitute bill to **HB 2077** be adopted.

Also, on motion of Rep. Curtis, **Sub HB 2077** be amended on page 1, in line 13, after "(a)" by inserting "Except as provided in subsection (b),"; after "(b)(1)" by inserting " Any entity that is connected to the Kansas criminal justice information system shall report any cybersecurity incident in accordance with rules and regulations adopted by the Kansas criminal justice information system committee pursuant to K.S.A. 74-5704, and amendments thereto.

(2) An entity that is connected to the Kansas criminal justice information system and is not connected to any other state of Kansas information system shall not be required to make the report required in subsection (a).

(3) The Kansas bureau of investigation shall notify the Kansas information security office of any significant cybersecurity incident report it receives in accordance with rules and regulations adopted pursuant to K.S.A. 74-5704, and amendments thereto, not later than 12 hours after receipt of such report.

(c)(1)";

Also on page 1, in line 21, by striking "subsection (a)" and inserting "this section"; in line 31, by striking "subsection (a)" and inserting "this section"; in line 34, by striking "disclosure" and inserting "disclosure";

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

On page 2, following line 31, by inserting:

"Sec. 3. K.S.A. 74-5704 is hereby amended to read as follows: 74-5704. The committee shall:

(a) Adopt and enforce such rules, regulations and policies as that are necessary for the establishment, maintenance, upgrading and operation of the statewide criminal justice information system; and

(b) adopt rules and regulations that require entities connected to the Kansas criminal justice information system to report any cybersecurity incident to the Kansas bureau of investigation not later than 12 hours after the discovery of such cybersecurity incident.";

On page 20, in line 3, after the first comma by inserting "74-5704,";

And by renumbering sections accordingly;

On page 1, in the title, in line 8, after the first comma by inserting "74-5704," and the **Sub HB 2077** be passed as amended.

On motion of Rep. V. Miller, **HCR 5005** be amended on page 2, in line 20, by striking "*House of Representatives*" and inserting "*Legislature*"; also in line 20, after the comma by inserting "*two-thirds of the members elected to the House of Representatives and two-thirds of the members elected to*"

Also, roll call was demanded on motion to recommend **HCR 5005** favorably for passage.

On roll call, the vote was: Yeas 66; Nays 51; Present but not voting: 0; Absent or not voting: 8.

Yeas: Anderson, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Bryce, B. Carpenter, W. Carpenter, Clifford, Croft, Delperdang, Dodson, M., Donohoe, Droge, Eplee, Essex, Fairchild, Garber, Goddard, Goetz, Hawkins, Hill, Hoffman, Hoheisel, Howe, Howell, Howerton, Humphries, T. Johnson, Kessler, Lewis, Mason, Miller, V.,

Minnix, Moser, Murphy, Neelly, Owens, Penn, Pickert, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Schmoe, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Waggoner, Waymaster, White, Williams, K., Williams, L..

Nays: Alcala, Amyx, Awerkamp, Ballard, Borjon, Boyd, Carlin, Carmichael, Carr, Collins, Corbet, Curtis, Estes, Featherston, Francis, Gardner, Haskins, Haswood, Helgerson, Highberger, Hougland, Houser, Hoye, Jacobs, Maughan, Melton, Meyer, Miller, D., Miller, S., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, F. Patton, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Underhill, Vaughn, Weigel, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Buehler, Butler, Concannon, Ellis, Landwehr, Martinez, Poetter Parshall, Wasinger.

The motion passed and **HCR 5005** be adopted as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Commerce, Labor and Economic Development** recommends **HB 2275** as recommended to be passed by the Committee on Commerce, Labor and Economic Development as reported in the Journal of the House on February 15, 2023, be passed.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2388** be amended by adoption of the amendments recommended by the Committee on Commerce, Labor and Economic Development as reported in the Journal of the House on February 21, 2023, and the bill, as printed As Amended by House Committee, be further amended on page 2, in line 12, after "credential"" by inserting "or "electronic certification, license or registration""; in line 13, after "verifies" by inserting "the status of"; in line 14, by striking the semicolon and inserting "as authorized by a licensing body and is equivalent to a paper-based certification, license, registration or permit."; in line 25, after "(7)" by inserting ""Person" means a natural person.

(8)";

Also on page 2, in line 38, after the period by inserting "Any licensing body may satisfy any requirement under this section to provide a paper-based license, registration, certification or permit in addition to an electronic license, registration, certification or permit by issuing such electronic credential to the applicant in a format that permits the applicant to print a paper copy of such electronic credential. Such paper copy shall be considered a valid license, registration, certification or permit for all purposes.";

On page 6, in line 38, after "(o)" by inserting "Not later than January 1, 2025,";

On page 7, in line 4, by striking all after the period; by striking all in line 5; in line 6, by striking all before "A"; in line 7, after the period by inserting:

"(p) On or before January 1, 2025, and subject to appropriations therefore, the secretary of administration shall develop and implement a central electronic record system for the purpose of maintaining a central record of electronic credentials issued, renewed, revoked or suspended by licensing bodies or that have expired or otherwise changed in status. The secretary of administration may utilize the services or facilities of a third party for the central electronic record system. The central electronic record system shall comply with the requirements adopted by the information technology executive council pursuant to K.S.A. 75-7203, and amendments thereto. Beginning

January 1, 2025, each licensing body shall provide a report to the central electronic record system in the manner and format required by the secretary of administration indicating any issuance, renewal, revocation, suspension, expiration or other change in status of an electronic credential that has occurred prior to the report, or if a previous report has been provided, that has occurred since such previous report. Such report shall be provided each business day and include only information necessary to identify the electronic credential and to verify the issuance or status change. No charge for the establishment or maintenance of the central electronic record system shall be imposed on any licensing body or any person with a license, registration, certification or permit issued by a licensing body.";

Also on page 7, also in line 7, after "Such" by inserting "central"; in line 8, by striking "credential" and inserting "record"; in line 9, by striking "licensing body or its" and inserting "secretary or the secretary's third-party"; in line 11, after the period by inserting "Central"; in line 12, by striking "credential" and inserting "record"; following line 13, by inserting:

"(q) Nothing in this section shall be construed as prohibiting or preventing a licensing body from developing, operating, maintaining or using a separate electronic credential system of the licensing body or of a third-party in addition to making the reports to the central electronic record system required by subsection (p) or participating in a multistate compact or a reciprocal licensure, registration or certification process.";

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

Committee on **Commerce, Labor and Economic Development** recommends **HB 2400**, be amended by adoption of the amendments recommended by the Committee on Commerce, Labor and Economic Development as reported in the Journal of the House on February 22, 2023, and the bill, as printed As Amended by House Committee, be passed as amended.

Committee on **Federal and State Affairs** recommends **HB 2422** be passed.

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 bill was introduced and read by title:

HB 2449, AN ACT concerning boards and commissions; relating to the per diem compensation of members of such boards and commissions; amending K.S.A. 75-3212 and 75-3223 and repealing the existing sections, by Committee on Appropriations.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Carpenter announced the appointment of Rep. Will Carpenter to replace Rep. Wasinger on Committee on Taxation for March 7, 2023.

Also, the appointment of Rep. Hoheisel to replace Rep. Wasinger on Committee on High Education Budget for March 7, 2023.

Also, the appointment of Rep. Proctor to replace Rep. Buehler on Committee on Health and Human Services for March 7, 2023.

REPORT ON ENROLLED RESOLUTIONS

HCR 5012 reported correctly enrolled and properly signed on March 7, 2023.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Wednesday, March 8, 2023.

Journal of the House

THIRTY-NINTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, March 8, 2023, 11:00 a.m.

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

The roll was called with 123 members present.

Rep. Poetter Parshall was excused on verified illness.

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

Prayer by Chaplain Brubaker:

Our gracious and loving God,
We thank You for this day that you have given us.
We thank You for how You have brought us all together
for the good of this great State.
In Your wisdom You ask that we work together in unity,
that we collaborate together, that we cooperate together.
Each of us have our opinions and our own ideas.
May we be open to share those with others and
may we open to those who share with us.
But when it's all said and done Lord, we come to You.
We ask for Your wisdom, Your guidance,
and Your direction.
This I pray in Your name. Amen.

The Pledge of Allegiance was led by Rep. Johnson.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2450, AN ACT concerning sales taxation; relating to economic development; providing a sales tax exemption for the construction or remodeling of a qualified data center in Kansas, the purchase of data center equipment and eligible data center costs, electricity and certain labor costs to qualified firms that make a minimum investment of at least \$600,000,000 and meet new Kansas jobs and other requirements; amending K.S.A. 2022 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

HB 2451, AN ACT concerning industrial hemp; relating to hemp products; specifying the delta-9 tetrahydrocannabinol concentration for final hemp products; allowing certain hemp products to be manufactured, marketed, sold or distributed; amending K.S.A. 2-3901 and 2-3908 and repealing the existing sections, by Committee on Federal and State Affairs.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2449**.

Commerce, Labor and Economic Development: **HB 2447**.

Legislative Modernization: **HB 2448**.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Robinson, **HR 6014**, as follows, was introduced and adopted:

HOUSE RESOLUTION NO. **HR 6014**—A RESOLUTION commending the United States African-American Burial Grounds Preservation Program and urging the State of Kansas to adopt a similar program.

By Representative Robinson

A RESOLUTION commending the passage of the United States African-American Burial Grounds Preservation Act.

WHEREAS, On December 29, 2022, the United States African-American Burial Grounds Preservation Act was signed into law as part of the Consolidated Appropriations Act of 2023; and

WHEREAS, The program authorizes grants and technical assistance for the identification, preservation and restoration of African-American burial grounds; and

WHEREAS, African-American burial grounds are sacred spaces, which are often located in unknown, unmarked, abandoned or unmaintained locations; and

WHEREAS, African-American civil war soldiers are laid to rest at many African-American burial grounds, where their headstones have tragically been stolen or vandalized; and

WHEREAS, African-American burial grounds are representative of the historic unequal treatment that African-Americans endured from life through death; and

WHEREAS, African-American burial grounds are often discovered before infrastructure developments, leading to halted construction projects and severe emotional distress within local communities; and

WHEREAS, The program provides African-American burial grounds with increased public awareness and crucial grant funding for preservation, especially before development projects catastrophically and irreparably damage these sacred sites; and

WHEREAS, African-American burial grounds serve to honor the Nation's ancestors; and

WHEREAS, Descendants of those buried in African-American burial grounds deserve the right to visit these sites to their pay respects; and

WHEREAS, African-American burial grounds pass the Nation's history from generation to generation; and

WHEREAS, Kansas is home to Old Quindaro Cemetery and other historic African-American burial grounds; and

WHEREAS, Mrs. Loretta Elsenia Norman, Mr. Michael Summers, Mr. Anthony Hope and Mr. Luther Smith are descendants of individuals who utilized the Underground Railroad and are buried at the Quindaro Cemetery: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we commend the United States African-American Burial Grounds Preservation Program; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send an enrolled copy of this resolution to Representative Robinson.

PERSONAL PRIVILEGE

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

I rise today in support of House Resolution 6014. This resolution recognizes the United States African American Burial Grounds Preservation Act that was enacted in December of 2022.

This act allows Historic Heritage African American Burial Grounds the opportunity for locations like the Old Quindaro Cemetery to get on the list of the US Department of Interior's National Park Service to provide professional protections to have African American Civil War Veterans' grave markers returned and hopefully properly re-installed at their historical locations and the one that remains to be repaired.

This morning on March 8, 2023, I ask each of you to support this resolution and bring much needed attention and recognition to those working to preserve the Old Quindaro Cemetery and their work in getting new federal funding to preserve and appreciate cherished ancestors from the Great State of Kansas through National Park Service, Department of Interior, and National Trust for Historic Preservation programs.

Today, with the affirmation of approval, these agencies will have the opportunity to prioritize restoration efforts of one of the early sacred spaces of Burial Grounds of African American military veterans, fugitive runaway enslaved Africans who turned their trauma and tragedies into a proud heritage of service in the Civil War as Union Army soldiers.

To try and discuss or detail the historic heritage of the Old Quindaro Ruins and Underground Railroad Abolitionists, the Pompeii of Kansas, at the bend of the Missouri River would exceed the five minutes allotted by the Rules of the House of Representatives. However, you can do an internet search at your leisure, you will discover the history of Kansas' contribution to freedom for all Americans, much of it on display in our own capitol with the John Brown Mural and the soon to be done mural honoring the 1st Colored Infantry.

Your decisions and THIS MOMENT were prayed for in advance and beyond: Your decisions are already embedded in our beautiful Statehouse Capitol's chambers, ceilings, and walls.

Honoring our ANCESTORS with simple preservation of African American Burial Grounds scattered throughout the Great Plains of North America among the rolling hills of Kansas that helped cradle and give birth to both: LIBERTY and the Blessed Honored cherished memory to help solidify American Freedom and Civility.

Thank you to the Honorable Speaker of the Kansas House of Representatives, his thoughtful and kind staff, and each and everyone of you who votes for consideration and adoption of this resolution to bring attention to the preservation and restoration of Historic African American burial grounds across the state, and Old Quindaro Cemetery in my district specifically.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

Sub HB 2077, AN ACT concerning information technology; requiring reporting of significant cybersecurity incidents; changing membership, terms and quorum requirements for the information technology executive council; relating to information technology projects and reporting requirements; information technology security training and cybersecurity reports; duties of the chief information security officer; requiring certain information to be provided to the joint committee on information technology; amending K.S.A. 46-2102, 74-5704, 75-7201, 75-7202, 75-7205, 75-7206, 75-7208, 75-7209, 75-7210, 75-7211, 75-7237, 75-7238, 75-7239, 75-7240 and 75-7242 and repealing the existing sections, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Wasinger.

The substitute bill passed, as amended.

HB 2083, AN ACT concerning real property; creating the Kansas vacant property act; prohibiting municipalities from imposing certain fees and other requirements on vacant property, was considered on final action.

On roll call, the vote was: Yeas 87; Nays 36; Present but not voting: 0; Absent or not voting: 2.

Yeas: Anderson, Awerkamp, Barth, Bergkamp, Bergquist, Blex, Bloom, Borjon, Bryce, Buehler, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Croft, Curtis, Delperdang, Donohoe, Droge, Ellis, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Helgerson, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Humphries, T. Johnson, Kessler, Lewis, Martinez, Mason, Maughan, Melton, Miller, D., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Owens, F. Patton, Penn, Pickert, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Ruiz, L., Sanders, Sawyer, Schmoë, Seiwert, Smith, C., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Waymaster, White, Williams, K., Williams, L., Winn.

Nays: Alcalá, Amyx, Ballard, Blew, Boyd, Butler, Carlin, Corbet, Dodson, M., Eplee,

Featherston, Haskins, Haswood, Highberger, Hoye, Jacobs, Landwehr, Meyer, Miller, S., Miller, V., Osman, Ousley, Poskin, Roth, Ruiz, S., Sawyer Cayton, Schlingensiepen, Schreiber, Smith, A., Smith, E., Stogsdill, Vaughn, Weigel, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Wasinger.

The bill passed, as amended.

EXPLANATION OF VOTE

MR. SPEAKER: I vote no on **HB 2083**, I believe local control is the best way to deal with this issue and a state wide ban doesn't solve the problem. Let the local city councils and county commissions deal with this issue and let's practice what we preach when it comes to local control. This bill hurts economic development in some communities and my no vote is a vote to support my district and their economic development. – TORY MARIE BLEW

HB 2144, AN ACT concerning trusts; authorizing modification of a noncharitable irrevocable trust to provide that the rule against perpetuities is inapplicable; providing that the Kansas uniform statutory rule against perpetuities is inapplicable to trusts under certain circumstances; modifying the definition of resident trust in the Kansas income tax act; amending K.S.A. 59-3404 and K.S.A. 2022 Supp. 58a-411 and 79-32,109 and repealing the existing sections, was considered on final action.

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

Yeas: Alcala, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Wasinger.

The bill passed.

HB 2344, AN ACT concerning economic development; relating to tourism; expanding the membership of the council on travel and tourism and updating the house committee assignment required for house members; modifying the department of commerce's matching grant program for the promotion of tourism by reducing the required allocation of funds to public and nonprofit entities and removing the restriction on the percentage of funds granted to a single entity; replacing related references to

wildlife, parks and tourism with references to the secretary or the department of commerce; amending K.S.A. 32-1410 and 32-1420 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 114; Nays 9; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Fairchild, Garber, Houser, Jacobs, Landwehr, Murphy, Penn, Rhiley, Seiwert.
Present but not voting: None.

Absent or not voting: Poetter Parshall, Wasinger.

The bill passed.

HCR 5005, A CONCURRENT RESOLUTION making application to the Congress of the United States for a limited national convention for the exclusive purpose of proposing an amendment to the Constitution of the United States establishing term limits for members of Congress, was considered on final action.

On roll call, the vote was: Yeas 69; Nays 54; Present but not voting: 0; Absent or not voting: 2.

Yeas: Anderson, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Boyd, Bryce, Buehler, B. Carpenter, W. Carpenter, Clifford, Concannon, Croft, Delperdang, Donohoe, Droge, Ellis, Eplee, Essex, Fairchild, Garber, Goddard, Goetz, Hawkins, Hill, Hoffman, Hoheisel, Howe, Howell, Howerton, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Mason, Miller, V., Minnix, Moser, Murphy, Neelly, Owens, Penn, Pickert, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Schmoë, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Waggoner, Waymaster, White, Williams, K., Williams, L..

Nays: Alcalá, Amyx, Awerkamp, Ballard, Borjon, Butler, Carlin, Carmichael, Carr, Collins, Corbet, Curtis, Dodson, M., Estes, Featherston, Francis, Gardner, Haskins, Haswood, Helgerson, Highberger, Hougland, Houser, Hoye, Jacobs, Martinez, Maughan, Melton, Meyer, Miller, D., Miller, S., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, F. Patton, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Smith, C., Stogsdill, Underhill, Vaughn, Weigel, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Wasinger.

A two-thirds majority of the members elected to the House not having voted in the affirmative, the resolution was not adopted.

EXPLANATIONS OF VOTE

MR. SPEAKER: "The Congress, whenever two thirds of both Houses shall deem it necessary, shall propose Amendments to this Constitution, or, on the Application of the Legislatures of two thirds of the several States, shall call a Convention for proposing Amendments."

We voted against **HCR 5005** because we are not confident that it will do what some people claim and reel in Congress. If the required number of states pass an Article V resolution it will be Congress who calls the convention and makes the rules. There are too many unanswered questions now about how it will work and we do not want to bet our Constitution to find out. We vote No on **HCR 5005**. – MARI-LYNN POSKIN, KEN COLLINS

MR. SPEAKER: I vote in favor of **HCR 5005**. If you are basing your vote on a fear that there are "no rules" or that we can't afford to open the Constitution, you aren't paying attention to the "new" Constitution you receive every biennium. It's opened and changed every year. I vote in favor of **HCR 5005**. – ERIC SMITH

MR. SPEAKER: I understand the desire for Congressional term limits. However, while Article V provides for Congress to call a convention for proposing amendments it contains no mechanism to limit the convention's scope, the appointment of delegates, nor the rules of the convention.

We do not know when a convention would occur, who will control congress, nor the issues they will face. **HCR 5005** would place our Constitution in the hands of unknown individuals with unknown motivation at some unknown time in the future. I vote no on **HCR 5005**. – CARL MAUGHAN

MR. SPEAKER, I vote "NO" on **HCR 5005**. President Ronald Reagan said, "Government is not a solution to our problem, government is the problem." We do not need to AMEND the Constitution of the United States of America, we need to DEFEND the Constitution of the United States of America. The powers and authority need to be placed back into the hands of "*We the People*," not into the clutches of a few greedy debased tyrants. We need less government, not more of it. We need to stand for Life, Liberty, and the Pursuit of Happiness and most importantly, *we as a Nation need God in America again!* – TREVOR JACOBS, MIKE HOUSER, JEFF UNDERHILL, KEN CORBET, CHARLES E. SMITH

Mr. Speaker: I vote no on HCR 5005, I prefer to vote for an alternate resolution – Susan Estes

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

COMMITTEE OF THE WHOLE

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

Recommended that:

Roll call was demanded on motion of Rep. Hoye to amend **HB 2304**, on page 1, in line 10, after "program" by inserting "that shall not allow the use of demonstration or possession of a firearm or live ammunition as part of the program"

On roll call, the vote was: Yeas 38; Nays 82; Present but not voting: 0; Absent or not voting: 5.

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

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

Present but not voting: None.

Absent or not voting: Bergkamp, Concannon, Landwehr, Poetter Parshall, Wasinger.
The motion of Rep. Hoye to amend **HB 2304** did not prevail.

Also, roll call was demanded on motion of Rep. Featherston to amend **HB 2304** on page 1, in line 14, after "program" by inserting "and provide materials from the be smart program offered by the everytown for gun safety support fund"

On roll call, the vote was: Yeas 37; Nays 82; Present but not voting: 0; Absent or not voting: 6.

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

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

Present but not voting: None.

Absent or not voting: Borjon, Landwehr, Poetter Parshall, Vaughn, Wasinger, Williams, L..

The motion of Rep. Featherston to amend **HB 2304**, did not prevail.

Also, roll call was demanded on motion of Rep. Sawyer Clayton to amend **HB 2304**, on page 1, following line 25, by inserting:

"(c) If the provisions of this section require any school within a unified school district

to incur additional costs, this section shall be deemed null and void."

On roll call, the vote was: Yeas 38; Nays 82; Present but not voting: 0; Absent or not voting: 5.

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

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

Present but not voting: None.

Absent or not voting: Awerkamp, Landwehr, Poetter Parshall, Ruiz, L., Wasinger.

The motion of Rep. Sawyer Clayton to amend **HB 2304** did not prevail and **HB 2304** be passed.

REPORTS OF STANDING COMMITTEES

Committee on **Health and Human Services** recommends **SB 180** be passed.

Committee on **K-12 Education Budget** recommends **SB 83** be amended by substituting with a new bill to be designated as "House Substitute for SENATE BILL NO. 83," as follows:

"House Substitute for SENATE BILL NO. 83

By Committee on K-12 Education Budget

"AN ACT concerning education; making and concerning appropriations for the fiscal year ending June 30, 2024, for the state department of education; establishing the sunflower education equity act; providing education savings accounts for students; establishing the sunflower education equity scholarship fund; requiring each school district to provide a salary increase to each licensed teacher in the school district in school year 2023-2024; defining enrollment of small school districts as the highest enrollment of the four preceding years under the Kansas school equity and enhancement act; amending K.S.A. 2022 Supp. 72-3120 and 72-5132 and repealing the existing sections.";

And the substitute bill be passed.

(**H Sub for SB 83** was thereupon introduced and read by title.)

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 2452, AN ACT concerning the Kansas state employees health care commission;

relating to insurance for state employees; eliminating the requirement that the commission offer long-term care insurance and indemnity insurance; amending K.S.A. 75-6513 and repealing the existing section; also repealing K.S.A. 75-6521, 75-6522 and 75-6523, by Committee on Appropriations.

HB 2453, AN ACT concerning health and healthcare; relating to dentists and dental hygienists; enacting the dentist and dental hygienist compact to provide interstate practice privileges for dentists and dental hygienists, by Committee on Appropriations.

CHANGE OF REFERENCE

Speaker Hawkins announced the withdrawal of **HB 2437** from Committee on Federal and State Affairs and referral to Committee on Agriculture and Natural Resources.

COMMITTEE ASSIGNMENT CHANGES

Speaker Hawkins announced the appointment of Rep. Hoffman to replace Rep. Buehler on Committee on Taxation for March 8 - 9, 2023.

Also, the appointment of Rep. Corbet to replace Rep. Wasinger on Committee on Higher Education Budget for March 8, 2023.

Also, the appointment of Rep. Blake Carpenter to replace Rep. Collins on Committee on Elections for March 9, 2023.

Also, the appointment of Rep. Croft to replace Rep. Collins on Committee on Transportation for March 9, 2023.

Also, the appointment of Rep. Will Carpenter to replace Rep. Buehler on Committee on Health and Human Services for March 8, 2023.

Also, the appointment of Rep. Blew to replace Rep. Buehler on Committee on Health and Human Services for March 9, 2023.

Also, the appointment of Rep. Clifford to replace Rep. Hoheisel on Committee on Taxation for March 9, 2023.

REPORT ON ENGROSSED BILLS

Sub HB 2077, HB 2083 reported correctly engrossed March 7, 2023.

REPORT ON ENGROSSED RESOLUTIONS

HCR 5005 reported correctly engrossed March 7, 2023.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Thursday, March 9, 2023.

Journal of the House

FORTIETH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, March 9, 2023, 11:00 a.m.

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

The roll was called with 121 members present.

Reps. Collins and Poetter Parshall were excused on verified illness.

Reps. Borjon and Moser were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Gracious and Almighty God,
we are thankful for each and every day You give to us.

Our lives are in Your hands.

In You do we find wisdom and strength.

From You are we provided counsel and understanding.

Therefore, we will not fear,
though the earth should change,
though the mountains shake in the heart of the sea;
though its waters roar and foam.

God, be in the midst of us,
in this Chamber, in this city, in this state.

In the dawning of this morning, God help us all.

This I pray in Your Name, Amen.

The Pledge of Allegiance was led by Rep. Melton.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2454, AN ACT concerning taxation; relating to sales and compensating use tax; providing for a sales tax exemption for purchases of construction materials by a contractor for a not-for-profit corporation operating a theater; amending K.S.A. 2022 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

HB 2455, AN ACT concerning business entities; relating to the Kansas general corporation code, the business entity transactions act, the business entity standard treatment act, the Kansas revised uniform limited partnership act and the Kansas uniform partnership act; facilitating the use of electronic transmissions and electronic signatures with certain exceptions; revising procedures and requirements related to emergency bylaws and actions under emergency conditions; merger or consolidation; dissolution and revocation or restoration of revoked or forfeited articles of incorporation

or authority to engage in business and revival; modifying fees charged by the secretary of state for certain filings and copies; amending K.S.A. 17-6520, 56a-105 and 79-1119 and K.S.A. 2022 Supp. 17-2036, 17-2718, 17-4634, 17-4677, 17-6002, 17-6004, 17-6008, 17-6010, 17-6011, 17-6014, 17-6301, 17-6305, 17-6401, 17-6408, 17-6410, 17-6413, 17-6426, 17-6427, 17-6428, 17-6502, 17-6503, 17-6509, 17-6512, 17-6514, 17-6518, 17-6522, 17-6701, 17-6702, 17-6703, 17-6705, 17-6706, 17-6707, 17-6708, 17-6712, 17-6712, as amended by section 36 of this act, 17-6804, 17-6812, 17-7001, 17-7002, 17-7003, 17-72a04, 17-72a05, 17-72a07, 17-7302, 17-7503, 17-7504, 17-7505, 17-7506, 17-76,136, 17-76,139, 17-78-102, 17-78-202, 17-78-203, 17-78-205, 17-78-302, 17-78-606, 17-7914, 17-7918, 17-7919, 17-7924, 17-7929, 17-7933, 56-1a605, 56-1a606, 56-1a607, 56a-1201, 56a-1202 and 79-3234 and repealing the existing sections; also repealing K.S.A. 17-7514, 56-1a608, 56-1a610, 56a-1203 and 56a-1204 and K.S.A. 2022 Supp. 17-72a03 and 17-7511, by Committee on Federal and State Affairs.

HB 2456, AN ACT concerning reapportionment; relating to congressional, state senatorial, representative and board of education districts; imposing requirements for the drawing thereof, by Committee on Federal and State Affairs.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Commerce, Labor and Economic Development: **HB 2450**.

Federal and State Affairs: **HB 2451**.

Health and Human Services: **HB 2452**, **HB 2453**.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2304, AN ACT concerning education; relating to firearms; standardizing firearm safety education training programs in school districts, was considered on final action.

On roll call, the vote was: Yeas 78; Nays 43; Present but not voting: 0; Absent or not voting: 4.

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

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Dodson, M., Featherston, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoyer, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Robinson, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Smith, C., Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Borjon, Collins, Moser, Poetter Parshall.

The bill passed.

EXPLANATIONS OF VOTE

MR. SPEAKER: This bill does nothing to increase the number of Kansas public school children who receive gun safety training and it infringes on the constitutional authority of the state Board of Education. With regard to this bill, I think we should all take Eddie Eagle's advice: Stop! Don't touch! Run away! And Tell a grownup. I vote NO on **HB 2304**. – Dennis "Boog" Highberger

MR. SPEAKER: Colleagues, I vote aye on **HB 2304**. It has been argued the legislature cannot do this, because of the Constitution, and Supreme Court cases. In the case of Miller v the Board of Education, it was the opinion of the court, the state legislature can enact these types of legislation we are well within our right as a legislature to do so. We have heard, in multiple committees cases confirming this. The bill also uses the term "or any successor program," so this notion this will be the only allowable curriculum, is false. Let's give our schools another good tool. Thank you Mr. Speaker. – ADAM THOMAS

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

COMMITTEE OF THE WHOLE

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

Recommended that:

HB 2002, HB 2229 be passed.

On motion of Rep. V. Miller to amend **HB 2201**, Rep. Averkamp requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane; and **HB 2201** be passed.

On motion of Rep. Garber, **HB 2106** be amended on page 39, following line 12, by inserting:

"(3) The provisions of this subsection shall expire and have no effect on and after July 1, 2028."

Also, roll call was demanded on motion of Rep. V. Miller to amend **HB 2106** on page 38, in line 19, by striking the second "and";

On page 39, in line 12, after "thereto" by inserting "; and

(qqqq) all sales of hygiene products. As used in this subsection, "hygiene products" means antiperspirants, cotton swabs, dental floss, deodorants, diapers, interdental cleaners, menstrual cups, mouthwash, panty liners, sanitary napkins, shampoo, soaps and cleaning solutions, suntan lotions, suntan screens, tampons, toilet tissues, toothbrushes and toothpaste";

On page 1, in the title, in line 3, after the semicolon by inserting "providing for a sales tax exemption for hygiene products;"

On roll call, the vote was: Yeas 44; Nays 77; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Garber, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoye, Jacobs, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Robinson, Roth, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Thompson, Vaughn, Weigel, Winn, Woodard, Xu.

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

Present but not voting: None.

Absent or not voting: Borjon, Collins, Moser, Poetter Parshall.

The motion of Rep. V. Miller to amend did not prevail and **HB 2106** be passed as amended.

Committee report to **HB 2026** be adopted; and the bill be passed as amended.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Croft pursuant to House Rule 2311, **HB 2002**, **HB 2026**, **HB 2106**, **HB2201** and **HB 2229** were advanced to Final Action on Bills and Concurrent Resolutions.

HB 2002, AN ACT concerning the taxpayer notification costs fund; continuing in existence the reimbursement from the fund for printing and postage costs for county clerks beyond calendar year 2023; amending K.S.A. 2022 Supp. 79-2989 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 114; Nays 7; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergquist, Blew, Blex, Bloom, Boyd, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Carr, Clifford, Concannon, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Lewis, Martinez, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Owens, F. Patton, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Bergkamp, Carmichael, Corbet, Landwehr, Mason, Ousley, Penn.

Present but not voting: None.

Absent or not voting: Borjon, Collins, Moser, Poetter Parshall.

The bill passed.

HB 2201, AN ACT concerning property taxation; relating to the classification and appraised valuation notice; providing information on prior year tax valuations; amending K.S.A. 2022 Supp. 79-1460 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Borjon, Collins, Moser, Poetter Parshall.

The bill passed.

HB 2229, AN ACT concerning sales and compensating use tax; relating to motor vehicles; providing for a deduction for calculating tax owed when selling a motor vehicle that is purchased within 180 days of the sale of another vehicle; amending K.S.A. 12-199 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 4; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Younger.

Nays: Highberger, Osman, Ousley, Xu.

Present but not voting: None.

Absent or not voting: Borjon, Collins, Moser, Poetter Parshall.

The bill passed.

HB 2106, AN ACT concerning taxation; relating to sales and compensating use tax; providing for a sales tax exemption for sales of property and services used in the

provision of communications services; amending K.S.A. 2022 Supp. 79-3606 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 108; Nays 13; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcala, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Hawkins, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Neelly, Neighbor, Ohaebosim, Osman, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Younger.

Nays: Fairchild, Haswood, Helgerson, Highberger, Jacobs, Murphy, Oropeza, Ousley, Rhiley, Ruiz, S., Seiwert, Vaughn, Xu.

Present but not voting: None.

Absent or not voting: Borjon, Collins, Moser, Poetter Parshall.

The bill passed, as amended.

HB 2026, AN ACT concerning taxation; relating to warrants issued by the secretary of revenue; providing that the secretary of revenue file a release of warrant in the county where such warrant is docketed, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcala, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Borjon, Collins, Moser, Poetter Parshall.

The bill passed, as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Health and Human Services** recommends **HB 2313** be passed.

Committee on **Health and Human Services** recommends **HB 2429** be amended on page 2, following line 31, by inserting:

"(g) Any contract or renewal of such contract awarded under this section shall be for a term not longer than two years.

(h) The state treasurer shall assess an administrative fine against any nonprofit organization awarded a contract under this section for failure to satisfy the requirements of this section or for the intentional or reckless misuse of any funds awarded by the terms of such contract. Such fine shall be in the amount of 10% of the funds awarded by the terms of such contract. The state treasurer shall deposit any moneys recovered from any such fine into the state treasury to the credit of the state general fund.

(i) On or before July 31 of each year, the nonprofit organization selected to provide services under the alternatives to abortion program shall submit a report to the legislature and the state treasurer on the administration of the program covering the fiscal year ending on the immediately preceding June 30. Such report shall include:

- (1) The number of clients enrolled in the program;
- (2) the number of clients who participated in case management services provided under the program;
- (3) the number of case management hours provided under the program;
- (4) the number of clients engaged in educational services or job training and placement activities under the program;
- (5) the number of newborns who were born to program participants;
- (6) the number of such newborns placed for adoption;
- (7) the number of fathers who participated in program services;
- (8) the number of client satisfaction surveys completed; and
- (9) any other information that shows the success of the contractor's administration of the program.";

On page 1, in the title, in line 4, after the semicolon by inserting "establishing requirements and penalties for failure to fulfill program contract requirements;"; and the bill be passed as amended.

Committee on **Insurance** recommends **SB 14** be amended on page 2, in line 31, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

Committee on **Insurance** recommends **SB 15** be amended on page 1, in line 35, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

Committee on **Insurance** recommends **SB 17** be amended on page 1, in line 35, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

Committee on **Insurance** recommends **SB 18** be amended on page 2, in line 31, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

Committee on **Insurance** recommends **SB 19** be amended on page 2, in line 3, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

Committee on **Insurance** recommends **SB 26** be amended on page 3, in line 43, by striking "statute book" and inserting "Kansas register"; and the bill be passed as

amended.

Committee on **Insurance** recommends **SB 27** be amended on page 5, in line 41, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

REPORT OF STANDING COMMITTEE

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

Request No. 36, by Representative Titus, Congratulating Wamego High School Girls Golf team 2022;

Request No. 37, by Representative Titus, Congratulating Wamego High School Boys Cross Country Team 2022;

Request No. 38, by Representative Ousley, commending the Brain Association of Kansas and Greater Kansas City;

Request No. 39, by Representative Patton, congratulating Kristen Anderson, Fifth Grade at North Fairview Elementary School, USD 345 Seaman;

Request No. 40, by Representative Wasinger, congratulating Jerald Braun, Gifted Education at Hays Middle School and High School, USD 489 Hays;

Request No. 41, by Representative White, congratulating Kirstin Bangerter, English Teacher, Dodge City High School, USD 443 Dodge City;

Request No. 42, by Representative Boyd, congratulating Matt Christensen, Social Studies, Blue Valley Southwest High School, USD 229 Blue Valley;

Request No. 43, by Dodson, congratulating Melissa Hall, STEM/Technology Teacher, Fort Riley Middle School, USD 475 Geary County;

Request No. 44, by Representative Schreiber, congratulating Martha MacKay, Physical Science Teacher, Emporia High School, USD 253 Emporia;

Request No. 45, by Representative Collins, congratulating Kindergarten Teacher, Chanute Elementary School, USD 413 Chanute;

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

On motion of Representative Croft the committee report was adopted.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Carpenter announced the appointment of Rep. Chuck Smith to replace Rep. Borjon on Committee on Commerce, Labor and Economic Development for March 9, 2023.

On motion of Rep. Croft the House adjourned pro forma until 8:30 a.m. on Friday, March 10, 2023.

Journal of the House

FORTY-FIRST DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, March 10, 2023, 8:30 a.m.

The House met session pro forma pursuant to adjournment with Speaker pro tem Carpenter in the chair.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Federal and State Affairs: **HB 2456**.

Judiciary: **HB 2455**.

Taxation: **HB 2454**.

MESSAGES FROM THE SENATE

Announcing passage of **SB 244**, **HB 2238**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 244

On motion of Rep. Croft, the House adjourned pro forma until 11:00 a.m., Monday, March 13, 2023.

Journal of the House

FORTY-SECOND DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, March 13, 2023, 11:00 a.m.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2457, AN ACT concerning taxation; relating to income tax; providing a 4.95% tax rate for individuals and decreasing the normal tax for corporations; discontinuing possible future corporate rate decreases as a result of agreements under the attracting powerful economic expansion program act; increasing the income limit to qualify for a subtraction modification for social security income; providing that all social security benefits qualify for the subtraction modification commencing in tax year 2026; increasing the Kansas standard deduction by a cost-of-living adjustment; discontinuing the food sales tax credit; relating to sales and compensating use tax; reducing the rate of tax on sales of food and food ingredients; relating to property tax; increasing the extent of exemption for residential property from the statewide school levy; relating to privilege tax rates; decreasing the surtax; amending K.S.A. 79-1107 and 79-1108 and K.S.A. 2022 Supp. 74-50,321, 79-201x, 79-32,110, 79-32,117, 79-32,119, 79-32,271, 79-3603, 79-3603d, 79-3620, 79-3703 and 79-3710 and repealing the existing sections, by Committee on Taxation.

HB 2458, AN ACT concerning school districts; authorizing the state board of education to establish new school districts for purposes of attachment of territory of a disorganized school district; providing for administrative and judicial review of resolutions to permanently close a school building; amending K.S.A. 72-635 and 72-1431 and repealing the existing sections, by Committee on Federal and State Affairs.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committee as indicated:

Judiciary: **SB 244**.

CHANGE OF REFERENCE

Speaker Hawkins announced the withdrawal of **SB 180** from the Calendar and referral to Committee on Health and Human Services.

MESSAGES FROM THE SENATE

Announcing passage of **SB 53, SB 114**.

Announcing passage of **HB 2184**, as amended.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 53, SB 114.

REPORTS OF STANDING COMMITTEES

The Committee on **Commerce, Labor and Economic Development** recommends **HB 2414** be amended by substituting with a new bill to be designated as "Substitute for HOUSE BILL NO. 2414," as follows:

"Substitute for HOUSE BILL NO. 2414

By Committee on Commerce, Labor and Economic Development

"AN ACT concerning private and public postsecondary educational institutions; relating to the development of postsecondary engineering programs and the provision of scholarships for engineering students at certain private and public institutions of higher education; creating a matching grant program to be administered by the secretary of commerce; creating the engineering graduate incentive fund.";

And the substitute bill be passed.

(**Sub HB 2414** was thereupon introduced and read by title.)

Committee on **Energy, Utilities and Telecommunications** recommends **HB 2225** as recommended to be passed by the Committee on Energy, Utilities and Telecommunications as reported in the Journal of the House on February 21, 2023, be amended on page 1, following line 8, by inserting:

"Section 1. K.S.A. 66-117 is hereby amended to read as follows: 66-117. (a) Unless the state corporation commission otherwise orders, no common carrier or public utility over which the commission has control shall make effective any changed rate, joint rate, toll, charge or classification or schedule of charges, or any rule or regulation or practice pertaining to the service or rates of such public utility or common carrier except by filing the same with the commission at least 30 days prior to the proposed effective date. The commission, for good cause, may allow such changed rate, joint rate, toll, charge or classification or schedule of charges, or rule or regulation or practice pertaining to the service or rates of any such public utility or common carrier to become effective on less than 30 days' notice. If the commission allows a change to become effective on less than 30 days' notice, the effective date of the allowed change shall be the date established in the commission order approving such change, or the date of the order if no effective date is otherwise established. Any such proposed change shall be shown by filing with the state corporation commission a schedule showing the changes, and such changes shall be plainly indicated by proper reference marks in amendments or supplements to existing tariffs, schedules or classifications, or in new issues thereof.

(b) Whenever any common carrier or public utility governed by the provisions of this act files with the state corporation commission a schedule showing the changes desired to be made and put in force by such public utility or common carrier, the commission either upon complaint or upon its own motion, may give notice and hold a hearing upon such proposed changes. Pending such hearing, the commission may

suspend the operation of such schedule and defer the effective date of such change in rate, joint rate, toll, charge or classification or schedule of charges, or any rule or regulation or practice pertaining to the service or rates of any such public utility or common carrier by delivering to such public utility or common carrier a statement in writing of its reasons for such suspension.

(c) The commission shall not delay the effective date of the proposed change in rate, joint rate, toll, charge or classification or schedule of charges, or in any rule or regulation or practice pertaining to the service or rates of any such public utility or common carrier, more than 240 days beyond the date the public utility or common carrier filed its application requesting the proposed change. If the commission does not suspend the proposed schedule within 30 days of the date the same is filed by the public utility or common carrier, such proposed schedule shall be deemed approved by the commission and shall take effect on the proposed effective date. If the commission has not issued a final order on the proposed change in any rate, joint rate, toll, charge or classification or schedule of charges, or any rule or regulation or practice pertaining to the service or rates of any such public utility or common carrier, within 240 days after the carrier or utility files its application requesting the proposed change, then the schedule shall be deemed approved by the commission and the proposed change shall be effective immediately, except that:

(1) For purposes of the foregoing provisions regarding the period of time within which the commission shall act on an application, any amendment to an application for a proposed change in any rate, which increases the amount sought by the public utility or common carrier or substantially alters the facts used as a basis for such requested change of rate, shall, at the option of the commission, be deemed a new application and the 240-day period shall begin again from the date of the filing of the amendment;

(2) if hearings are in process before the commission on a proposed change requested by the public utility or common carrier on the last day of such 240-day period, such period shall be extended to the end of such hearings plus 20 days to allow the commission to prepare and issue its final order; and;

(3) nothing in this subsection shall preclude the public utility or common carrier and the commission from agreeing to a waiver or an extension of the 240-day period.

(d) Except as provided in subsection (c), no change shall be made in any rate, toll, charge, classification or schedule of charges or joint rates, or in any rule or regulation or practice pertaining to the service or rates of any such public utility or common carrier, without the consent of the commission. Within 30 days after such changes have been authorized by the state corporation commission or become effective as provided in subsection (c), copies of all tariffs, schedules and classifications, and all rules and regulations, except those determined to be confidential under rules and regulations adopted by the commission, shall be filed in every station, office or depot of every such public utility and every common carrier in this state, for public inspection.

(e) Upon a showing by a public utility before the state corporation commission at a public hearing and a finding by the commission that such utility has invested in projects or systems that can be reasonably expected ~~(1)~~ to produce energy from a renewable resource other than nuclear for the use of its customers, ~~(2)~~ to cause the conservation of energy used by its customers; or ~~(3)~~ to bring about the more efficient use of energy by its customers, the commission may allow a return on such investment equal to an increment of from ~~1/2%~~ 0.5% to 2% plus an amount equal to the rate of return fixed for

the utility's other investment in property found by the commission to be used or required to be used in its services to the public. The commission may also allow such higher rate of return on investments by a public utility in experimental projects, such as load management devices, which it determines after public hearing to be reasonably designed to cause more efficient utilization of energy and in energy conservation programs or measures which it determines after public hearing provides a reduction in energy usage by its customers in a cost-effective manner.

(f) Whenever, after the effective date of this act, an electric public utility, a natural gas public utility or a combination thereof, files tariffs reflecting a surcharge on the utility's bills for utility service designed to collect the annual increase in expense charged on its books and records for ad valorem taxes, such utility shall report annually to the state corporation commission the changes in expense charged for ad valorem taxes. For purposes of this section, such amounts charged to expense on the books and records of the utility may be estimated once the total property tax payment is known. If found necessary by the commission or the utility, the utility shall file tariffs which reflect the change as a revision to the surcharge. Upon a showing that the surcharge is applied to bills in a reasonable manner and is calculated to substantially collect the increase in ad valorem tax expense charged on the books and records of the utility, or reduce any existing surcharge based upon a decrease in ad valorem tax expense incurred on the books and records of the utility, the commission shall approve such tariffs within 30 days of the filing. Any over or under collection of the actual ad valorem tax increase charged to expense on the books of the utility shall be either credited or collected through the surcharge in subsequent periods. The establishment of a surcharge under this section shall not be deemed to be a rate increase for purposes of this act. The net effect of any surcharges established under this section shall be included by the commission in the establishment of base rates in any subsequent rate case filed by the utility.

(g) Except as to the time limits prescribed in subsection (c), proceedings under this section shall be conducted in accordance with the provisions of the Kansas administrative procedure act.

(h) In any general rate proceeding of an electric public utility serving more than 20,000 customers conducted pursuant to this section, the electric public utility shall evaluate and include in its application for a rate change an assessment of the following: (1) The regional rate competitiveness of the electric public utility's current and proposed rates; and (2) the impact of the electric public utility's current and proposed rates upon economic development within the state.;

On page 2, in line 24, after the second comma by inserting "the following:

(A)";

Also on page 2, in line 26, by striking "notice" and inserting "notification"; in line 29, after "agency" by inserting "; and

(B) all fees and costs imposed on the electric utility in connection with the operation of wholesale power markets by a regional transmission organization, independent system operator or other entity that is regulated by the federal energy regulatory commission, other federal agency or any successor federal agency";

Also on page 2, in line 30, by striking "Such" and inserting "A"; also in line 30, by striking "shall not include" and inserting "serving more than 20,000 customers in Kansas may recover"; in line 33, by striking "notice" and inserting "notification"; in line

36, after "agency" by inserting ", subject to such utility's compliance with subsections (e) and (f)"; by striking all in lines 37 through 43;

On page 3, by striking all in lines 1 and 2; in line 3, by striking all before the period and inserting "(e) To recover the costs described in subsection (d)(2) as a component of a transmission delivery charge and to facilitate commissioner and commission-authorized intervenor review, a utility shall make a compliance filing with the commission prior to the time period provided pursuant to subsection (f) for the commission to adjust the return on equity relating to such costs. A compliance filing shall include all the compliance filing details required by this subsection. Such utility shall continue to make annual compliance filings to the commission. Each compliance filing shall provide the following:

(1) For each non-blanket work order transmission project over \$15,000,000, or a different amount deemed necessary by the commission staff in consultation with the filing utility, an itemization of projected transmission spending for the succeeding calendar year and the second succeeding calendar year. The commission may expect a utility to provide more extensive details for transmission projects in the succeeding calendar year than for the second succeeding calendar year, but the utility shall provide as many details as reasonably possible for transmission projects in the second succeeding calendar year;

(2) for each transmission project:

(A) A project identifier or name;

(B) the anticipated in-service date;

(C) the projected cost;

(D) the specific location within the utility's system;

(E) whether the project is classified as a new build, rebuild, upgrade or any other appropriate classification;

(F) a description providing the purpose for the project and the anticipated reliability benefits;

(G) a description of the original vintage of the replaced facilities if the project is classified as a rebuild or upgrade; and

(H) the load additions or economic development benefits accommodated by the project, if any; and

(3) a proposed date and time for:

(A) Representatives of the public utility to conduct a technical conference for the purpose of discussing the details of the compliance filing with commission staff, the citizens utility ratepayer board and other commission-authorized intervenors. Such technical conference shall be held not later than 90 days after the utility filed the compliance filing; and

(B) the commission to hold a public workshop in which representatives of the public utility shall present the details associated with the transmission projects that are anticipated in the succeeding calendar year. The public workshop shall allow for questions and comments from the commission, commission staff and other commission-authorized intervenors. The public workshop shall be held not later than 120 days after the utility filed the compliance filing.

(f) Beginning January 1, 2024, and prior to April 1, 2024, for any utility electing to recover the costs described in subsection (d)(2), the commission shall adjust the return on equity used to determine the revenue requirement of such costs from the federal

energy regulatory commission's jurisdictional return on equity to the state corporation commission's authorized return on equity last used to set the utility's base rates in effect at the time of filing the transmission delivery charge update. If a return on equity was not explicitly established during the utility's last general rate case, the commission shall determine an appropriate return on equity from the record of the last general rate case to establish the revenue requirement for such costs. The use of the state corporation commission's authorized return on equity shall not impact any project that was constructed as a result of a notification to construct or similar directive from a regional transmission organization or independent system operator that is regulated by the federal energy regulatory commission, or any successor agency. In any transmission delivery charge update filing, a utility electing to recover the costs described in subsection (d)(2) shall utilize the state corporation commission's authorized return on equity that was used to set the utility's base rates in effect at the time of the update filing or that was stipulated and approved by the commission for use in the transmission delivery charge if a return on equity was not explicitly set during the last general rate case, to determine the utility's transmission delivery charge update";

Also on page 3, in line 4, after "K.S.A." by inserting "66-117 and"; also in line 4, by striking "is" and inserting "are";

And by renumbering sections accordingly;

On page 1, in the title, in line 4, by striking "excluding" and inserting "authorizing"; in line 5, after "planning" by inserting "under certain circumstances; requiring the commission to adjust the authorized return on equity for such internal or local transmission projects recovered through a transmission delivery charge; requiring public utilities to evaluate the regional rate competitiveness and impact to economic development in rate proceedings"; also in line 5, after "K.S.A." by inserting "66-117 and"; in line 6, by striking "section" and inserting "sections"; and the bill be passed as amended.

Committee on **Legislative Modernization** recommends **SB 229** be amended by substituting with a new bill to be designated as "House Substitute for SENATE BILL NO. 229," as follows:

"House Substitute for SENATE BILL NO. 229

By Committee on Legislative Modernization

"AN ACT concerning the legislature; relating to compensation, salary and retirement benefits of members thereof; creating the legislative compensation commission; prescribing powers and duties of the commission; authorizing the commission to set rates of compensation and salary for members of the legislature; establishing procedures for review and possible rejection of such rates of compensation and salary by the legislature; eliminating the previously established compensation commission; repealing K.S.A. 46-3101.";

And the substitute bill be passed.

(**H Sub for SB 229** was thereupon introduced and read by title.)

Committee on **Taxation** recommends **HB 2232** be passed.

Committee on **Taxation** recommends **HB 2421** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Taxation** recommends **HB 2317** be amended on page 1, following line

7, by inserting:

"Section 1. K.S.A. 2022 Supp. 79-1460 is hereby amended to read as follows: 79-1460. (a) The county appraiser shall notify each taxpayer in the county annually on or before March 1 for real property and May 1 for personal property, by mail directed to the taxpayer's last known address, of the classification and appraised valuation of the taxpayer's property, except that, the valuation for all real property shall not be increased unless the record of the latest physical inspection was reviewed by the county or district appraiser, and documentation exists to support such increase in valuation in compliance with the directives and specifications of the director of property valuation, and such record and documentation is available to the affected taxpayer. Alternatively, the county appraiser may transmit the classification and appraised valuation to the taxpayer by electronic means if such taxpayer consented to service by electronic means.

(b) The valuation for all real property also shall not be increased solely as the result of normal repair, replacement or maintenance of existing structures, equipment or improvements on the property. ~~For purposes of this section, "normal repair, replacement or maintenance" does not include new construction as defined in this section.~~ For the next two taxable years following the taxable year that the valuation for commercial real property has been reduced due to a final determination made pursuant to the valuation appeals process, the county appraiser shall review the computer-assisted mass-appraisal of the property and if the valuation in either of those two years exceeds the value of the previous year by more than 5%, excluding new construction, change in use or change in classification, the county appraiser shall either:

(1) Adjust the valuation of the property based on the information provided in the previous appeal; or

(2) order an independent fee simple appraisal of the property to be performed by a Kansas certified real property appraiser. ~~As used in this section, "new construction" means the construction of any new structure or improvements or the remodeling or renovation of any existing structures or improvements on real property.~~

(c) When the valuation for real property has been reduced due to a final determination made pursuant to the valuation appeals process for the prior year, and the county appraiser has already certified the appraisal rolls for the current year to the county clerk pursuant to K.S.A. 79-1466, and amendments thereto, the county appraiser may amend the appraisal rolls and certify the changes to the county clerk to implement the provisions of this subsection and reduce the valuation of the real property to the prior year's final determination, except that such changes shall not be made after October 31 of the current year. ~~For the purposes of this section and in the case of real property, the term "taxpayer" shall be deemed to be the person in ownership of the property as indicated on the records of the office of register of deeds or county clerk and, in the case where the real property or improvement thereon is the subject of a lease agreement, such term shall also be deemed to include the lessee of such property if the lease agreement has been recorded or filed in the office of the register of deeds. Such notice~~

(d) (1) The notice provided under subsection (a) shall specify:

(A) Separately ~~both for the previous and current tax year and the current tax year,~~ the appraised and assessed values for each property class identified on the parcel. ~~Such notice shall also contain;~~

(B) the uniform parcel identification number prescribed by the director of property

valuation. ~~Such notice shall also contain; and~~

(C) a statement of the taxpayer's right to appeal, the procedure to be followed in making such appeal and the availability without charge of the guide devised pursuant to subsection ~~(b)~~ (g).

(2) Such notice may, and if the board of county commissioners so require, shall provide the parcel identification number, address and the sale date and amount of any or all sales utilized in the determination of appraised value of residential real property.

(e) In any year in which no change in appraised valuation of any real property from its appraised valuation in the next preceding year is determined, an alternative form of notification which has been approved by the director of property valuation may be utilized by a county.

(f) Failure to timely mail or receive such notice shall in no way invalidate the classification or appraised valuation as changed. The secretary of revenue shall adopt rules and regulations necessary to implement the provisions of this section.

~~(b) For all taxable years commencing after December 31, 1999,~~ (g) There shall be provided to each taxpayer, upon request, a guide to the property tax appeals process. The director of the division of property valuation shall devise and publish such guide; and shall provide sufficient copies thereof to all county appraisers. Such guide shall include, but not be limited to:

(1) A restatement of the law which pertains to the process and practice of property appraisal methodology, including the contents of K.S.A. 79-503a and 79-1460, and amendments thereto;

(2) the procedures of the appeals process, including the order and burden of proof of each party and time frames required by law; and

(3) such other information deemed necessary to educate and enable a taxpayer to properly and competently pursue an appraisal appeal.

(h) As used in this section:

(1) "New construction" means the construction of any new structure or improvements or the remodeling or renovation of any existing structures or improvements on real property.

(2) "Normal repair, replacement or maintenance" does not include new construction.

(3) "Taxpayer" means the person in ownership of the property as indicated on the records of the office of register of deeds or county clerk and includes the lessee of such property if the lease agreement has been recorded or filed in the office of the register of deeds and the real property or improvement thereon is subject of a lease agreement."

On page 5, in line 11, after "79-2017" by inserting "and K.S.A. 2022 Supp. 79-1460";
And by renumbering sections accordingly;

On page 1, in the title, in line 3, after "treasurer" by inserting "and county appraiser"; in line 4, after "79-2017" by inserting "and K.S.A. 2022 Supp. 79-1460"; and the bill be passed as amended.

Committee on **Taxation** recommends **HB 2416** be amended on page 38, in line 19, by striking the second "and"; in line 32, after the semicolon by inserting "and"; in line 33, by striking all after "(2)"; by striking all in line 34; in line 35, by striking "(3) and";

On page 39, in line 31, after "thereto" by inserting "; and

(qqqq) all sales of tangible personal property or services purchased by Kansas suicide prevention HQ, inc., an organization that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, for the purpose of bringing suicide prevention training and awareness to communities across the state";

On page 1, in the title, in line 2, after "aging" by inserting "and purchases made by Kansas suicide prevention HQ, inc."; and the bill be passed as amended.

Committee on **Welfare Reform** recommends **HB 2140** be amended by adoption of the amendments recommended by House Committee on Welfare Reform as reported in the Journal of the House on February 20, 2023, and the bill, as printed As Amended by House Committee, be passed as amended.

COMMITTEE ASSIGNMENT CHANGES

Speaker Hawkins announced the appointment of Rep. Hoffman to replace Rep. Estes on Committee on K-12 Education Budget for March 13, 2023.

Also, the appointment of Rep. Mason to replace Rep. Poetter Parshall on Committee on Taxation for March 13-15, 2023.

REPORT ON ENGROSSED BILLS

HB 2026, HB 2106 reported correctly engrossed March 10, 2023.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Tuesday, March 14, 2023.

Journal of the House

FORTY-THIRD DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, March 14, 2023, 11:00 a.m.

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

The roll was called with 122 members present.

Rep. Poetter Parshall was excused on verified illness.

Reps. Highberger and Neighbor were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Heavenly Father,
thank You again for your mercies given to us this day.
I ask that You bless this assembly.
Send Your Spirit to fill their hearts
with those divine gifts You have prepared for them.
May Your grace find expression in their compassion.
May Your mercy encourage goodwill in all they do and accomplish today.
As they face the demands of our times,
grant them Your peace and strength,
that they might act justly, love tenderly, and walk humbly with You.
This I pray in Your Name, Amen.

The Pledge of Allegiance was led by Rep. Thompson.

INTRODUCTION OF GUESTS

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

Rep. Schreiber was joined by Representatives from each of the Master Teacher's legislative districts.

Good morning, colleagues. We are proud to present to you the 2023 Class of Kansas Master Teachers.

Talented. Phenomenal. One in a million. These are the words used by the people who work and learn from the seven teachers chosen as the 2023 Kansas Master Teachers:

This year's class includes:

- Kristen Anderson, Fifth Grade at North Fairview Elementary School in USD 345 Seaman, Topeka
- Jerald Braun, Gifted Education at Hays Middle School and High School USD 489 Hays

- Kirstin Bangerter, English Teacher at Dodge City High School in USD 443 Dodge City
- Matt Christensen, Social Studies at Blue Valley Southwest High School in USD 229 Blue Valley Schools
- Melissa Hall, STEM/Technology Teacher at Fort Riley Middle School in USD 475 Geary County
- Martha MacKay, Physical Science Teacher at Emporia High School in USD 253 Emporia
- Maggie Wolken, Kindergarten Teacher at Chanute Elementary School in USD 413 Chanute

Through the support of the Bank of America Charitable Foundation, each Master Teacher will be presented with a check for \$1,000.

Emporia State established the Kansas Master Teacher awards in 1954. The awards are presented annually to teachers who have served the profession long and well, who also typify the outstanding qualities of earnest and conscientious teachers.

Please join me in congratulating the 2023 Class of Kansas Master Teachers.

Rep. Schrieber and his colleagues presented each of their guests with a framed House certificate in honor of their award.

INTRODUCTION OF GUESTS

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

Mr. Speaker and members of the Kansas House; I'm joined at the podium by members of the Kansas Miss Amazing.

Miss Amazing provides opportunities for girls and women with disabilities across Kansas to build self-esteem. The options available to girls with disabilities should reflect their boundless potential.

But because of widely-held myths about their capabilities, girls with disabilities are often held back from taking risks that could enrich their personal development. They are deprived of opportunities to make friends and granted less access to resources. As a result, girls with disabilities are more likely to experience low self-esteem than girls without disabilities. Women with disabilities are less likely to be employed. They're more likely to live in poverty and the sexual assault rate for disabled women is 12 times higher than those without disabilities.

Miss Amazing Inc. was established in 2007 to help combat that. In 2018, Kansas created its own state organization to work on local issues that girls and women with disabilities face in our state.

Kansas Miss Amazing's mission is to provide unique leadership, self-esteem and self-advocacy opportunities to assist in the building of those skills.

These skills are important to girls and women with disabilities because currently the need for female leaders with disabilities is great. How else can the changes needed be created without the voice of those who have been there and know?

The options for girls and women with disabilities should reflect their limitless potential.

And so I'm joined today by some, frankly, amazing women and girls. They are:

- Michelle Roberts, State Director, Kansas Miss Amazing
- Isabella Culross, 2023 Kansas Miss Amazing Pre-Teen
- Harper Adams, 2023 Kansas Miss Amazing Jr. Teen
- Rebekah Jones, 2023 Kansas Miss Amazing Teen
- Nora Stoy, 2023 Kansas Miss Amazing Jr. Miss
- Crystal Wood, 2023 Kansas Miss Amazing Miss
- Rebecca Shepherd, 2023 Kansas Miss Amazing Sr. Miss

Thank you all for coming to the Capitol today and good luck representing Kansas in the national conference in July.

Rep. Osman presented each of his guests with a House certificate in recognition of their achievements.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Commerce, Labor and Economic Development: **SB 114**.

Education: **HB 2458**.

Taxation: **HB 2457, SB 53**.

CONSENT CALENDAR

No objection was made to **HB 2421** appearing on the Consent Calendar for the first day.

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

COMMITTEE OF THE WHOLE

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

Recommended that committee report recommending a substitute bill to **SB 83** be adopted.

Also, on motion of Rep. Hill, **H Sub for SB 83** be amended on page 3, in line 5, by striking all after "(3)"; by striking all in line 6; in line 7, by striking "(4)"; in line 27, by striking "board" and inserting "treasurer";

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

On page 4, in line 9, by striking "on the advice of the board"; in line 10, by striking all after "(b)"; by striking all in lines 11 through 13; in line 14, by striking "(c)"; also in line 14, by striking all after "program"; in line 15, by striking all before the first comma; in line 17, by striking "10" and inserting "9"; in line 21, by striking "board or"; also in line 21, by striking "determine" and inserting "determines"; in line 22, by striking all after "the";

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

Also on page 4, by striking all in lines 29 through 43;

On page 5, by striking all in lines 1 through 28; in line 29, by striking "board" and inserting "treasurer"; in line 32, by striking all after "(2)"; by striking all in line 33; in line 34, by striking "(3)"; in line 36, by striking "12" and inserting "11"; in line 39, by

striking "or authorize the treasurer to execute contracts"; in line 42, by striking "11" and inserting "10";

On page 6, in line 3, by striking "11" and inserting "10"; in line 16, by striking "board" and inserting "treasurer"; in line 18, by striking "board" and inserting "treasurer"; in line 25, by striking "as determined by the board"; in line 38, by striking "board" and inserting "treasurer";

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

On page 7, in line 6, by striking "9" and inserting "8"; in line 13, by striking "11" and inserting "10"; in line 15, by striking "5" and inserting "4"; in line 16, after the semicolon by inserting "and"; in line 17, by striking all after "treasurer"; in line 18, by striking all before the period; in line 31, by striking "2(b)(9)(B)" and inserting "2(b)(8)(B)";

On page 8, in line 11, by striking "2(b)(9)(B)" and inserting "2(b)(8)(B)"; in line 33, by striking "2(b)(9)(B)" and inserting "2(b)(8)(B)";

On page 9, in line 13, by striking "board" and inserting "treasurer"; in line 28, by striking "6" and inserting "5"; in line 36, by striking "board" and inserting "treasurer"; also in line 36, by striking all after the period; by striking all in line 37; in line 39, by striking "13" and inserting "12";

On page 10, in line 19, by striking all after "(f)"; by striking all in line 20; in line 21, after "approval" by inserting "of a written agreement";

On page 11, in line 7, by striking "9(d)" and inserting "8(d)"; in line 14, by striking "10" and inserting "9"; in line 38, by striking "board" and inserting "treasurer"; in line 43, by striking "board" and inserting "treasurer";

On page 12, in line 15, by striking "board or"; in line 17, by striking "board or";

On page 13, in line 24, by striking "8" and inserting "7"; in line 41, by striking "board" and inserting "treasurer";

On page 14, in line 2, by striking "board" and inserting "treasurer"; in line 5, by striking "board" and inserting "treasurer"; in line 7, by striking "board" and inserting "treasurer"; in line 8, by striking "board or"; in line 13, by striking "board" and inserting "treasurer"; by striking all in lines 21 through 25; in line 27, by striking "board" and inserting "treasurer"; in line 28, by striking "board" and inserting "treasurer"; in line 30, by striking "board" and inserting "treasurer"; in line 32, by striking "board" and inserting "treasurer"; in line 33, by striking "board" and inserting "treasurer"; in line 43, by striking "board" and inserting "treasurer";

On page 16, in line 2, by striking "board" and inserting "treasurer";

And by renumbering sections accordingly

Also, on motion of Rep. Titus, **H Sub for SB 83** be amended on page 23, in line 15, by striking "1A" and inserting "2A"

Also, on motion of Rep. Ousley to amend **H Sub for SB 83**, Rep. Helgeson challenged the amendment under the Pay-Go provision of House Rule 2110. The amendment was ruled to be out of order.

Also, roll call was demanded on further motion of Rep. Ousley to amend **H Sub for SB 83**, on page 1, by striking all in lines 12 through 31; in line 33, by striking "New"; in line 35, by striking "(a)";

On page 2, by striking all in lines 41 through 43;

By striking all on pages 3 through 27;

On page 28, by striking all in lines 1 through 31;

And by renumbering sections accordingly;

On page 1, in the title, in line 3, by striking all after the first "education"; by striking all in lines 4 through 9; in line 10, by striking all before the period

On roll call, the vote was: Yeas 37; Nays 84; Present but not voting: 1; Absent or not voting: 3.

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

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

Present but not voting: Robinson.

Absent or not voting: Highberger, Neighbor, Poetter Parshall.

The motion of Rep. Ousley to amend **H Sub for SB 83** did not prevail.

Also, on further motion of Rep. Titus, **H Sub for SB 83** be amended by amending the amendment designated fa_2023_sb83_h_1638 adopted by the House Committee of the Whole on March 14, 2023, by striking "2A" and inserting "1A or 2A" and **H Sub for SB 83** be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture and Natural Resources** recommends **HB 2331** as recommended to be passed by the Committee on Agriculture and Natural Resources as reported in the Journal of the House on February 21, 2023, be passed.

Committee on **Financial Institutions and Pensions** recommends **SB 44**, As Amended by Senate Committee, be passed.

Committee on **Financial Institutions and Pensions** recommends **HB 2105** be amended by adoption of the amendments recommended by the House Committee on Financial Institutions and Pensions as reported in the Journal of the House on February 9, 2023, and the bill, as printed As Amended by House Committee, be further amended on page 1, in line 13, by striking all after "commissioner"; by striking all in line 14; in line 15, by striking all before the period;

On page 5, in line 40, after "(c)" by inserting "A registrant shall inform the consumer of any material changes to the terms and conditions of the earned wage access services before implementing such changes for such consumer. The registrant shall use a font and language intended to be easily understood by a layperson.

(d)";

On page 6, in line 3, by striking all after "that"; by striking all in lines 4 through 7; in line 8, by striking all before the period and inserting "makes earned wage access services available to a consumer on a recurring basis shall allow a consumer to discontinue receiving those services at any time without imposing a financial penalty on that consumer";

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

Also on page 6, in line 40, after the stricken material by inserting "or"; in line 42, by striking "; or"; by striking all in line 43;

On page 7, by striking all in lines 1 and 2; in line 3, by striking all before the period; in line 4, by striking all after "Sec. 7."; by striking all in lines 5 through 7; in line 8, by striking "(b)";

On page 1, in the title, in line 1, by striking "financial institutions; relating to"; and the bill be passed as further amended.

Committee on **Financial Institutions and Pensions** recommends **HB 2247** be amended on page 1, in line 8, by striking all after "Any"; by striking all in lines 9 and 10; in line 11, by striking all before the period and inserting "person, regardless of age, may become a depositor in any bank and shall be subject to the same duties and liabilities respecting such person's deposits. Whenever a deposit is accepted by any bank in the name of any person, regardless of age, the deposit may be withdrawn by the depositor by any of the following methods:

(1) Check or other instrument in writing. The check or other instrument in writing constitutes a receipt or acquittance if the check or other instrument in writing is signed by the depositor and constitutes a valid release and discharge to the bank for all payments made; or

(2) electronic means through:

(A) Preauthorized direct withdrawal;

(B) an automatic teller machine;

(C) a debit card;

(D) a transfer by telephone;

(E) a network, including the internet; or

(F) any electronic terminal, computer, magnetic tape or other electronic means";

Also on page 1, in line 12, by striking "No bank shall deny" and inserting "Any bank that accepts"; in line 14, by striking "without" and inserting "shall not require"; in line 15, by striking the comma and inserting "or the funds to be"; following line 19, by inserting:

"(c) Any person, regardless of age, individually or with others may enter into an agreement with a bank for the lease of a safe deposit box and shall be bound by the terms of such agreement.

(d) This section shall not be construed to affect the rights, liabilities or responsibilities of participants in an electronic fund transfer under the federal electronic fund transfer act, 15 U.S.C. § 1693 et seq., as in effect on July 1, 2024, and shall not affect the legal relationship between a minor and any person other than the bank.";

Also on page 1, in the title, in line 1, by striking all after "concerning"; in line 2, by striking "secretary" and inserting "financial institutions; relating to bank deposits, withdrawals and safe deposit box lease agreements; authorizing any person to become a depositor or enter into an agreement for the lease of a safe deposit box; providing

methods in which bank deposits may be withdrawn by a depositor"; in line 3, after "secretary" by inserting "for children and families, the secretary of corrections or a federally recognized Indian tribe"; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **Substitute for SB 131** be amended on page 2, in line 19, by striking "a physician" and inserting "any individual"; in line 35, by striking all after "(h)"; by striking all in lines 36 through 38; in line 39, by striking "(i)";

On page 3, in line 2, by striking "(j)" and inserting "(i)"; and the bill be passed as amended.

Committee on **Insurance** recommends **SB 24** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Insurance** recommends **SB 25, As Amended** by Senate Committee of the Whole, be amended on page 1, in line 13, by striking "4%" and inserting "2%"; in line 33, by striking "statute book" and inserting "Kansas register";

Also on page 1, in the title, in line 2, by striking "4%" and inserting "2%"; and the bill be passed as amended.

Committee on **Insurance** recommends **SB 28** be amended on page 2, in line 15, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

Committee on **Insurance** recommends **SB 119** be amended on page 9, in line 13, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

Committee on **Local Government** recommends **SB 194, As Amended** by Senate Committee of the Whole, be passed.

Committee on **Transportation** recommends **SB 106, As Amended** by Senate Committee, be amended on page 2, following line 16, by inserting:

"Sec. 2. K.S.A. 8-1723 is hereby amended to read as follows: 8-1723. (a) Any motor vehicle may be equipped with not more than two side cowl or fender lamps which shall emit an amber or white light without glare.

(b) Any motor vehicle may be equipped with not more than one running-board courtesy lamp on each side which shall emit a white or amber light without glare.

(c) Any motor vehicle may be equipped with one or more back-up lamps either separately or in combination with other lamps, but any such back-up lamp or lamps shall not be lighted when the motor vehicle is in forward motion.

(d) Any vehicle 80 inches or more in overall width, if not otherwise required by K.S.A. 8-1710, and amendments thereto, may be equipped with not more than three identification lamps showing to the front which shall emit an amber light without glare and not more than three identification lamps showing to the rear which shall emit a red light without glare. Such lamps shall be mounted as specified in ~~subsection (g) of~~ K.S.A. 8-1710(g), and amendments thereto.

(e) Any vehicle may be equipped with one or more side marker lamps and any such lamp may be flashed in conjunction with turn or vehicular hazard warning signals. Side marker lamps located toward the front of a vehicle shall be amber and side marker lamps located toward the rear shall be red.

(f) Any motor vehicle may be equipped with ~~neon~~ ground effect lighting, except that such lighting shall not flash, be any shade of red nor shall any portion of the ~~neon tubes bulb or lighting fixture~~ be visible. "~~Neon~~-Ground effect lighting" means ~~neon tubes lights~~ placed underneath the motor vehicle for the purpose of illuminating the ground below the motor vehicle creating a halo light effect.

(g) Any motor vehicle may be equipped with head lamps which alternately flash or simultaneously flash when such motor vehicle is being used as the lead motor vehicle of a funeral procession. A funeral hearse may serve as a funeral lead vehicle.

Sec. 3. K.S.A. 8-1723 is hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "to"; by striking all in line 2; in line 3, by striking all before the semicolon and inserting "the uniform act regulating traffic on highways"; in line 5, by striking "such devices" and inserting "counterfeit supplemental restraint system components and nonfunctional airbags"; in line 6, after "thereof" by inserting "; expanding permitted lighting equipment on vehicles to include all ground effect lighting; amending K.S.A. 8-1723 and repealing the existing section"; and the bill be passed as amended.

Committee on **Transportation** recommends **SB 132** be amended on page 4, in line 8, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Carpeneter announced the appointment of Rep. Clifford to replace Rep. Turner on Committee on Taxation for March 14, 2023.

Also, the appointment of Rep. Clifford to replace Rep. Francis on Committee on Taxation for March 16, 2023.

Also, the appointment of Rep. Laura Williams to replace Rep. Poetter Parshall on Committee on Taxation for March 16, 2023.

Also, the appointment of Rep. Vic Miller to replace Rep. Neighbor on Committee on Elections for March 14, 2023.

Also, the appointment of Rep. Haskins to replace Rep. Boyd on Committee on Federal and State Affairs for March 15 and 16, 2023.

Also, the appointment of Rep. Meyer to replace Rep. Boyd on Committee on Health and Human Services for March 15, 2023.

REPORT ON ENROLLED BILLS

HB 2238 reported correctly enrolled, properly signed and presented to the Governor on March 13, 2023.

REPORT ON ENROLLED RESOLUTIONS

HR 6014 reported correctly enrolled and properly signed on March 14, 2023.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Wednesday, March 15, 2023.

Journal of the House

FORTY-FOURTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, March 15, 2023, 11:00 a.m.

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

The roll was called with 125 members present.

Prayer by Chaplain Brubaker:

Gracious and Loving God,
to You we owe a great debt of gratitude
for all You have done for us and for who You are to us.
Today we may hear the quote,
“Beware of the Ides of March.”
When we think about the true meaning of an ide of the month,
we are reminded that it was a time in the Roman period
where debts were to be paid.
Many of us have many debts to be paid—
the debt of gratitude for those who have helped us in some way;
the debt of appreciation for all that has been given to us;
the debt of love that we owe those who have loved us;
the debt of serving those who have sent us to represent them.
Help us this day to be mindful of those to whom we are indebted
and to express our gratitude to them.
This I pray, Amen.

The Pledge of Allegiance was led by Rep. Robinson.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Reps. Clifford and Lewis and are spread upon the Journal:

Joining Representative Lewis and me today are the mentors and graduates of the Finney County Real Men Real Leaders Program. Their Mission Statement is:

CULTIVATING YOUNG MEN INTO LEADERS BY INFLUENCING POSITIVE DECISION MAKING.

Mentors include:

Former State Representative Reynaldo Mesa

Mr. Jonas Cruz

Mr. Tim Sperry

REAL MEN REAL LEADERS was founded in Garden City, Finney County Kansas in 2009 as an after-school program for 5th and 6th grade male students.

Through weekly programs, students are exposed to community leaders, role models, and educational and career opportunities. 5th graders complete lessons in 5 Core Values: LEADERSHIP, PERSONAL MANAGEMENT, FAMILY, COMMUNICATION AND CITIZENSHIP, The 6th grade students are challenged to complete lessons in four areas of community service: GOVERNMENT, PRIVATE, PUBLIC and SOCIAL SECTORS.

REAL MEN REAL LEADERS emphasizes SERVANT LEADERSHIP...to be a true leader you must first serve others. While learning servant leadership, students volunteer for over 1000 hours in our Community each year. After students complete their programs, their graduation is recognized at an annual banquet where they receive a challenge coin.

Graduates of the program joining us today include:

Josiah Dominquez, Ezequiel Espino, Andru Jimenez, Santiago Lopez, Aydan Lozano, J'Von McDowell, AJ Monzon, Josiah Murillo, Connor Music, Christian Olivera, Gabriel Ortega, Adriel Sanchez and Drake Schilling

The program is being expanded to upper grade levels to reinforce the program's values throughout their educational careers. This program is unique in Kansas, and should be expanded throughout the State. Please join us in recognizing REAL MEN REAL LEADERS.

Rep. Clifford presented a framed House certificate to his guests in recognition of their successes.

INTRODUCTION OF GUESTS

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

This morning, I have asked to recognize an individual who has worked hard to make Junction City/Geary County a great place to live and raise a family. I have asked the Representative from the 65th District, the Senator from Manhattan and many of Phyllis' supporters to join me in recognizing Phyllis Fitzgerald.

I have known Phyllis for several years and have observed how much she cares for Junction City. Phyllis retired from the United State Army after a long, distinguished career, that included deployment to Desert Shield/Desert Storm with the 1st Infantry Division. Since retirement, Phyllis has dedicated her time to working tirelessly to make Junction City a better place to live, work and play.

Keeping our city clean: Several years ago, Phyllis established weekly, monthly, and on request volunteer clean up events, with an overarching mission to connect Fort Riley soldiers and community members working together to clean up our community, making it more inviting and the best for first impressions.

Author: 2016, with time on her hands, Phyllis gathered information from 1st Infantry Division soldiers and wrote "What is Your Big Red One Story." This book told

the stories of 100 men and women who had served with units of the 1st Infantry Division. The endeavor was completed in time for the 100th birthday of the 1st Infantry Division.

Home Away From Home: Knowing soldiers want a place to connect, Phyllis established the local Adopt a Soldier program in 2017. To date she has matched over 200 Single Soldiers with over 75 + local host families.

Community Service: Phyllis refuses to let grass grow under her feet. In 2015 she was elected to serve on the Junction City Commission. She served from 2015-2020. In 2017 Phyllis was selected to serve as the Mayor for Junction City, Kansas.

Currently, Phyllis works as the Executive Director for the Society of the First Infantry Division. She actively engages leadership from both Junction City and Fort Riley, building relationships that will endure time.

Phyllis is a “Shining Star” in our community and is recognized by many as the unofficial Ambassador for Junction City, Kansas. Thank you from the residents of our community and from the House of Representatives. Would you join me in celebrating Phyllis’ hard work.

Rep. Butler presented Phyllis Fitzgerald with a framed House certificate in honor of her contributions to Junction City and Geary County.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2459, AN ACT concerning water; relating to the Kansas water appropriation act; providing a definition for safe yield; prohibiting the change of the point of diversion of a water right if such change causes the safe yield of the source of water supply to be exceeded; amending K.S.A. 82a-701 and K.S.A. 2022 Supp. 82a-708b and repealing the existing sections, by Committee on Appropriations.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Tarwater, **HR 6015**, by Reps. Rhiley, Tarwater, Bergquist, Buehler, Butler, Carlin, Carpenter, Clifford, Collins, Corbet, Curtis, Donohoe, Ellis, Essex, Estes, Garber, Hill, Hoheisel, Howell, Johnson, Lewis, Minnix, Moser, Murphy, Neelly, Penn, Pickert, Proctor, Resman, Roth, Sanders, Schlingensiepen, Smith, Smith, Thompson, Turk, Turner, Underhill, Waggoner, Wasinger, Williams, Williams and Younger, as follows, was introduced and adopted:

HOUSE RESOLUTION NO. **HR 6015**—A RESOLUTION commemorating the celebration of St. Patrick's Day.

WHEREAS, On March 17th, during the annual celebration of the Feast of Saint Patrick, the patron saint of Ireland, Irish Americans join with people of all other ethnic origins in celebrating Saint Patrick and demonstrating a mutual love for Ireland; and

WHEREAS, On Saint Patrick's Day, all who celebrate live in the spirit of Saint Patrick, Saint Bridget and Saint Colmcille, the latter of whose 1500th birthday was celebrated in 2020; and

WHEREAS, Irish immigrants in the United States helped form the cultural foundation of the nation, and those of Irish lineage today proudly sing support for Ireland; and

WHEREAS, We celebrate the establishment of the American Irish State Legislators

Caucus, which has leadership in all 50 states, and we applaud its aim of fostering and strengthening the longstanding relationship between the United States and Ireland for the mutual benefit of both countries; and

WHEREAS, The Senate of Ireland celebrates its 101st anniversary this year; and

WHEREAS, The songs of Ireland are the tragic songs of love, the joyous songs of battle, the nostalgic reveries of the sorrows and glories that are the Emerald Isle, the lamentations of life's myriad travails and the odes to joy in the life eternal: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we commemorate the celebration of the Feast of Saint Patrick, the patron saint of Ireland; and

Be it further resolved: That we honor the Good Friday Agreement, on the 25th anniversary of its ratification, as the framework for lasting peace in Northern Ireland; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send each an enrolled copy of this resolution to the Chair of the American Irish State Legislature Caucus, Senator Mark Daly, the 24th Chair of the Senate of Ireland, Representative Tarwater and 3 copies to Representative Rhiley.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Reps. Rhiley and Tarwater are spread upon the Journal:

Reps. Rhiley and Tarwater were joined on the floor by other sponsors of **HR 6015**. Rep. Rhiley read parts of the resolution and shared information about our relationship with Ireland.

Rep. Tarwater shared a story about his grandparents: For my Grandparents, Tom and Mary Shine, "Love at first sight" was a real thing. Tom met 16 year old Mary at a party, the first time she was allowed out for an evening. He courted for two years in rural County Kerry, Ireland.

He said that he "Danced her into loving him" and danced they did. They were always a hit at parties, and a dance always broke out.

Tom moved to America and worked for 2 years in order to save money to bring his sweetheart over. Work was hard and he was often met with a sign that read "Irish need not apply" and their accent made them hard to understand. They were married in St. Louis in 1928

They made it through the lean years because of their solid love for each other and compromise when difficult things came up.

Tom and Mary overcame these obstacles and Tom eventually became a vice president and a board member of Manor Baking Co. They had 8 children and their house was always full of love and laughter.

Tom was very proud of his Irish heritage. He was a founding member of the Ancient Order of Hibernians in Kansas City, and helped stage the first St. Patrick's Day parade there. One year he was the grand marshal. Growing up, we always had a float, and St. Patrick's Day was always my favorite holiday. The parade is now one of the largest parades in the country, and that is where you will find me this Friday.

Rep. Rhiley and Tarwater passed out pins that were sent from the Senate of Ireland.

CONSENT CALENDAR

No objection was made to **SB 24** appearing on the Consent Calendar for the first day.

No objection was made to **HB 2421** appearing on the Consent Calendar for the second day.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

H Sub for SB 83, AN ACT concerning education; making and concerning appropriations for the fiscal year ending June 30, 2024, for the state department of education; establishing the sunflower education equity act; providing education savings accounts for students; establishing the sunflower education equity scholarship fund; requiring each school district to provide a salary increase to each licensed teacher in the school district in school year 2023-2024; defining enrollment of small school districts as the highest enrollment of the four preceding years under the Kansas school equity and enhancement act; amending K.S.A. 2022 Supp. 72-3120 and 72-5132 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 64; Nays 61; Present but not voting: 0; Absent or not voting: 0.

Yeas: Anderson, Awerkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bryce, Buehler, B. Carpenter, W. Carpenter, Collins, Corbet, Croft, Delperdang, Donohoe, Droge, Essex, Estes, Fairchild, Garber, Gardner, Goetz, Hawkins, Hill, Hoffman, Hoheisel, Houser, Howell, Howerton, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, Murphy, Neelly, Owens, Penn, Pickert, Poetter Parshall, Proctor, Rhiley, Robinson, Roth, Sanders, Schmoe, Seiwert, Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, White, Williams, K..

Nays: Alcalá, Amyx, Ballard, Bloom, Borjon, Boyd, Butler, Carlin, Carmichael, Carr, Clifford, Concannon, Curtis, Dodson, M., Ellis, Eplee, Featherston, Francis, Goddard, Haskins, Haswood, Helgerson, Highberger, Hougland, Howe, Hoyer, Jacobs, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, F. Patton, Poskin, Probst, Rahjes, Resman, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Smith, A., Stogsdill, Vaughn, Waymaster, Weigel, Williams, L., Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: None.

The substitute bill passed, as amended.

EXPLANATIONS OF VOTE

MR. SPEAKER: **House Substitute for SB 83** affords parents, whose financial situation hinders them, the freedom to choose a different education path for their children. The statistics clearly show that public schools are not working for many of our Kansas students. This bill seeks to give less affluent families, if they choose to do so, a chance to decide what is best for them. While this bill is not perfect, we should not let perfect be the enemy of good. This is a good bill. Mr. Speaker, I vote yes. – RANDY GARBER, BILL RHILEY, BRETT FAIRCHILD.

MR. SPEAKER: As a teacher I promised other teachers I would support fair raises for teachers and full funding of SPED. This bill fulfills both of these promises and benefits education. I vote yes on **Sub SB 83**. – TIM JOHNSON, CHUCK SMITH

MR. SPEAKER: We vote NO on **Senate Bill 83**. There simply is not enough accountability of taxpayer dollars for participating parents/guardians in this program. Furthermore, there are no metrics to evaluate student performance as this new method unfolds. Constituent feedback, in our districts was a sound rejection of this bill. Rather than a new voucher system, this body should double down on our efforts for Early Childhood Development and Education to effectively improve young Kansans' learning in reading, math, and the student as a whole. — JOHN EPLEE, JESSE BORJON, MIKE DODSON, JAMES MINNIX, SUSAN CONCANNON, MARK SCHREIBER, DAVID YOUNGER, LISA MOSER

MR. SPEAKER: I vote "NO" on **SB 83**. John Adams said, "Always stand on principle even if you stand alone."

I do not trust a government that destroys an institution and creates havoc, then looks for more victims, under the guise of fixing the problem that they caused. In this bill government holds the purse strings not the parents. This bill does not fix our government schools. This bill is a governmental plan to further institute an educational welfare system. The solution to this problem is not more government, but individual morality, responsibility, and for parents to get involved in their childrens' education and demand accountability. — TREVOR JACOBS

MR. SPEAKER: I vote NO on **SB 83**. Those of us from rural areas know well the persistent resentment caused by school consolidation. A generation from now, when rural schools are again shuttered, Kansans will look back to this moment, and this bill, as the beginning of the end. Not just for rural schools, but rural Kansas. Our great state is littered with once-hopeful towns that lost their local schools and Suffered a slow death. **SB 83** will force school closures in rural Kansas, leading to further depopulation, and continued concentration of political and economic power in the urban areas of Kansas. — JASON PROBST

MR. SPEAKER: I vote NO on **SB 83**. It's exceedingly frustrating to have SPED funding and teacher pay raises tied to vouchers. That it's necessary at all tells us enough about this bill: It's unpopular and it's bad policy. (I support fully funded public schools for all Kansas kids, first and foremost, and vouchers are a direct attack on classroom funding. I side with the hundreds of Kansans, teachers, students, parents, and more who submitted opposition testimony to **SB 83** and I vote NO. — LYNN MELTON, VIRGIL WEIGEL, KIRK HASKINS, TOBIAS SCHLINGENSIEPEN, DAN OSMAN, MELISSA OROPEZA, SILAS MILLER, LINDA FEATHERSTON, LINDSAY VAUGHN

MR. SPEAKER: — I vote no on **SB 83**. My constituents elected me to defend public education, not defund it. A vote for this bill betrays our most fundamental institutions and undermines public education's role as 'the great equalizer.' A child's ZIP code, religion, sexual orientation, access to a vehicle, or requirement for special attention should not condemn them to a second-class education and less opportunity for Success. I refuse to pick winners and losers and that's what this bill will do. — SUSAN RUIZ, ALLISON HOUGLAND, HEATHER MEYER, FORD CARR, KC OHAEBOSIM

MR. SPEAKER: I vote NO on **SB 83**. Public dollars belong in public schools. Period. — VIC MILLER, DENNIS MILLER, JO ELLA HOYE, CHRISTINA HASWOOD, STEPHANIE SAWYER CLAYTON, JERRY STOGSDILL, BRAD BOYD, BRANDON WOODARD, ANGELA MARTINEZ, MIKE AMYX, SYDNEY CARLIN, JOHN ALCALA

MR. SPEAKER: I vote no on **SB 83**. I cannot authorize writing a blank check without any requirement for accountability or oversight, Particularly when the money comes straight from our classrooms. We've been unable to study an accurate fiscal note, and that alone is reason to vote no on this bill. I simply cannot think of a more irresponsible way to craft policy. I highly doubt that the members of this body would be so reckless with their own money, so why do it with taxpayers'? – CINDY NEIGHBOR, VALDENIA WINN, TOM SAWYER

MR. SPEAKER: We love our kids. We want the best for our kids. Wanting the best for our kids means rejecting status quo by allowing parental choice and healthy competition to improve outcomes and opportunities for all kids. With a growing number of students graduating without being career or college ready – it's past time for meaningful change. Helping disadvantaged kids performing below grade level, funding increases for special education, and requiring teacher pay raises work together to bring meaningful benefits and opportunities to our kids. My Speaker, I vote yes on **SB 83** — kids first always. KRISTEY WILLIAMS, BRENDA LANDWEHR

MR. SPEAKER: I vote Yes on **H Sub for SB 83**. Education Savings Accounts (ESA) are sensible and mainstream. Every state uses ESA's for 529 college savings plans. To extend this benefit to a larger pool of Kansas K-12 students and parents is a public good. Taxpayer money should follow the student and not be tied to any one system. Yet SB 83 is a compromise. We both fully fund public K-12 schools per the Gannon decision and provide meaningful school choice. Kansas needs to think "both/and" and not "either/or" when it comes to our schools. – PAUL WAGGONER, SCOTT HILL

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

COMMITTEE OF THE WHOLE

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

Recommended that **HB 2422** be passed.

Committee report recommending a substitute bill to **H Sub for SB 229** be adopted; and the substitute bill be passed.

Committee report to **HB 2400** be adopted.

Also, on motion of Rep. Fairchild, **HB 2400** be amended As Amended by House Committee, on page 4, in line 16, by striking "years" and inserting "year"; also in line 16, by striking "2025" and inserting "and each fiscal year thereafter"; in line 18, by striking all after the period; by striking all in lines 19 through 21

Also, on motion of Rep. Tarwater, **HB 2400** be amended As Amended by House Committee, on page 5, in line 7, after the semicolon by inserting "and"; in line 8, after "(2)" by inserting "(A)"; also in line 8, by striking "and" and inserting a comma; in line 9, after "program" by inserting "and are currently employed in the state of Kansas"; also in line 9, after "or" by inserting:

"(B) have"

Also on page 5, in line 10, by striking "; and"; by striking all in lines 11 through 13;

in line 14, by striking "servicemember"; in line 29, by striking "a student" and inserting "an individual"; in line 30, by striking all after "the" and the bill be passed as amended.

Committee report to **HB 2225** be adopted; and the bill be passed as amended.

On motion of Rep. Corbet to amend **HB 2331**, the motion did not prevail and **HB 2331** be passed.

REPORTS OF STANDING COMMITTEES

Committee on **Elections** recommends **HB 2391** be amended by adoption of the amendments recommended by the Committee on Elections as reported in the Journal of the House on February 22, 2023, and the bill, as printed As Amended by House Committee, be further amended by substituting with a new bill to be designated as "Substitute for HOUSE BILL NO. 2391," as follows:

"Substitute for HOUSE BILL NO. 2391

By Committee on Elections

"AN ACT concerning campaign finance; relating to the governmental ethics commission; establishing a five-year statute of limitations for complaints; modifying the commission's subpoena powers; allowing respondents to have a hearing transferred before a presiding officer under the Kansas administrative procedure act; amending K.S.A. 25-4119d, 25-4143, 25-4145, 25-4148, 25-4148c, 25-4152, 25-4153a, 25-4153b, 25-4154, 25-4157a, 25-4158, 25-4161, 25-4163, 25-4165, 25-4170, 25-4181, 25-4182 and 25-4185 and repealing the existing sections.";

And the substitute bill be passed.

(**Sub HB 2391** was thereupon introduced and read by title.)

Committee on **Elections** recommends **SB 209** be amended on page 1, in line 8, by striking "or" and inserting ", the satellite election office,"; also in line 8, after "place" by inserting "or a county-maintained election drop box"; and the bill be passed as amended.

Committee on **Elections** recommends **SB 221**, As Amended by Senate Committee, be amended on page 1, in line 26, by striking "2nd" and inserting "fourth"; in line 30, by striking "2nd" and inserting "fourth"; in line 34, by striking "second" and inserting "fourth";

On page 2, by striking all in line 4; in line 5, by striking "21 days prior to" and inserting "later than 12:00 noon on the fourth Monday preceding"; in line 10, by striking all after the first "not"; in line 11, by striking "prior to" and inserting "later than 12:00 noon on the fourth Monday preceding"; and the bill be passed as amended.

Committee on **Judiciary** recommends **SB 243**, As Amended by Senate Committee, be amended on page 4, following line 31, by inserting:

"Sec. 3. K.S.A. 38-1708 is hereby amended to read as follows: 38-1708. (a) Subject to subsections (b) and (c), a person not subject to K.S.A. 38-1706 or 38-1707, and amendments thereto, who holds property of or owes a liquidated debt to a minor not having a conservator may make an irrevocable transfer to a custodian for the benefit of the minor pursuant to K.S.A. 38-1710, and amendments thereto.

(b) If a person having the right to ~~do so~~ nominate a custodian under K.S.A. 38-

1704, and amendments thereto, has nominated a custodian under that section to receive the custodial property, the transfer must be made to that person.

(c) If no custodian has been nominated under K.S.A. 38-1704, and amendments thereto, or all persons so nominated as custodian die before the transfer or are unable, decline, or are ineligible to serve, a transfer under this section may be made to an adult member of the minor's family or to a trust company unless the property exceeds ~~\$10,000~~ \$25,000 in value.";

On page 5, following line 32, by inserting:

"Sec. 6. K.S.A. 2022 Supp. 59-3075 is hereby amended to read as follows: 59-3075. (a) (1) The individual or corporation appointed by the court to serve as the guardian shall carry out diligently and in good faith, the general duties and responsibilities, and shall have the general powers and authorities, provided for in this section as well as any specific duties, responsibilities, powers and authorities assigned to the guardian by the court. In doing so, a guardian shall at all times be subject to the control and direction of the court, and shall act in accordance with the provisions of any guardianship plan filed with the court pursuant to K.S.A. 59-3076, and amendments thereto. The court shall have the authority to appoint counsel for the guardian, and the fees of such attorney may be assessed as costs pursuant to K.S.A. 59-3094, and amendments thereto.

(2) A guardian shall become and remain personally acquainted with the ward, the spouse of the ward and with other interested persons associated with the ward and who are knowledgeable about the ward, the ward's needs and the ward's responsibilities. A guardian shall exercise authority only as necessitated by the ward's limitations. A guardian shall encourage the ward to participate in making decisions affecting the ward. A guardian shall encourage the ward to act on the ward's own behalf to the extent the ward is able. A guardian shall encourage the ward to develop or regain the skills and abilities necessary to meet the ward's own essential needs and to otherwise manage the ward's own affairs. In making decisions on behalf of the ward, a guardian shall consider the expressed desires and personal values of the ward to the extent known to the guardian. A guardian shall strive to assure that the personal, civil and human rights of the ward are protected. A guardian shall at all times act in the best interests of the ward and shall exercise reasonable care, diligence and prudence.

(b) A guardian shall have the following general duties, responsibilities, powers and authorities:

(1) If the ward is a minor, to have the custody and control of the minor; and to provide for the minor's care, treatment, habilitation, education, support and maintenance;

(2) if the ward is an adult, to take charge of the person of the ward; and to provide for the ward's care, treatment, habilitation, education, support and maintenance;

(3) to consider and either provide on behalf of the ward necessary or required consents or refuse the same;

(4) to assure that the ward resides in the least restrictive setting appropriate to the needs of the ward and which is reasonably available;

(5) to assure that the ward receives any necessary and reasonably available medical care, consistent with the provisions of K.S.A. 59-3077, and amendments thereto, when applicable, and any reasonably available nonmedical care or other services as may be needed to preserve the health of the ward or to assist the ward to develop or retain skills

and abilities;

(6) to promote and protect the comfort, safety, health and welfare of the ward;

(7) to make necessary determinations and arrangements for, and to give the necessary consents in regard to, the ward's funeral arrangements, burial or cremation, the performance of an autopsy upon the body of the ward, and anatomical gifts of the ward, subject to the provisions and limitations provided for in K.S.A. 65-3228, K.S.A. 65-2893 and 65-1734, and amendments thereto; and

(8) to exercise all powers and to discharge all duties necessary or proper to implement the provisions of this section.

(c) A guardian shall not be obligated by virtue of the guardian's appointment to use the guardian's own financial resources for the support of the ward.

(d) A guardian shall not be liable to a third person for the acts of the ward solely by virtue of the guardian's appointment, nor shall a guardian who exercises reasonable care in selecting a third person to provide any medical or other care, treatment or service for the ward be liable for any injury to the ward resulting from the wrongful conduct of that third person.

(e) A guardian shall not have the power:

(1) To prohibit the marriage or divorce of the ward;

(2) to consent, on behalf of the ward, to the termination of the ward's parental rights;

(3) to consent to the adoption of the ward, unless approved by the court;

(4) to consent, on behalf of the ward, to any psychosurgery, removal of any bodily organ; or amputation of any limb, unless such surgery, removal or amputation has been approved in advance by the court, except in an emergency and when necessary to preserve the life of the ward or to prevent serious and irreparable impairment to the physical health of the ward;

(5) to consent, on behalf of the ward, to the sterilization of the ward, unless approved by the court following a due process hearing held for the purposes of determining whether to approve such, and during which hearing the ward is represented by an attorney appointed by the court;

(6) to consent, on behalf of the ward, to the performance of any experimental biomedical or behavioral procedure on the ward, or for the ward to be a participant in any biomedical or behavioral experiment, without the prior review and approval of such by either an institutional review board as provided for in title 45, part 46 of the code of federal regulations, or if such regulations do not apply, then by a review committee established by the agency, institution or treatment facility at which the procedure or experiment is proposed to occur, composed of members selected for the purposes of determining whether the proposed procedure or experiment:

(A) Does not involve any significant risk of harm to the physical or mental health of the ward, or the use of aversive stimulants, and is intended to preserve the life or health of the ward or to assist the ward to develop or regain skills or abilities; or

(B) involves a significant risk of harm to the physical or mental health of the ward, or the use of an aversive stimulant, but that the conducting of the proposed procedure or experiment is intended either to preserve the life of the ward, or to significantly improve the quality of life of the ward, or to assist the ward to develop or regain significant skills or abilities, and that the guardian has been fully informed concerning the potential risks and benefits of the proposed procedure or experiment or of any aversive stimulant

proposed to be used, and as to how and under what circumstances the aversive stimulant may be used, and has specifically consented to such;

(7) to consent, on behalf of the ward, to the withholding or withdrawal of life-saving or life-sustaining medical care, treatment, services or procedures, except:

(A) In accordance with the provisions of any declaration of the ward made pursuant to the provisions of K.S.A. 65-28,101 through 65-28,109, and amendments thereto; or

(B) if the ward, prior to the court's appointment of a guardian pursuant to K.S.A. 59-3067, and amendments thereto, shall have executed a durable power of attorney for health care decisions pursuant to K.S.A. 58-629, and amendments thereto, and such shall not have been revoked by the ward prior thereto, and there is included ~~therein~~ in such power of attorney any provision relevant to the withholding or withdrawal of life-saving or life-sustaining medical care, treatment, services or procedures, then the guardian shall have the authority to act as provided for ~~therein~~ in such power of attorney, even if the guardian has revoked or otherwise amended that power of attorney pursuant to the authority of K.S.A. 58-627, and amendments thereto, or the guardian may allow the agent appointed by the ward to act on the ward's behalf if the guardian has not revoked or otherwise amended that power of attorney; or

(C) in the circumstances where the ward's treating physician shall certify in writing to the guardian that the ward is in a persistent vegetative state or is suffering from an illness or other medical condition for which further treatment, other than for the relief of pain, would not likely prolong the life of the ward other than by artificial means, nor would be likely to restore to the ward any significant degree of capabilities beyond those the ward currently possesses, and which opinion is concurred in by either a second physician or by any medical ethics or similar committee to which the health care provider has access established for the purposes of reviewing such circumstances and the appropriateness of any type of physician's order which would have the effect of withholding or withdrawing life-saving or life-sustaining medical care, treatment, services or procedures. Such written certification shall be approved by an order issued by the court;

(8) to exercise any control or authority over the ward's estate, except if the court shall specifically authorize such. The court may assign such authority to the guardian, including the authority to establish certain trusts as provided in K.S.A. 59-3080, and amendments thereto, and may waive the requirement of the posting of a bond, only if:

(A) Initially, the combined value of any funds and property in the possession of the ward or in the possession of any other person or entity, but which the ward is otherwise entitled to possess, equals ~~\$10,000~~ \$25,000 or less; and

(B) either the court requires the guardian to report to the court the commencement of the exercising of such authority, or requires the guardian to specifically request of the court the authority to commence the exercise of such authority, as the court shall specify; and

(C) the court also requires the guardian, whenever the combined value of such funds and property exceeds ~~\$10,000~~ \$25,000, to:

(i) File a guardianship plan as provided for in K.S.A. 59-3076, and amendments thereto, which contains elements similar to those which would be contained in a conservatorship plan as provided for in K.S.A. 59-3078, and amendments thereto;

(ii) petition the court for appointment of a conservator as provided for in K.S.A. 59-3058, 59-3059 or 59-3060, and amendments thereto; or

(iii) notify the court as the court shall specify that the value of the conservatee's estate has equaled or exceeded ~~\$10,000~~ \$25,000, if the court has earlier appointed a conservator but did not issue letters of conservatorship pending such notification;

(9) to place the ward in a treatment facility as defined in K.S.A. 59-3077, and amendments thereto, except if authorized by the court as provided for ~~therein~~ in that section; or

(10) to access digital assets of the ward except if authorized by the court pursuant to K.S.A. 2022 Supp. 58-4814, and amendments thereto.

(f) The guardian shall file with the court reports concerning the status of the ward and the actions of the guardian as the court shall direct pursuant to K.S.A. 59-3083, and amendments thereto.

Sec. 7. K.S.A. 74-49,127 is hereby amended to read as follows: 74-49,127. (1) Any payment made to a named beneficiary as provided in this section, shall be a full discharge and release to the system from any further claims. Any payment made to a beneficiary as provided in ~~clauses (A), (B), (C), (D), (E) or (F) of subsection (7) of K.S.A. 74-4902(7)(A), (B), (C), (D), (E) or (F) or in clauses (1), (2), (3), (4), (5) or (6) of subsection (k) of K.S.A. 20-2601(k)(1), (2), (3), (4), (5) or (6),~~ and amendments thereto, as determined by the board, shall be a full discharge and release to the system from any further claims. Whenever any payment is payable to more than one beneficiary, such payment shall be made to such beneficiaries jointly.

(2) Any benefits payable to a beneficiary or beneficiaries who are incompetent shall be made in the name of the beneficiary or beneficiaries and delivered to the lawfully appointed conservator of such beneficiaries who was nominated by will or as otherwise provided by law, except that in those cases where the benefit involves an amount not to exceed \$500, the board is hereby authorized in its discretion without the appointment of a conservator or in the giving of a bond to pay such amount as is due to the incompetent person or persons themselves.

(3) Any lump-sum benefits payable to a beneficiary or beneficiaries who are minor children and which amount totals ~~\$10,000~~ \$25,000 or more shall be made in the name of the beneficiary or beneficiaries and delivered to the lawfully appointed conservator of such beneficiaries who was nominated by will or as otherwise provided by law except that in those cases where the benefit involves an amount not to exceed \$500, the board is hereby authorized in its discretion without the appointment of a conservator or the giving of a bond to pay such amount as is due to the minor or minors themselves. If no conservator is lawfully appointed, the system will credit interest at 4% on all benefits due and payable and shall pay all benefits plus interest to the beneficiary or beneficiaries who are minor children when they attain age 18 years. Any benefits payable to a beneficiary or beneficiaries who are minor children and which amount which totals more than \$500 but less than ~~\$10,000~~ \$25,000, may be made in the name of the beneficiary or beneficiaries and paid under the uniform transfers to minors act as provided in K.S.A. 38-1701 et seq., and amendments thereto.

(4) Any monthly benefits payable to a beneficiary or beneficiaries who are minor children shall be made in the name of the beneficiary or beneficiaries and delivered to the lawfully appointed conservator of such beneficiaries who was nominated by will or as otherwise provided by law. If no conservator is lawfully appointed, the system will credit interest at 4% on all benefits due and payable and shall pay all benefits plus interest to the beneficiary or beneficiaries who are minor children when they attain age

18 years.

(5) As used in this section, "system" means the Kansas public employees retirement system, the Kansas police and firemen's retirement system and the retirement system for judges.";

Also on page 5, in line 33, after the comma by inserting "38-1708,"; also in line 33, by striking "and" and inserting a comma; also in line 33, after "59-3055" by inserting "and 74-49,127 and K.S.A. 2022 Supp. 59-3075";

And by renumbering sections accordingly;

On page 1, in the title, in line 6, after the second comma by inserting "38-1708,"; also in line 6, by striking "and" and inserting a comma; also in line 6, after "59-3055" by inserting "and 74-49,127 and K.S.A. 2022 Supp. 59-3075"; and the bill be passed as amended.

Committee on **K-12 Education Budget** recommends **SB 113** be amended by substituting with a new bill to be designated as "House Substitute for SENATE BILL NO. 113," as follows:

"House Substitute for SENATE BILL NO. 113

By Committee on K-12 Education Budget

"AN ACT concerning education; making and concerning appropriations for the fiscal years ending June 30, 2023, June 30, 2024, and June 30, 2025, for the state department of education; establishing the mental health intervention team program in state statute; providing incentives for coordination between school districts and community mental health centers; creating the mental health intervention team program fund in each school district; authorizing certain students to participate in activities that are regulated by the Kansas state high school activities association; authorizing certain nonpublic school students who enroll part-time in a school district to participate in nonpublic school activities; requiring each school district to post certain enrollment and academic information on the school district's website; authorizing any student with a parent or guardian employed by a school district to enroll in and attend such school district without entering the school district's open-seat lottery process; requiring consideration of homelessness when determining enrollment status of a student under school district open-enrollment procedures; authorizing members of school district boards of education to receive compensation from the school district for work and duties performed; authorizing the use of current-year student enrollment to determine state foundation aid under the Kansas school equity and enhancement act; continuing the 20 mill statewide levy for schools; increasing the number of school districts that qualify to finance a cost-of-living weighting and increasing the maximum amount of such weighting; amending K.S.A. 72-1137, 72-3123, as amended by section 16 of chapter 94 of the 2022 Session Laws of Kansas, and 72-5159 and K.S.A. 2022 Supp. 72-3126, 72-5132, 72-5142 and 72-5462 and repealing the existing sections.";

And the substitute bill be passed.

(**H Sub for SB 113** was thereupon introduced and read by title.)

Committee on **Taxation** recommends **HB 2254** be amended on page 3, in line 37, after the semicolon by inserting "and"; in line 38, after "(iii)" by inserting "for all taxable years commencing after December 31, 2022, that is"; in line 39, by striking all after "products"; in line 40, by striking "(iv)";

On page 4, in line 2, after "items" by inserting ", products, services or merchandise associated with the registered agritourism activity"; in line 3, after the first comma by inserting "point of"; also in line 3, by striking "made"; in line 4, after the second "the" by inserting "agricultural"; also in line 4, after "land" by inserting "or buildings"; and the bill be passed as amended.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Thursday, March 16, 2023.

Journal of the House

FORTY-FIFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, March 16, 2023, 11:00 a.m.

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

The roll was called with 122 members present.
Reps. Carmichael and Poetter Parshall were excused on verified illness.
Rep. Boyd was excused on excused absence by the Speaker.
Excused later: Rep. Carlin.

Prayer by guest chaplain, Pastor Casey Borger, Trinity Baptist Church, Arkansas City and guest of Rep. Rhiley.

Our Father which art in Heaven,
Hallowed be thy name.
Thy kingdom come.
Thy will be done.
In earth as it is in heaven.
Give us this day our daily bread.
And forgive us our debts.
As we forgive our debtors.
And lead us not into temptation,
But deliver us from the evil one:
Guide us this day to love one another,
And serve our fellow citizens to the best of our abilities.
For thine is the kingdom, and the power, and the glory, forever. Amen

The Pledge of Allegiance was led by Rep. Laura Williams.

INTRODUCTION OF GUESTS

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

Today is Kansas Organ, Eye and Tissue Education & Awareness Day here at the Capitol!

- More than 100,000 people are waiting for lifesaving organ transplants.
- Every 9 minutes another person is added to the national transplant waiting list.
- 17 people die each day while waiting for an organ transplant.

You have the power to help:

- Organs, eye, and tissue donations from one person can save up to 8 lives.
- In 2021, nearly 20,400 donors brought new life to recipients and their families.
- 880,000 transplants have taken place since 1988.
- You can register to be a donor at the National Donate Life Registry.

The following organizations, as well as some organ transplant recipients and their families are at the Capitol today providing education and raising awareness:

- Midwest Transplant Network
- National Kidney Foundation of Kansas, Oklahoma, and Western Missouri
- Saving Sight
- University of Kansas Health System
- Team Mo-Kan (transplant athletes)
- Gift of Life
- Fresenius Medical Care
- KS Dept of Revenue

Please take some time today before 2:30 to find their education exhibits and have your blood pressure checked in the South wing of the Rotunda on the 1st floor and join me in recognizing these organizations for the work they do every day to save lives.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2460, AN ACT concerning post-secondary educational institutions; prohibiting such institutions from certain actions concerning diversity, equity, inclusion or patriotism, exceptions; providing for civil remedies and penalties, by Committee on Appropriations.

HB 2461, AN ACT concerning the issuance of certain bonds; relating to the construction and equipment of the NIAR technology and innovation building on the innovation campus of Wichita state university; providing for the powers, duties and functions of the Kansas development finance authority and Wichita state university, by Committee on Appropriations.

HB 2462, AN ACT concerning the issuance of certain bonds; relating to the construction and renovation of the department of nursing and student wellness center on the campus of Emporia state university; providing for the powers, duties and functions of the Kansas development finance authority and Emporia state university, by Committee on Appropriations.

HB 2463, AN ACT concerning the issuance of certain bonds; relating to the renovation and equipment of the university stadium on the campus of Wichita state university; providing for the powers, duties and functions of the Kansas development finance authority and Wichita state university, by Committee on Appropriations.

HB 2464, AN ACT concerning higher education; relating to state scholarships; increasing the dollar amount of state scholarships for students who have established financial need; amending K.S.A. 74-32,233 and 74-32,235 and repealing the existing sections, by Committee on Appropriations.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committees as indicated:

Water: **HB 2459**.

MESSAGES FROM THE SENATE

Announcing passage of **SB 127**.

Announcing passage of **HB 2014**, as amended.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 127.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Schreiber, **HR 6016**, by Reps. Patton, Carmichael and Schreiber, as follows, was introduced and adopted:

HOUSE RESOLUTION NO. **HR 6016**—A RESOLUTION recognizing March 18, 2023, as Kansas Public Defender Day.

By Representatives Patton, Carmichael and Schreiber

A RESOLUTION recognizing March 18, 2023, as Kansas Public Defender Day.

WHEREAS, March 18, 2023, is the 60th Anniversary of the landmark United States Supreme Court case *Gideon v. Wainwright*, which established the right of all people in the United States to competent criminal defense counsel, including those who cannot afford an attorney; and

WHEREAS, The right to competent criminal defense counsel is a fundamental right enshrined in the Sixth Amendment of the Constitution of the United States and Section 10 of the Kansas Bill of Rights; and

WHEREAS, Kansans have recognized this important right in their state statutes since 1868; and

WHEREAS, The State of Kansas opened the first public defender offices in the state in 1972; and

WHEREAS, The Kansas public defender agency, also known as the State Board of Indigents' Defense Services, was established in 1982; and

WHEREAS, The employees of the State Board of Indigents' Defense Services and the assigned private counsel are tasked with fulfilling the constitutional promise of a zealous defense and guarding the constitutional rights of every person in Kansas facing felony criminal charges who cannot afford an attorney; and

WHEREAS, The employees of the State Board of Indigents' Defense Services and the assigned private counsel are essential to achieving a fair and equal justice system; and

WHEREAS, 85% of all Kansans facing felony criminal charges in Kansas are indigent and cannot pay for an attorney: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we recognize March 18, 2023, as Kansas Public Defender Day; and

Be it further resolved: That we acknowledge the work being done by the employees

of the public defender agency and the assigned private counsel in safeguarding fundamental constitutional rights in Kansas; and

Be it further resolved: That we recognize the importance of the right held by all people in the United States, including those in poverty, to competent criminal defense counsel; and

Be it further resolved: That we commend the continuing mission of the State Board of Indigents' Defense Services to provide zealous advocacy for all who are indigent and accused; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send an enrolled copy of this resolution to Representative Patton.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Reps. Patton and Schreiber are spread upon the Journal:

Thank you, Mr. Speaker. In 1963, the United States Supreme Court ruled unanimously in favor of Clarence Earl Gideon in his case which claimed his Sixth Amendment right to legal counsel was violated when a judge refused to appoint him an attorney and he had to represent himself in court. This decision by the Supreme Court guarantees the right to legal counsel for criminal defendants in federal and state courts.

House Resolution HR 6016 recognizes the 60th anniversary of the Gideon case and declares March 18, 2023 to be Kansas Public Defender Day. Not only do we call attention to this important court decision, but we also acknowledge the service of our hardworking public defenders and public defense employees who play a vital role in our criminal justice system as they provide this constitutional right.

Today, we are honored to be able to recognize some of those who work in public defense. With us today are:

- **Michelle Ewert**, Board Member, Board of Indigents' Defense Services
- **Heather Cessna**, Executive Director, Board of Indigents' Defense Services
- **Jessica Glendening**, Chief Public Defender of the Third Judicial District (Shawnee County)
- **Jonathon Noble**, Chief Public Defender of the Northeast Kansas Conflicts Public Defender Office
- **Kim Mason**, Assistant Director Chief Fiscal Officer, Board of Indigents' Defense Services
- **Brandon Barrett**, Assistant Director General Counsel, Board of Indigents' Defense Services
- **Ann Sagan**, Director of Special Projects, Board of Indigents' Defense Services

Please join us in thanking them for their service to our state!

MOTIONS AND RESOLUTIONS OFFERED ON A PREVIOUS DAY

On motion of Rep. Mason, **HR 6013**, A RESOLUTION strengthening the sister-state ties between the State of Kansas and Taiwan, was adopted.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Reps. Mason and Hawkins are spread upon the Journal:

Colleagues, this morning we will vote on the adoption of HR 6013, “Strengthening the sister-state ties between the State of Kansas and Taiwan.” This year marks the 34th anniversary of Kansas' close relationship with Taiwan.

Taiwan ranks as Kansas' 10th largest export customer in the global market, and at the same time, Taiwan ranks as Kansas' 3rd largest import country. The goods Kansas exports to Taiwan include processed food products, agricultural products, computer & electronic products, leather and allied products, and many more.

According to 2022 data, Taiwan contributes over 26,000 jobs in Kansas. Taiwan-affiliated companies located in Kansas include GARMIN, Hyper Tech Computers, and Sun Marble Company. Taiwan shares our values of a robust democracy, individual liberty, the rule of law, and human rights.

And, Taiwan is a trusted friend. Early in the 2020 pandemic, Taiwan donated 100,000 surgical masks and 10,000 N95 masks to the State of Kansas for frontline workers.

Joining us at the well, from the Taipei Economic and Cultural Office in Denver, are Director General Bill Huang; Deputy Division Director Leanne Kao; Consular Officer Natalia Wang.

Immediately following the adoption of this resolution, there is a reception in their honor, on the 2nd floor rotunda. You are all invited. Don't all leave at once...but, please, join us in welcoming our friends to the Capitol.

CONSENT CALENDAR

No objection was made to **SB 24** appearing on the Consent Calendar for the second day.

No objection was made to **HB 2421** 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

HB 2421, AN ACT concerning sales and compensating use tax; relating to city and countywide retailers' sales tax; providing countywide retailers' sales tax authority for Grant county; amending K.S.A. 12-187 and 12-189 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor,

Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Boyd, Carmichael, Poetter Parshall.

The bill passed.

HB 2225, AN ACT concerning utilities; relating to electric utilities; including cost recovery of transmission-related costs for transmission facilities constructed as a result of a directive from the regional transmission organization; authorizing cost recovery for transmission facilities constructed as a result of internal or local planning under certain circumstances; requiring the commission to adjust the authorized return on equity for such internal or local transmission projects recovered through a transmission delivery charge; requiring public utilities to evaluate the regional rate competitiveness and impact to economic development in rate proceedings; amending K.S.A. 66-117 and 66-1237 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 120; Nays 1; Present but not voting: 1; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Houser.

Present but not voting: Miller, V.

Absent or not voting: Boyd, Carmichael, Poetter Parshall.

The bill passed, as amended.

EXPLANATION OF VOTE

MR. SPEAKER – I vote PRESENT on **HB 2225**. While offering no opinion regarding the legislation, I currently hold common stock in EVERGY, Inc. Consequently, voting on this measure represents a direct conflict of interest. I encourage others in similar situation to do likewise. – VIC MILLER

HB 2331, AN ACT concerning wildlife and parks; relating to state parks; designating Lehigh Portland state park; amending K.S.A. 32-837 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 101; Nays 21; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Ballard, Bergquist, Blex, Borjon, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Eplee, Essex, Estes, Featherston, Francis, Gardner, Goddard, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hoheisel, Houglan, Houser, Howe, Howell, Hoye, T. Johnson, Kessler, Lewis, Martinez, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Vaughn, Waggoner, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Awerkamp, Barth, Bergkamp, Blew, Bloom, Corbet, Ellis, Fairchild, Garber, Goetz, Hill, Hoffman, Howerton, Humphries, Jacobs, Landwehr, Mason, Rhiley, Turner, Underhill, Wasinger.

Present but not voting: None.

Absent or not voting: Boyd, Carmichael, Poetter Parshall.

The bill passed.

HB 2400, AN ACT concerning workforce development; enacting the Kansas adult learner grant act; establishing a grant program for adult learners to pursue certain fields of study; providing for workforce retention incentive tax credits; creating the Kansas adult learner grant program fund, was considered on final action.

On roll call, the vote was: Yeas 116; Nays 6; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Awerkamp, Garber, Gardner, Hill, Jacobs, Rhiley.

Present but not voting: None.

Absent or not voting: Boyd, Carmichael, Poetter Parshall.

The bill passed, as amended.

HB 2422, AN ACT concerning the state fire marshal; eliminating the statutory qualifications of the chief inspector for boiler safety; amending K.S.A. 44-918 and repealing the existing section, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Rhiley.

Present but not voting: None.

Absent or not voting: Boyd, Carmichael, Poetter Parshall.

The bill passed.

H Sub for SB 229, AN ACT concerning the legislature; relating to compensation, salary and retirement benefits of members thereof; creating the legislative compensation commission; prescribing powers and duties of the commission; authorizing the commission to set rates of compensation and salary for members of the legislature; establishing procedures for review and possible rejection of such rates of compensation and salary by the legislature; eliminating the previously established compensation commission; repealing K.S.A. 46-3101, was considered on final action.

On roll call, the vote was: Yeas 96; Nays 26; Present but not voting: 0; Absent or not voting: 3.

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Eplee, Essex, Estes, Featherston, Francis, Goddard, Goetz, Haswood, Hawkins, Highberger, Hoffman, Hoheisel, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Lewis, Martinez, Mason, Maughan, Melton, Miller, D., Miller, S., Miller, V., Minnix, Moser, Neelly, Ohaebosim, Oropeza, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Schlingensiepen, Schmoë, Schreiber, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Wasinger, Waymaster, White, Williams, K., Williams, L., Woodard, Xu, Younger.

Nays: Alcalá, Corbet, Ellis, Fairchild, Garber, Gardner, Haskins, Helgerson, Hill, Hougland, Houser, Jacobs, Landwehr, Meyer, Murphy, Neighbor, Osman, Probst, Proctor, Rhiley, Sawyer Clayton, Seiwert, Thomas, Waggoner, Weigel, Winn.

Present but not voting: None.
Absent or not voting: Boyd, Carmichael, Poetter Parshall.
The substitute bill passed.

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

COMMITTEE OF THE WHOLE

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

Recommended that committee report to **SB 14** be adopted; and the bill be passed as amended.

Committee report to **SB 19** be adopted; and the bill be passed as amended.

Committee report to **SB 26** be adopted; and the bill be passed as amended.

Committee report to **HB 2247** be adopted; and the bill be passed as amended.

Committee report to **HB 2388** be adopted.

Also, on motion of Rep. Hoffman, **HB 2388** be amended As Further Amended by House Committee, on page 7, in line 23, by striking "central electronic record system" and inserting "uniform or singular license verification portal"; also in line 23, by striking "maintaining a"; in line 24, by striking all before "credentials" and inserting "verifying or reporting license statuses such as"; in line 31, by striking all after "shall"; in line 32, by striking all before "in" and inserting "be able to integrate with the uniform or singular license verification portal"; in line 35, by striking all after "occurred"; by striking all in lines 36 through 38; in line 39, by striking all before the period; in line 40, by striking "central electronic record system" and inserting "uniform or singular license verification portal"; in line 42, by striking "Such"; in line 43, by striking all before "shall" and inserting "The centralized electronic credential data management systems";

On page 8, in line 2, before "secretary" by inserting "licensing body's respective"; also in line 2, after "secretary" by inserting ", or the secretary's designee,"; in line 4, by striking "Central" and inserting "Centralized"; in line 5, by striking the first "record" and inserting "credential data management"; in line 13, after "process" by inserting "as long as the separate electronic credential system of the licensing body integrates with the uniform or singular license verification portal"

and the bill be passed as amended.

Committee report to **HB 2105** be adopted; and the bill be passed as amended.

INTRODUCTION OF ORIGINAL MOTIONS

On emergency motion of Rep. Croft pursuant to House Rule 2311, **HB 2105**, **HB 2247**, **HB 2388**, **SB 14**, **SB 19** and **SB 26** were advanced to Final Action on Bills and Concurrent Resolutions.

SB 14, AN ACT concerning insurance; relating to risk-based capital requirements; updating the version of instructions in effect; amending K.S.A. 2022 Supp. 40-2c01 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe,

Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropenza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Boyd, Carlin, Carmichael, Poetter Parshall.

The bill passed, as amended.

SB 19, AN ACT concerning insurance; relating to premium tax; adjusting the basis upon which certain premium tax calculations are made; requiring such premium taxes to be paid 90 days after each calendar year and basing such premium taxes upon the gross premiums collected for the previous calendar year; amending K.S.A. 12-2624 and 44-588 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropenza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Boyd, Carlin, Carmichael, Poetter Parshall.

The bill passed, as amended.

SB 26, AN ACT concerning insurance; relating to health maintenance organizations and medicare provider organizations; applications for certificates of authority; specifying certain requirements necessary to demonstrate fiscal soundness; amending K.S.A. 40-3203 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist,

Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoyer, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoee, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Boyd, Carlin, Carmichael, Poetter Parshall.

The bill passed, as amended.

HB 2247, AN ACT concerning financial institutions; relating to bank deposits, withdrawals and safe deposit box lease agreements; authorizing any person to become a depositor or enter into an agreement for the lease of a safe deposit box; providing methods in which bank deposits may be withdrawn by a depositor; prohibiting banks from requiring a cosigner for an account of a child in the custody of the secretary for children and families, the secretary of corrections or a federally recognized Indian tribe; amending K.S.A. 9-1204 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 114; Nays 7; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Garber, Gardner, Goddard, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoheisel, Hougland, Howe, Howell, Howerton, Hoyer, Humphries, T. Johnson, Kessler, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoee, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Fairchild, Goetz, Hoffman, Houser, Jacobs, Landwehr, Waymaster.

Present but not voting: None.

Absent or not voting: Boyd, Carlin, Carmichael, Poetter Parshall.

The bill passed, as amended.

HB 2388, AN ACT concerning occupational regulation; relating to occupational licenses; requiring that licensing bodies provide verified electronic credentials, in addition to paper-based credentials, to all credential holders, including military

servicemembers and others receiving Kansas credentials based on their credentials from other jurisdictions; requiring licensing bodies to use centralized electronic credential data management systems capable of providing instantaneous credential verification; mandating that such systems maintain an auditable record; excepting certification of law enforcement officers from such electronic credential requirements and other provisions; amending K.S.A. 2022 Supp. 48-3406 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Boyd, Carlin, Carmichael, Poetter Parshall.

The bill passed, as amended.

HB 2105, AN ACT concerning earned wage access services; enacting the Kansas earned wage access services act; establishing the administration of such act by the office of the state bank commissioner; providing for registration, bond requirements; duties, prohibited acts, reports, records retention, orders, civil fines, criminal penalties and fees, was considered on final action.

On roll call, the vote was: Yeas 108; Nays 13; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Gardner, Goddard, Haskins, Haswood, Hawkins, Highberger, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Neelly, Neighbor, Ohaebosim, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Smith, A., Smith, C., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Barth, Fairchild, Garber, Goetz, Helgerson, Hill, Jacobs, Murphy, Oropeza,

Rhiley, Ruiz, S., Seiwert, Smith, E..

Present but not voting: None.

Absent or not voting: Boyd, Carlin, Carmichael, Poetter Parshall.

The bill passed, as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Child Welfare and Foster Care** recommends **HB 2299** be amended by adoption of the amendments recommended by House Committee on Child Welfare and Foster Care as reported in the Journal of the House on February 21, 2023, and the bill, as printed As Amended by House Committee, be further amended on page 3, in line 34, by striking "(b)"; in line 35, before "is" by inserting "(b)(3)(A) or (b)(3)(B)"; and the bill be passed as further amended.

Committee on **Child Welfare and Foster Care** recommends **HB 2443** be amended on page 2, in line 28, by striking "12" and inserting "11"; in line 35, after the semicolon by inserting "and"; in line 36, by striking all after "(B)"; by striking all in line 37; in line 38, by striking "(C)"; in line 39, by striking "and"; by striking all in line 40;

On page 3, in line 1, by striking all after "(B)"; by striking all in line 2; in line 3, by striking "(C)"; by striking all in line 5; in line 6, by striking all before the semicolon and inserting "(C) an individual with professional experience providing mental health services to a child in need of care"; in line 8, by striking "and"; in line 9, by striking all after "(B)"; in line 10, by striking all before the semicolon and inserting "an individual who is a biological parent to a child in need of care; and

(C) a member at-large";

Also on page 3, in line 13, by striking "and"; in line 14, by striking all after "(B)"; in line 15, by striking all before the period and inserting "an individual who has adopted a child through a Kansas court; and

(C) a member at-large";

Also on page 3, in line 21, after "(f)" by inserting "The board may suspend or remove any member of the board for failure to perform such member's duties by majority vote of the board. Any vacancy created by such removal shall be filled in the same manner as the original appointment.

(g)";

Also on page 3, in line 23, by striking "(g)" and inserting "(h) (1)"; following line 25, by inserting:

"(2) At the board's initial meeting and annually at the board's first meeting subsequent to July 1, the board shall elect a chairperson, vice chairperson and other officers as the board deems appropriate from the board's membership.";

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

On page 5, following line 40, by inserting:

"(e) The filing of a complaint to the office shall not establish any relationship between the child advocate or an employee of the office and a complainant or any other party involved in the complaint. There is no privilege as to any communication between the child advocate or an employee of the office and a complainant or any other party involved in the complaint.";

On page 6, in line 4, after "(b)" by inserting "(1)"; also in line 4, by striking "either" and inserting ":

(A)";

Also on page 6, in line 7, by striking the first "or" and inserting ";

(B)";

Also on page 6, in line 8, after "welfare" by inserting ";

(C) has demonstrated extensive experience in the practice of child welfare in the field";

Also on page 6, also in line 8, after the period by inserting:

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

Committee on **Commerce, Labor and Economic Development** recommends **HB 2447** be amended on page 1, in line 6, by striking all after "entity"; in line 7, by striking all before "from"; also in line 7, by striking "or service"; in line 9, after "(b)" by inserting "Nothing in this act shall be construed to prohibit or restrict a municipality from:

(1) Setting reasonable standards for the regulation of alcohol possession as otherwise provided by law;

(2) regulating consumer merchandise to the extent necessary to comply with local building or fire codes; or

(3) requiring the licensing or permitting of an individual, partnership, corporation or other business entity.

(c) Nothing in this section shall be construed to prohibit or restrict the zoning authority of municipalities.

(d)";

Also on page 1, in the title, in line 2, by striking "or services"; also in line 2, after "law" by inserting " "; providing for certain exceptions to such prohibition"; and the bill be passed as amended.

Committee on **Education** recommends **SB 66** be amended on page 1, in line 36, by striking "uniformed service" and inserting "armed forces";

On page 2, in line 23, by striking "uniformed service" and inserting "armed forces"; in line 24, by striking all after "reserve"; and the bill be passed as amended.

Committee on **Education** recommends **SB 123** be amended on page 2, in line 23, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

Committee on **Energy, Utilities and Telecommunications** recommends **SB 144** be passed.

Committee on **Federal and State Affairs** recommends **HB 2412** be passed.

Committee on **Financial Institutions and Pensions** recommends **HB 2436** be amended on page 1, in line 16, by striking "5" and inserting "6";

On page 2, in line 22, after "fiduciary" by inserting "specifically on assets managed on behalf of the system"; in line 40, after "requires" by inserting "specifically on assets managed on behalf of the system";

On page 3, in line 25, after "based" by inserting "solely"; in line 31, after "based" by inserting "solely";

On page 4, in line 10, after "factors" by inserting ", in which case the system may grant proxy voting authority to such person"; in line 16, after "system" by inserting ", in which case the system may engage a proxy voting advisor"; in line 23, after "system" by inserting ", in which case the system may entrust engagement and share voting to a fiduciary"; in line 29, after "factors" by inserting ", in which case the investment

manager or contractor may follow the recommendations of a proxy or other service advisor"; in line 31, by striking "legislative coordinating council" and inserting "joint committee on pensions, investments and benefits"; following line 35, by inserting:

"(j) Subsections (e) through (i) shall apply only to assets managed on behalf of the system and shall not apply to alternative or real estate investments as defined in K.S.A. 74-4921(5), and amendments thereto.";

On page 5, following line 18, by inserting:

"New Sec. 6. In a cause of action based on an action, inaction, decision, divestment, investment, report or other determination made or taken in compliance with this act, without regard to whether the person performed services for compensation, the state shall indemnify and hold harmless the system for actual damages, court costs and attorney fees adjudged against, and defend the system and any of its current and former employees, members of the board or any other officers of the system related to the act or omission on which the damages are based.";

And by renumbering sections accordingly;

On page 1, in the title, in line 12, after the semicolon by inserting "indemnifying the Kansas public employees retirement system with respect to actions taken in compliance with such act;"; and the bill be passed as amended.

Committee on **Insurance** recommends **SB 85** be amended on page 16, in line 23, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

REPORT OF STANDING COMMITTEE

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

Request No. 46, by Representative Mike Thompson, congratulating Hannah Bunch on achieving the rank of Eagle Scout awarded by the Boy Scouts of America;

Request No. 47, by Representative Dan Osman, congratulating Isabella Culross, 2023 Kansas Miss Amazing Pre-Teen;

Request No. 48, by Representative Dan Osman, congratulating Harper Adams, 2023 Kansas Miss Amazing Jr. Teen;

Request No. 49, by Representative Dan Osman, congratulating Rebekah Jones, 2023 Kansas Miss Amazing Teen;

Request No. 50, by Representative Dan Osman, congratulating Nora Stoy, 2023 Kansas Miss Amazing Jr. Miss;

Request No. 51, by Representative Dan Osman, congratulating Crystal Wood, 2023 Kansas Miss Amazing Miss;

Request No. 52, by Representative Dan Osman, congratulating Rebecca Shepherd, 2023 Kansas Miss Amazing Sr. Miss;

Request No. 53, by Representative Dan Osman, congratulating Michelle Roberts, State Director, Kansas Miss Amazing;

Request No. 54, by Representative Susan Ruiz, honoring the Kansas Organ, Eye and tissue Donor Education and Awareness Day;

Request No. 55, by Representative Jo Ella Hoyer, commending Shawnee Mission Northwest High School Yearbook, The Lair, Susan Massey, Adviser, in recognition for being number 1 in the 2022 Pacemaker 100;

Request No. 56, by Representative Jo Ella Hoye, commending Shawnee Mission East High School Yearbook, The Hauberk, Dow Tate, Adviser, in recognition for being number 9 in the 2022 Pacemaker 100;

Request No. 57, by Representative Jo Ella Hoye, commending Shawnee Mission North High School Yearbook, The Brickhouse, Becky Tate, Adviser, in recognition for being number 4 in the Pacemaker 100;

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

On motion of Representative Croft the committee report was adopted.

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 bill was introduced and read by title:

HB 2465, AN ACT concerning income taxation; relating to the salt parity act; clarifying the determination of taxable income of an electing pass-through entity; providing for the passing through of tax credits to electing pass-through entity owners; amending K.S.A. 2022 Supp. 79-32,287 and repealing the existing section, by Committee on Taxation.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Carpenter announced the appointment of Rep. Blake Carpenter to replace Rep. Blex on Committee on Health and Human Services for March 16, 2023.

Also, the appointment of Rep. Poskin to replace Rep. Boyd on Committee on Health and Human Services for March 16, 2023.

Also, the appointment of Rep. Winn to replace Rep. Carmichael on Committee on Corrections and Juvenile Justice for March 16, 2023.

REPORT ON ENGROSSED BILLS

HB 2225, HB 2400 reported correctly engrossed March 15, 2023.

On motion of Rep. Croft the House adjourned pro forma until 8:30 a.m. on Friday, March 17, 2023.

Journal of the House

FORTY-SIXTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, March 17, 2023, 8:30 a.m.

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

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2460**, **HB 2461**, **HB 2462**, **HB 2463**, **HB 2464**.

Taxation: **HB 2465**, **SB 127**.

MESSAGES FROM THE SENATE

The Senate nonconcurrs in House amendments to **H Sub SB 83**, requests a conference and has appointed Senators Baumgardner, Erickson and Sykes as conferees on the part of the Senate.

Also, The Senate nonconcurrs in House amendments to **SB 14**, requests a conference and has appointed Senators Longbine, Fagg and Holscher as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 19**, requests a conference and has appointed Senators Longbine, Fagg and Holscher as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 26**, requests a conference and has appointed Senators Longbine, Fagg and Holscher as conferees on the part of the Senate.

REPORTS OF STANDING COMMITTEES

Committee on **Judiciary** recommends **HB 2455** be passed.

On motion of Rep. Croft the House adjourned pro forma until 11:00 a.m. on Monday, March 20, 2023.

Journal of the House

FORTY-SEVENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, March 20, 2023, 11:00 a.m.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2466, AN ACT concerning building codes or permit requirements; relating to registered agritourism locations; excluding such locations from building codes or permit requirements, by Committee on Taxation.

HB 2467, AN ACT concerning abortion; revising the definition of abortion; excluding certain procedures from the definition; amending K.S.A. 40-2,190, 65-4a01, 65-6701, 65-6723 and 65-6742 and repealing the existing sections, by Committee on Federal and State Affairs.

CHANGE OF REFERENCE

Speaker Hawkins announced the withdrawal of **HB 2139** from Committee on Judiciary and re-referral to Committee on Education.

MESSAGE FROM THE GOVERNOR

The following message with the Governor's objection to **HB 2238**, AN ACT concerning education; relating to student athletes; creating the fairness in women's sports act; restricting participation on women's teams to female students; providing a cause of action for violations of the act. was received and read.

MESSAGE FROM THE GOVERNOR REGARDING VETO OF HOUSE BILL 2238

As I've said before, we all want a fair and safe place for our kids to play and compete.

That's why I support the Kansas State High School Activities Association, which was set up to ensure nobody has an unfair advantage on the playing field. The Legislature should let the Association do its job.

Let's be clear about what this bill is all about-politics. It won't increase any test scores. It won't help any kids read or write. It won't help any teachers prepare our kids for the real world. Here's what this bill would actually do: harm the mental health of our students. That's exactly why Republican governors have joined me in vetoing similar bills.

This bill would also reverse the progress we've made in recruiting businesses and creating jobs. It would send a signal to prospective companies that Kansas is more focused on unnecessary and divisive legislation than becoming a place where young people want to work and raise a family.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto House Bill 2238.

BY THE GOVERNOR

LAURA KELLY

MARCH 17, 2023

REPORTS OF STANDING COMMITTEES

Committee on **Child Welfare and Foster Care** recommends **HB 2194** be amended on page 1, in line 7, before "Section" by inserting "New";

On page 2, in line 26, after the semicolon by inserting:

"(18) report a violation of this section without fear of punishment, interference, coercion or retaliation;"

Also on page 2, in line 38, after "parents" by inserting "and kinship caregivers"; in line 40, after "parents" by inserting "and kinship caregivers";

On page 3, in line 2, by striking all after "discriminated"; in line 3, by striking all before "in"; in line 4, after "with" by inserting "the Kansas act against discrimination,"; in line 6, after "parents" by inserting "and kinship caregivers"; in line 16, by striking "and" and inserting a comma; in line 17, after "parents" by inserting "and kinship caregivers"; in line 19, after "parents" by inserting "and kinship caregivers"; in line 29, after "family" by inserting ", the kinship care placement"; in line 36, after "parents" by inserting "and kinship caregivers"; in line 37, after "parents" by inserting "and kinship caregivers";

On page 4, in line 3, after "parents" by inserting "and kinship caregivers"; in line 22, after "parents" by inserting "or kinship caregivers"; in line 24, after "parents" by inserting "and kinship caregivers"; in line 38, after "(d)" by inserting "(1) The secretary shall provide written and oral notification to foster youth, foster parents and kinship caregivers of the rights created under this section and information for filing complaints.

(2) The secretary shall make a list of the rights created under this section digitally available on the secretary's website.

(3) Each child welfare management provider shall make available physical and digital copies of a list of the rights created under this section.

(e) This section shall not be construed to create a private right of action independent of the revised Kansas code for care of children, but may be enforced through equitable relief as a part of the corresponding case under the revised Kansas

code for care of children.

(f)";

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

Also on page 4, following line 39, by inserting:

"Sec. 2. K.S.A. 38-2202 is hereby amended to read as follows: 38-2202. As used in the revised Kansas code for care of children, unless the context otherwise indicates:

(a) "Abandon" or "abandonment" means to forsake, desert or, without making appropriate provision for substitute care, cease providing care for the child.

(b) "Adult correction facility" means any public or private facility, secure or nonsecure, that is used for the lawful custody of accused or convicted adult criminal offenders.

(c) "Aggravated circumstances" means the abandonment, torture, chronic abuse, sexual abuse or chronic, life threatening neglect of a child.

(d) "Child in need of care" means a person less than 18 years of age at the time of filing of the petition or issuance of an ex parte protective custody order pursuant to K.S.A. 38-2242, and amendments thereto, who:

(1) Is without adequate parental care, control or subsistence and the condition is not due solely to the lack of financial means of the child's parents or other custodian;

(2) is without the care or control necessary for the child's physical, mental or emotional health;

(3) has been physically, mentally or emotionally abused or neglected or sexually abused;

(4) has been placed for care or adoption in violation of law;

(5) has been abandoned or does not have a known living parent;

(6) is not attending school as required by K.S.A. 72-3421 or 72-3120, and amendments thereto;

(7) except in the case of a violation of K.S.A. 41-727, K.S.A. 74-8810(j), K.S.A. 79-3321(m) or (n), or K.S.A. 2022 Supp. 21-6301(a)(14), and amendments thereto, or, except as provided in paragraph (12), does an act which, when committed by a person under 18 years of age, is prohibited by state law, city ordinance or county resolution, but which is not prohibited when done by an adult;

(8) while less than 10 years of age, commits any act that if done by an adult would constitute the commission of a felony or misdemeanor as defined by K.S.A. 2022 Supp. 21-5102, and amendments thereto;

(9) is willfully and voluntarily absent from the child's home without the consent of the child's parent or other custodian;

(10) is willfully and voluntarily absent at least a second time from a court ordered or designated placement, or a placement pursuant to court order, if the absence is without the consent of the person with whom the child is placed or, if the child is placed in a facility, without the consent of the person in charge of such facility or such person's designee;

(11) has been residing in the same residence with a sibling or another person under 18 years of age, who has been physically, mentally or emotionally abused or neglected, or sexually abused;

(12) while less than 10 years of age commits the offense defined in K.S.A. 2022 Supp. 21-6301(a)(14), and amendments thereto;

(13) has had a permanent custodian appointed and the permanent custodian is no longer able or willing to serve; or

(14) has been subjected to an act that would constitute human trafficking or aggravated human trafficking, as defined by K.S.A. 2022 Supp. 21-5426, and amendments thereto, or commercial sexual exploitation of a child, as defined by K.S.A. 2022 Supp. 21-6422, and amendments thereto, or has committed an act which, if committed by an adult, would constitute selling sexual relations, as defined by K.S.A. 2022 Supp. 21-6419, and amendments thereto.

(e) "Citizen review board" is a group of community volunteers appointed by the court and whose duties are prescribed by K.S.A. 38-2207 and 38-2208, and amendments thereto.

(f) "Civil custody case" includes any case filed under chapter 23 of the Kansas Statutes Annotated, and amendments thereto, the Kansas family law code, article 11 of chapter 38 of the Kansas Statutes Annotated, and amendments thereto, determination of parentage, article 21 of chapter 59 of the Kansas Statutes Annotated, and amendments thereto, adoption and relinquishment act, or article 30 of chapter 59 of the Kansas Statutes Annotated, and amendments thereto, guardians and conservators.

(g) "Court-appointed special advocate" means a responsible adult other than an attorney guardian ad litem who is appointed by the court to represent the best interests of a child, as provided in K.S.A. 38-2206, and amendments thereto, in a proceeding pursuant to this code.

(h) "Custody" whether temporary, protective or legal, means the status created by court order or statute that vests in a custodian, whether an individual or an agency, the right to physical possession of the child and the right to determine placement of the child, subject to restrictions placed by the court.

(i) "Extended out of home placement" means a child has been in the custody of the secretary and placed with neither parent for 15 of the most recent 22 months beginning 60 days after the date at which a child in the custody of the secretary was removed from the child's home.

(j) "Educational institution" means all schools at the elementary and secondary levels.

(k) "Educator" means any administrator, teacher or other professional or paraprofessional employee of an educational institution who has exposure to a pupil specified in K.S.A. 72-6143(a), and amendments thereto.

(l) "Harm" means physical or psychological injury or damage.

(m) "Interested party" means the grandparent of the child, a person with whom the child has been living for a significant period of time when the child in need of care petition is filed, and any person made an interested party by the court pursuant to K.S.A. 38-2241, and amendments thereto, or Indian tribe seeking to intervene that is not a party.

(n) "Jail" means:

(1) An adult jail or lockup; or

(2) a facility in the same building or on the same grounds as an adult jail or lockup, unless the facility meets all applicable standards and licensure requirements under law and there is: (A) Total separation of the juvenile and adult facility spatial areas such that there could be no haphazard or accidental contact between juvenile and adult residents in the respective facilities; (B) total separation in all juvenile and adult program

activities within the facilities, including recreation, education, counseling, health care, dining, sleeping and general living activities; and (C) separate juvenile and adult staff, including management, security staff and direct care staff such as recreational, educational and counseling.

(o) "Juvenile detention facility" means any secure public or private facility used for the lawful custody of accused or adjudicated juvenile offenders that must not be a jail.

(p) "Juvenile intake and assessment worker" means a responsible adult authorized to perform intake and assessment services as part of the intake and assessment system established pursuant to K.S.A. 75-7023, and amendments thereto.

(q) "Kinship care placement" means the placement of a child in the home of an adult with whom the child or the child's parent already has close emotional ties.

(r) "Kinship caregiver" means an adult who the secretary has selected for placement for a child in need of care with whom the child or the child's parent already has close emotional ties.

(s) "Law enforcement officer" means any person who by virtue of office or public employment is vested by law with a duty to maintain public order or to make arrests for crimes, whether that duty extends to all crimes or is limited to specific crimes.

~~(s)~~(t) "Multidisciplinary team" means a group of persons, appointed by the court under K.S.A. 38-2228, and amendments thereto, that has knowledge of the circumstances of a child in need of care.

~~(t)~~(u) "Neglect" means acts or omissions by a parent, guardian or person responsible for the care of a child resulting in harm to a child, or presenting a likelihood of harm, and the acts or omissions are not due solely to the lack of financial means of the child's parents or other custodian. Neglect may include, but shall not be limited to:

(1) Failure to provide the child with food, clothing or shelter necessary to sustain the life or health of the child;

(2) failure to provide adequate supervision of a child or to remove a child from a situation that requires judgment or actions beyond the child's level of maturity, physical condition or mental abilities and that results in bodily injury or a likelihood of harm to the child; or

(3) failure to use resources available to treat a diagnosed medical condition if such treatment will make a child substantially more comfortable, reduce pain and suffering, or correct or substantially diminish a crippling condition from worsening. A parent legitimately practicing religious beliefs who does not provide specified medical treatment for a child because of religious beliefs shall, not for that reason, be considered a negligent parent; however, this exception shall not preclude a court from entering an order pursuant to K.S.A. 38-2217(a)(2), and amendments thereto.

~~(u)~~(v) "Parent" when used in relation to a child or children, includes a guardian and every person who is by law liable to maintain, care for or support the child.

~~(v)~~(w) "Party" means the state, the petitioner, the child, any parent of the child and an Indian child's tribe intervening pursuant to the Indian child welfare act.

~~(w)~~(x) "Permanency goal" means the outcome of the permanency planning process, which may be reintegration, adoption, appointment of a permanent custodian or another planned permanent living arrangement.

~~(x)~~(y) "Permanent custodian" means a judicially approved permanent guardian of a child pursuant to K.S.A. 38-2272, and amendments thereto.

~~(y)~~(z) "Physical, mental or emotional abuse" means the infliction of physical,

mental or emotional harm or the causing of a deterioration of a child and may include, but shall not be limited to, maltreatment or exploiting a child to the extent that the child's health or emotional well-being is endangered.

~~(z)~~(aa) "Placement" means the designation by the individual or agency having custody of where and with whom the child will live.

~~(aa)~~(bb) "Qualified residential treatment program" means a program designated by the secretary for children and families as a qualified residential treatment program pursuant to federal law.

~~(bb)~~(cc) "Reasonable and prudent parenting standard" means the standard characterized by careful and sensible parental decisions that maintain the health, safety and best interests of a child while at the same time encouraging the emotional and developmental growth of the child, that a caregiver shall use when determining whether to allow a child in foster care under the responsibility of the state to participate in extracurricular, enrichment, cultural and social activities.

~~(cc)~~(dd) "Relative" means a person related by blood, marriage or adoption.

~~(dd)~~(ee) "Runaway" means a child who is willfully and voluntarily absent from the child's home without the consent of the child's parent or other custodian.

~~(ee)~~(ff) "Secretary" means the secretary for children and families or the secretary's designee.

~~(ff)~~(gg) "Secure facility" means a facility, other than a staff secure facility or juvenile detention facility, that is operated or structured so as to ensure that all entrances and exits from the facility are under the exclusive control of the staff of the facility, whether or not the person being detained has freedom of movement within the perimeters of the facility, or that relies on locked rooms and buildings, fences or physical restraint in order to control behavior of its residents. No secure facility shall be in a city or county jail.

~~(gg)~~(hh) "Sexual abuse" means any contact or interaction with a child in which the child is being used for the sexual stimulation of the perpetrator, the child or another person. Sexual abuse shall include, but is not limited to, allowing, permitting or encouraging a child to:

- (1) Be photographed, filmed or depicted in pornographic material; or
- (2) be subjected to aggravated human trafficking, as defined in K.S.A. 2022 Supp. 21-5426(b), and amendments thereto, if committed in whole or in part for the purpose of the sexual gratification of the offender or another, or be subjected to an act that would constitute conduct proscribed by article 55 of chapter 21 of the Kansas Statutes Annotated or K.S.A. 2022 Supp. 21-6419 or 21-6422, and amendments thereto.

~~(hh)~~(ii) "Shelter facility" means any public or private facility or home, other than a juvenile detention facility or staff secure facility, that may be used in accordance with this code for the purpose of providing either temporary placement for children in need of care prior to the issuance of a dispositional order or longer term care under a dispositional order.

~~(ii)~~(jj) "Staff secure facility" means a facility described in K.S.A. 65-535, and amendments thereto: (1) That does not include construction features designed to physically restrict the movements and activities of juvenile residents who are placed therein; (2) that may establish reasonable rules restricting entrance to and egress from the facility; and (3) in which the movements and activities of individual juvenile residents may, for treatment purposes, be restricted or subject to control through the use

of intensive staff supervision. No staff secure facility shall be in a city or county jail.

~~(jj)~~(kk) "Transition plan" means, when used in relation to a youth in the custody of the secretary, an individualized strategy for the provision of medical, mental health, education, employment and housing supports as needed for the adult and, if applicable, for any minor child of the adult, to live independently and specifically provides for the supports and any services for which an adult with a disability is eligible including, but not limited to, funding for home and community based services waivers.

~~(kk)~~(ll) "Youth residential facility" means any home, foster home or structure that provides 24-hour-a-day care for children and that is licensed pursuant to article 5 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto.

Sec. 3. K.S.A. 38-2203 is hereby amended to read as follows: 38-2203. (a) Proceedings concerning any child who may be a child in need of care shall be governed by this code, except in those instances when the court knows or has reason to know that an Indian child is involved in the proceeding, in which case, the Indian child welfare act of 1978, 25 U.S.C. § 1901 et seq., applies. The Indian child welfare act may apply to: The filing to initiate a child in need of care proceeding, K.S.A. 38-2234, and amendments thereto; ex parte custody orders, K.S.A. 38-2242, and amendments thereto; temporary custody hearing, K.S.A. 38-2243, and amendments thereto; adjudication, K.S.A. 38-2247, and amendments thereto; burden of proof, K.S.A. 38-2250, and amendments thereto; disposition, K.S.A. 38-2255, and amendments thereto; permanency hearings, K.S.A. 38-2264, and amendments thereto; termination of parental rights, K.S.A. 38-2267, 38-2268 and 38-2269, and amendments thereto; establishment of permanent custodianship, K.S.A. 38-2268 and 38-2272, and amendments thereto; the Representative Gail Finney memorial foster care bill of rights, section 1, and amendments thereto; the placement of a child in any foster, pre-adoptive and adoptive home and the placement of a child in a guardianship arrangement under article 30 of chapter 59 of the Kansas Statutes Annotated, and amendments thereto.

(b) Subject to the uniform child custody jurisdiction and enforcement act, K.S.A. 2022 Supp. 23-37,101 through 23-37,405, and amendments thereto, the district court shall have original jurisdiction of proceedings pursuant to this code.

(c) The court acquires jurisdiction over a child by the filing of a petition pursuant to this code or upon issuance of an ex parte order pursuant to K.S.A. 38-2242, and amendments thereto. When the court acquires jurisdiction over a child in need of care, jurisdiction may continue until the child has: (1) Become 18 years of age, or until June 1 of the school year during which the child became 18 years of age if the child is still attending high school unless there is no court approved transition plan, in which event jurisdiction may continue until a transition plan is approved by the court or until the child reaches the age of 21; (2) been adopted; or (3) been discharged by the court. Any child 18 years of age or over may request, in writing to the court, that the jurisdiction of the court cease. The court shall give notice of the request to all parties and interested parties and 30 days after receipt of the request, jurisdiction will cease.

(d) When it is no longer appropriate for the court to exercise jurisdiction over a child, the court, upon its own motion or the motion of a party or interested party at a hearing or upon agreement of all parties or interested parties, shall enter an order discharging the child. Except upon request of the child pursuant to subsection (c), the court shall not enter an order discharging a child until June 1 of the school year during which the child becomes 18 years of age if the child is in an out-of-home placement, is

still attending high school and has not completed the child's high school education.

(e) When a petition is filed under this code, a person who is alleged to be under 18 years of age shall be presumed to be under that age for the purposes of this code, unless the contrary is proved.

(f) A court's order issued in a proceeding pursuant to this code, shall take precedence over such orders in a civil custody case, a proceeding under article 31 of chapter 60 of the Kansas Statutes Annotated, and amendments thereto, protection from abuse act, or a comparable case in another jurisdiction, except as provided by K.S.A. 2022 Supp. 23-37,101 through 23-37,405, and amendments thereto, uniform child custody jurisdiction and enforcement act.

Sec. 4. K.S.A. 38-2258 is hereby amended to read as follows: 38-2258. (a) Except as provided in K.S.A. 38-2255(d)(2) and 38-2259, and amendments thereto, if a child has been in the same foster home, kinship care placement or shelter facility for six months or longer, or has been placed by the secretary in the home of a parent or relative, the secretary shall give written notice of any plan to move the child to a different placement unless the move is to the selected preadoptive family for the purpose of facilitating adoption. The notice shall be given to: (1) The court having jurisdiction over the child; (2) the petitioner; (3) the attorney for the parents, if any; (4) each parent whose address is available; (5) the foster parent or custodian from whose home or shelter facility it is proposed to remove the child; (6) the child, if 12 or more years of age; (7) the child's guardian ad litem; (8) any other party or interested party; and (9) the child's court appointed special advocate.

(b) The notice shall state the placement to which the secretary plans to transfer the child and the reason for the proposed action. The notice shall be mailed by first class mail 30 days in advance of the planned transfer, except that the secretary shall not be required to wait 30 days to transfer the child if all persons enumerated in subsection (a) (2) through (8) consent in writing to the transfer.

(c) Within 14 days after receipt of the notice, any person enumerated in subsection (a)(2) through (8) receiving notice as provided above may request, either orally or in writing, that the court conduct a hearing to determine whether or not the change in placement is in the best interests of the child concerned. When the request has been received, the court shall schedule a hearing and immediately notify the secretary of the request and the time and date the matter will be heard. The court shall give notice of the hearing to persons enumerated in subsection (a)(2) through (9). If the court does not receive a request for hearing within the specified time, the change in placement may occur prior to the expiration of the 30 days. The secretary shall not change the placement of the child, except for the purpose of adoption, unless the change is approved by the court.

(d) When, after the notice set out above, a child in the custody of the secretary is removed from the home of a parent after having been placed in the home of a parent for a period of six months or longer, the secretary shall request a finding that:

- (1) (A) The child is likely to sustain harm if not immediately removed from the home;
- (B) allowing the child to remain in home is contrary to the welfare of the child; or
- (C) immediate placement of the child is in the best interest of the child; and
- (2) reasonable efforts have been made to maintain the family unit and prevent the unnecessary removal of the child from the child's home or that an emergency exists

which threatens the safety to the child.

(e) The secretary shall present to the court in writing the efforts to maintain the family unit and prevent the unnecessary removal of the child from the child's home. In making the findings, the court may rely on documentation submitted by the secretary or may set the date for a hearing on the matter. If the secretary requests such finding, the court, not more than 45 days from the date of the request, shall provide the secretary with a written copy of the findings by the court for the purpose of documenting these orders.

Sec. 5. K.S.A. 38-2261 is hereby amended to read as follows: 38-2261. The secretary shall notify the foster parent or ~~parents~~ kinship caregivers that the foster parent or ~~parents~~ kinship caregivers have a right to submit a report. Copies of the report shall be available to the parties and interested parties. The report made by foster parents shall be on a form created and provided by the Kansas department for children and families.

Sec. 6. K.S.A. 38-2202, 38-2203, 38-2258 and 38-2261 are hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 4, after "parents" by inserting "; applying the federal Indian child welfare act to the Representative Gail Finney memorial foster care bill of rights; defining kinship caregivers; granting rights to kinship caregivers under the revised Kansas code for care of children; amending K.S.A. 38-2202, 38-2203, 38-2258 and 38-2261 and repealing the existing sections"; and the bill be passed as amended.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2401** be amended on page 21, in line 36, after the period by inserting "Except as otherwise provided by the employment security law or this subsection,"; in line 37, after the period by inserting "An extension or extensions of up to a total of four additional weeks of temporary employment at the request of an employer for an individual may be granted by the secretary as provided by K.S.A. 44-775(a)(2), and amendments thereto. The maximum amount of temporary unemployment for an individual in a benefit year, including any extensions granted by the secretary, shall be 12 weeks.

Sec. 2. K.S.A. 44-705 is hereby amended to read as follows: 44-705. Except as provided by K.S.A. 44-757, and amendments thereto, an unemployed individual shall be eligible to receive benefits with respect to any week only if the secretary, or a person or persons designated by the secretary, finds that:

(a) The claimant has registered for work at and thereafter continued to report at an employment office in accordance with rules and regulations adopted by the secretary, except that, subject to the provisions of K.S.A. 44-704(a), and amendments thereto, the secretary may adopt rules and regulations that waive or alter either or both of the requirements of this subsection.

(b) The claimant has made a claim for benefits with respect to such week in accordance with rules and regulations adopted by the secretary.

(c) (1) The claimant is able to perform the duties of such claimant's customary occupation or the duties of other occupations that the claimant is reasonably fitted by training or experience, and is available for work, as demonstrated by the claimant's pursuit of the full course of action most reasonably calculated to result in the claimant's reemployment except that, notwithstanding any other provisions of this section, an unemployed claimant otherwise eligible for benefits shall not become ineligible for benefits:

(A) Because of the claimant's enrollment in and satisfactory pursuit of approved training, including training approved under section 236(a)(1) of the trade act of 1974;

(B) solely because such individual is seeking only part-time employment if the individual is available for a number of hours per week that are comparable to the individual's part-time work experience in the base period; or

(C) because a claimant is not actively seeking work:

(i) During a state of disaster emergency proclaimed by the governor pursuant to K.S.A. 48-924 and 48-925, and amendments thereto;

(ii) in response to the spread of the public health emergency of COVID-19; and

(iii) the state's temporary waiver of the work search requirement under the employment security law for such claimant is in compliance with the families first coronavirus response act, public law 116-127.

(2) The secretary shall develop and implement procedures to address claimants who refuse to return to suitable work or refuse to accept an offer of suitable work without good cause. Such procedures shall include the receipt and processing of job refusal reports from employers, the evaluation of such reports in consideration of the claimant's work history and skills and suitability of the offered employment and guidelines for a determination of whether the claimant shall remain eligible for unemployment benefits or has failed to meet the work search requirements of this subsection or the requirements of K.S.A. 44-706(c), and amendments thereto. In determining whether the employment offered is suitable, the secretary's considerations shall include whether the employment offers wages comparable to the claimant's recent employment and work duties that correspond to the claimant's education level and previous work experience. The secretary shall also consider whether the employment offers wages of at least the amount of the claimant's maximum weekly benefits.

(3) To facilitate the requirements of paragraph (2), the secretary shall provide readily accessible means for employers to notify the department when a claimant refuses to return to work or refuses an offer of employment, including by telephone, email or an online web portal. The secretary shall create or cause to be created in the new unemployment insurance information technology system as provided by K.S.A. 44-772, and amendments thereto, an audit process for employers to submit reports regarding activities related to the work search requirement or to the my reemployment plan, established in K.S.A. 44-775, and amendments thereto, and applicants that accept interview appointments but do not participate or notify the interviewing employer of their inability to participate in the scheduled interview. The secretary shall not be required to implement such audit process prior to the completion of such new unemployment insurance information technology system. Nothing in this subsection shall be construed as to require an employer to report such job refusals to the department.

(4) At the time of receipt of notice from an employer pursuant to paragraph (3), the secretary shall, within 10 business days of receipt of such notice from the employer, provide a notice to the claimant who has refused to return to work or to accept an offer of suitable work without good cause. The method of providing the notice to the claimant shall be consistent with other correspondence from the department to the claimant and may include mail, telephone, email or through an online web portal. The notice shall, at minimum, include the following information:

(A) A summary of state employment security law regarding a claimant's duties to

return to work or accept suitable work;

(B) a statement that the claimant has been or may be disqualified and the claimant's right to collect benefits has been or may be terminated for refusal to return to work or accept suitable work without good cause, as provided by this subsection and K.S.A. 44-706(c), and amendments thereto;

(C) an explanation of what constitutes suitable work under the employment security law; and

(D) instructions for contesting a denial of a claim if the denial is based upon a report by an employer that the claimant has refused to return to work or has refused to accept an offer of suitable work.

(5) The secretary shall include notices to all active employers regarding work search noncompliance reporting options provided in paragraph (3) in the department of labor's annual summary of benefit charges pursuant to K.S.A. 44-710b(d), and amendments thereto, and in the rate notices to employers pursuant to K.S.A. 44-710b(a), and amendments thereto. The secretary shall not be required to implement such notice requirements prior to the completion of the new unemployment insurance information technology system, as provided by K.S.A. 44-772, and amendments thereto.

~~(5)(6)~~ For the purposes of this subsection, an inmate of a custodial or correctional institution shall be deemed to be unavailable for work and not eligible to receive unemployment compensation while incarcerated.

(d) (1) Except as provided further, the claimant has been unemployed for a waiting period of one week or the claimant is unemployed and has satisfied the requirement for a waiting period of one week under the shared work unemployment compensation program as provided in K.S.A. 44-757(k)(4), and amendments thereto, and that period of one week, in either case, occurs within the benefit year that includes the week for which the claimant is claiming benefits. No week shall be counted as a week of unemployment for the purposes of this subsection:

(A) If benefits have been paid for such week;

(B) if the individual fails to meet with the other eligibility requirements of this section; or

(C) if an individual is seeking unemployment benefits under the unemployment compensation law of any other state or of the United States, except that if the appropriate agency of such state or of the United States finally determines that the claimant is not entitled to unemployment benefits under such other law, this subparagraph shall not apply.

(2) (A) The waiting week requirement of paragraph (1) shall not apply to:

(i) New claims by claimants who become unemployed as a result of an employer terminating business operations within this state, declaring bankruptcy or initiating a work force reduction pursuant to public law 100-379, the federal worker adjustment and retraining notification act, 29 U.S.C. §§ 2101 through 2109, as amended; or

(ii) new claims filed on or after April 5, 2020, through December 26, 2020, in accordance with the families first coronavirus response act, public law 116-127 and the federal CARES act, public law 116-136.

(B) The secretary shall adopt rules and regulations to administer the provisions of this paragraph.

(3) If the waiting week requirement of paragraph (1) applies, a claimant shall

become eligible to receive compensation for the waiting period of one week, pursuant to paragraph (1), upon completion of three weeks of unemployment consecutive to such waiting period. This paragraph shall not apply to initial claims effective on and after April 1, 2021.

(e) For benefit years established on and after the effective date of this act, the claimant has been paid total wages for insured work in the claimant's base period of not less than 30 times the claimant's weekly benefit amount and has been paid wages in more than one quarter of the claimant's base period, except that the wage credits of an individual earned during the period commencing with the end of a prior base period and ending on the date that such individual filed a valid initial claim shall not be available for benefit purposes in a subsequent benefit year unless, in addition thereto, such individual has returned to work and subsequently earned wages for insured work in an amount equal to at least eight times the claimant's current weekly benefit amount.

(f) The claimant participates in reemployment services, such as job search assistance services, if the individual has been determined to be likely to exhaust regular benefits and needs reemployment services pursuant to a profiling system established by the secretary, unless the secretary determines that: (1) The individual has completed such services; or (2) there is justifiable cause for the claimant's failure to participate in such services.

(g) The claimant is returning to work after a qualifying injury and has been paid total wages for insured work in the claimant's alternative base period of not less than 30 times the claimant's weekly benefit amount and has been paid wages in more than one quarter of the claimant's alternative base period if:

(1) The claimant has filed for benefits within four weeks of being released to return to work by a licensed and practicing health care provider;

(2) the claimant files for benefits within 24 months of the date the qualifying injury occurred; and

(3) the claimant attempted to return to work with the employer where the qualifying injury occurred, but the individual's regular work or comparable and suitable work was not available.";

On page 46, following line 34, by inserting:

"Sec. 6. K.S.A. 44-772 is hereby amended to read as follows: 44-772. (a) It is the intent of the legislature that, in order to accomplish the mission of collecting state employment security taxes, processing unemployment insurance benefit claims and paying benefits, the department of labor's information technology system shall be continually developed, customized, enhanced and upgraded. The purpose of this section is to ensure the state's unemployment insurance program is utilizing current technology and features to protect the sensitive data required in the unemployment insurance benefit and tax systems relating to program integrity, system efficiency and customer service experience.

(b) The legislature finds that, as a result of the vulnerabilities exposed in the legacy unemployment insurance system by the COVID-19 pandemic unemployment insurance crisis, a new system shall be fully designed, implemented and administered by the department of labor not later than December 31, 2022. The legislative coordinating council, upon consultation with the unemployment compensation modernization and improvement council established by K.S.A. 44-771, and amendments thereto, may extend the deadline to a date certain and may further extend the deadline to another date

certain at any time as often as the legislative coordinating council deems appropriate. The secretary of labor shall provide written notice to the legislative coordinating council and the unemployment compensation modernization and improvement council at least 30 days prior to the expiration of a deadline advising whether the secretary seeks an extension of the deadline and, if so, the basis therefor. The failure of the secretary to provide such notice shall not affect the authority of the legislative coordinating council to act as provided by this subsection. For purposes of this subsection, "consultation" means an appearance before, or written statement provided to, the legislative coordinating council by the chairman of the unemployment compensation modernization and improvement council or the chairman's designee. Any member of the unemployment compensation modernization and improvement council may also provide a written statement. A report to the legislative coordinating council by the unemployment compensation modernization and improvement council may be provided but shall not be required. If any deadline expires before the legislative coordinating council extends that deadline, the council may subsequently meet as soon as reasonably possible and may retroactively extend any deadline as otherwise provided by this subsection.

(c) The information technology system, technology and platform shall include, but not be limited to, any components as specified and defined by the unemployment compensation modernization and improvement council established by K.S.A. 44-771, and amendments thereto, in consultation with the secretary.

(d) The new system shall include, but not be limited to, any features and benefits as specified and defined by the unemployment compensation modernization and improvement council established by K.S.A. 44-771, and amendments thereto, in consultation with the secretary.

(e) The secretary shall implement and utilize all program integrity elements, as specified and defined by the unemployment compensation modernization and improvement council established by K.S.A. 44-771, and amendments thereto, in consultation with the secretary, including, but not limited to:

(1) Social security administration cross-matching for the purpose of validating social security numbers supplied by a claimant;

(2) checking of new hire records against the national directorate of new hires to verify eligibility;

(3) verification of immigration status or citizenship and confirmation of benefit applicant information through the systematic alien verification for entitlement program;

(4) comparison of applicant information to local, state and federal prison databases through incarceration cross-matches;

(5) detection of duplicate claims by applicants filed in other states or other unemployment insurance programs through utilization of the interstate connection network, interstate benefits cross-match, the state identification inquiry state claims and overpayment file and the interstate benefits 8606 application for overpayment recoveries for Kansas claims filed from a state other than Kansas;

(6) identification of internet protocol addresses linked to multiple claims or to claims filed outside of the United States; and

(7) use of data mining and data analytics to detect and prevent fraud when a claim is filed, and on an ongoing basis throughout the lifecycle of a claim, by using current and future functionalities to include suspicious actor repository, suspicious email

domains, foreign internet protocol addresses, multi-state cross-match, identity verification, fraud alert systems and other assets provided by the unemployment insurance integrity center.

(f) If the unemployment compensation modernization and improvement council becomes inactive or is dissolved and the new information technology system modernization project has been completed, the secretary shall implement and utilize all new program integrity elements and guidance issued by the United States department of labor and the national association of state workforce agencies, including the integrity data hub, within 60 days of the issuance of any such guidance.

(g) The secretary, on a scheduled basis, shall cross check new and active unemployment insurance claims against the cross-check programs described in subsection (e). If the secretary receives information concerning an individual approved for benefits that indicates a change in circumstances that may affect eligibility, the secretary shall review the individual's case and act in accordance with the law.

(h) The department of labor shall have the authority to execute a memorandum of understanding with any department, agency or agency division for information required to be shared between agencies pursuant to the provisions of this section.

(i) The secretary of labor shall adopt rules and regulations necessary for the purposes of carrying out this section. Such rules and regulations shall be adopted within 12 months of the effective date of this act.

(j) The secretary of labor shall provide an annual status update and progress report regarding the requirements of this section to the unemployment compensation modernization and improvement council and the legislative coordinating council.

(k) This section shall be a part of and supplemental to the employment security law.

Sec. 7. K.S.A. 2022 Supp. 44-775 is hereby amended to read as follows: 44-775.

(a) (1) The secretary of labor and the secretary of commerce shall jointly establish and implement the my reemployment plan as provided in this section. For purposes of this section, "my reemployment plan" means a program jointly established and implemented by the Kansas department of labor and the Kansas department of commerce that provides enhanced reemployment services, including workforce services provided by the department of commerce, to Kansans receiving unemployment insurance benefits. The program shall be required for all claimants except claimants in the shared work program, trade adjustment assistance and trade readjustment assistance program, claimants on temporary layoff with a return-to-work date but such claimants shall only be excepted during any first 8 consecutive weeks of benefits, claimants that are currently employed, claimants that are current reemployment services and eligibility assessment participants, claimants that are active members in good standing of a placement union or claimants that are engaged in a training program. ~~The program shall be implemented on or before June 1, 2021 or claimants that are on temporary unemployment as defined in K.S.A. 44-703(ii), and amendments thereto.~~

(2) Rated employers seeking an extension of temporary unemployment with respect to an individual shall submit a written request to the secretary. The total maximum of temporary unemployment for an individual in a benefit year, including any extensions as provided by this paragraph, shall be 12 weeks. As a condition of approval by the secretary, a rated employer shall agree to furnish the secretary with reports relating to the temporary unemployment extension request as the secretary may require. The secretary may approve one or more extensions of up to a total of four weeks of

additional temporary unemployment for an individual, if the secretary determines the requesting employer is a contributing employer eligible for a rate computation under K.S.A. 44-710a(a)(2), and amendments thereto, and is a:

(A) Rated employer that has filed all reports required to be filed under the employment security law for all past and current periods and has paid all contributions; and

(B) (i) positive account employer as defined by K.S.A. 44-710a(d), and amendments thereto; or

(ii) negative account employer as defined by K.S.A. 44-710a(d), and amendments thereto, and the negative account employer's most recent calculated reserve ratio has improved from the reserve ratio of such employer for the previous reporting year.

~~(2)~~(3) The secretary of labor shall provide the secretary of commerce with the names and contact information of claimants that have claimed a third week of benefits in the current benefit year. The secretary of labor shall request the claimant to upload or create a complete resume in the Kansasworks workforce system, and complete a job search plan that includes a skills assessment component. The secretary of commerce shall offer and provide, when requested, assistance to the claimants in developing the documents or plan through collaboration by the secretary with the Kansasworks workforce system. The secretary of commerce may require claimants to participate in reemployment services. The claimant shall have 14 calendar days to respond to the secretary of commerce. The secretary of commerce shall report any failure to respond by the claimant to the secretary of labor.

~~(3)~~(4) The secretary of labor shall share labor market information and current available job positions with the secretary of commerce. The secretary of labor may collaborate with Kansasworks or other state or federal agencies with job availability information in obtaining or sharing such information.

~~(4)~~(5) The secretary of commerce shall match open job positions with claimants based on skills, work history and job location that is a reasonable commute from the claimant's residence and communicate the match information to the claimant and to the employer. The secretary of labor and the secretary of commerce shall consider whether the claimant or a Kansas employer would benefit from the claimant's participation in a work skills training or retraining program as provided by subsection (b) and, if so, provide such information to the employer, if applicable, and the claimant. Claimants who fail to respond within 14 calendar days after contact by Kansasworks or the department of commerce shall be reported by the secretary of commerce to the secretary of labor.

~~(5)~~(6) The secretary of commerce and the secretary of labor shall monitor the result of job matches and share information regarding any claimant who did not attend an interview or did not accept a position that was a reasonable match for the claimant's work history and skills and was within a reasonable commute from the claimant's residence. The secretary of commerce shall contact the claimant and report the contact to the secretary of labor. The secretary of labor shall consider whether the claimant has failed to meet work search requirements and if the claimant should continue to receive benefits.

(b) The secretary of commerce shall refer claimants to a work skills training or retraining program as appropriate. The secretary of commerce shall seek to obtain or utilize any available federal funds for the program, and to the extent feasible, may make

current work skills training and retraining programs available to claimants. The secretary of labor may allow claimants to participate in such a program offered by the secretary of commerce or by another state or federal agency in lieu of requiring the claimant to meet job search requirements and the requirements of the my reemployment plan until the number of allowed benefit weeks has expired. A claimant shall participate in such a program for not less than 25 hours per week. The secretary of commerce shall monitor those my reemployment plan claimants participating in training managed by the workforce centers to ensure compliance.

(c) Claimants who participate in the my reemployment plan or the work skills training or retraining program shall meet attendance or progress requirements established by the secretary of commerce to continue eligibility for unemployment insurance benefits. Non-compliant claimants shall be reported by the secretary of commerce to the secretary of labor. The secretary of labor shall disqualify such claimants from further benefits within five business days of receiving the report, unless or until the claimant demonstrates compliance to the secretary of commerce, and shall communicate the disqualification and the reason for the disqualification to the claimant. The secretary of commerce shall report to the secretary of labor when the claimant has reestablished compliance. The secretary of labor may continue benefits or reinstate a claimant's eligibility for benefits upon a showing of good cause by the claimant for the failure to meet attendance or progress requirements or my reemployment plan participation requirements.

(d) The secretary of labor and the secretary of commerce shall provide an annual status update and progress report for the my reemployment plan to the standing committee on commerce, labor and economic development of the house of representatives and the standing committee on commerce of the senate during the first month of the 2022 regular legislative session and the first month of each regular legislative session thereafter.

(e) This section shall be a part of and supplemental to the employment security law.:"

Also on page 46, in line 35, after the first "K.S.A." by inserting "44-705,"; also in line 35, by striking the first "and" and inserting a comma; also in line 35, after "44-717" by inserting "and 44-772"; also in line 35, by striking the third "and" and inserting a comma; in line 36, after "44-710a" by inserting "and 44-775";

And by renumbering sections accordingly;

On page 1, in the title, in line 10, after the semicolon by inserting "requiring the secretary to create an audit process within the new unemployment insurance information technology system to permit employers to submit reports regarding work search, the my reemployment plan and claimants who do not provide notification or appear for scheduled interviews; providing for notices by the secretary to active employers regarding work search noncompliance reporting options; authorizing the legislative coordinating council to extend the new unemployment insurance information technology system implementation date as often as deemed appropriate by the council, requiring the secretary to notify the council of the need for an extension and permitting retroactive extension if necessary; authorizing the secretary to extend temporary unemployment up to four weeks upon request by employers;"; also in line 10, after "K.S.A." by inserting "44-705,"; also in line 10, by striking "and" and inserting a comma; in line 11, after "717" by inserting "and 44-772"; also in line 11, by striking the

second "and" and inserting a comma; also in line 11, after "44-710a" by inserting "and 44-775"; and the bill be passed as amended.

Committee on **Corrections and Juvenile Justice** recommends **SB 217**, As Amended by Senate Committee, be amended on page 20, in line 25, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

Committee on **Corrections and Juvenile Justice** recommends **SB 228**, As Amended by Senate Committee of the Whole, be amended on page 1, in line 18, by striking all after "of"; in line 19, by striking all before "a";

On page 2, following line 29, by inserting:

"(f) For the purposes of this section, "county jail" means a jail operated by a county or a consolidated law enforcement agency.";

Also on page 2, in line 36, by striking "(a)"; in line 38, by striking "(1)" and inserting "(a)"; in line 40, by striking "(2)" and inserting "(b)"; in line 41, by striking "each sex, female and male" and inserting "the sexes"; in line 42, by striking "(3)" and inserting "(c)";

On page 3, by striking all in lines 1 through 3;

On page 6, in line 38, by striking all after "(3)"; by striking all in lines 39 through 43 and inserting "Except as provided in K.S.A. 22-4613, and amendments thereto, the prisoner shall remain in the custody of the arresting agency during the examination required under paragraph (2).

(4) The cost of the examination and resulting treatment under paragraph (2) is the financial responsibility of the prisoner receiving the examination or treatment in accordance with K.S.A. 19-4444 and 22-4612, and amendments thereto.";

On page 8, in line 33, after "(1)" by inserting "'Arresting agency" does not include a surety, bail agent or bail enforcement agent who arrests a person who was released on an appearance bond pursuant to K.S.A. 22-2809, and amendments thereto.

(2)";

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

On page 1, in the title, in line 3, by striking "confined"; and the bill be passed as amended.

Committee on **Federal and State Affairs** recommends **HB 2438** be amended on page 2, in line 2, by striking "and"; in line 3, by striking "any" and inserting "licensed"; also in line 3, by striking all after "assistant"; by striking all in lines 4 and 5; in line 6, by striking all before the first comma; and the bill be passed as amended.

Committee on **Federal and State Affairs** recommends **SB 116** be amended by substituting with a new bill to be designated as "House Substitute for SENATE BILL NO. 116," as follows:

"House Substitute for SENATE BILL NO. 116

By Committee on Federal and State Affairs

"AN ACT concerning alcoholic beverages; relating to spirits distributors, wine distributors and cereal malt beverage distributors; regulating samples; relating to the special order shipping of wine; requiring monthly remittance of gallonage taxes; amending the common consumption area law to permit rather than require that roads be blocked and to allow designation of such areas by signage; relating to the Kansas cereal malt beverage act; allowing businesses to sell cereal malt beverage by the drink on

Sundays without requiring that 30% of the gross receipts of such businesses be derived from the sale of food; amending K.S.A. 41-306, 41-306a, 41-307, 41-350 and 41-2659 and K.S.A. 2022 Supp. 41-2704 and repealing the existing sections.";

And the substitute bill be passed.

(**H Sub for SB 116** was thereupon introduced and read by title.)

Committee on **Health and Human Services** recommends **SB 180**, as recommended by the Committee on Health and Human Services to be passed as reported in the Journal of the House on March 8, 2023, be amended on page 1, by striking all in lines 4 through 26;

On page 2, in line 7, by striking "and"; in line 9, after "unequal" by inserting "; and

(7) an individual born with a medically verifiable diagnosis of "disorder/differences in sex development" shall be provided legal protections and accommodations afforded under the Americans with disabilities act and applicable Kansas statutes";

And the bill be passed as amended.

Committee on **Taxation** recommends **SB 91**, As Amended by Senate Committee of the Whole, be amended on page 23, following line 19, by inserting:

"New Sec. 9. On or before January 31, 2027, and on or before January 31, 2031, the secretary of commerce shall submit an economic impact report to the house of representatives standing committee on commerce, labor and economic development, the house of representatives standing committee on taxation, the senate standing committee on commerce and the senate standing committee on assessment and taxation. The economic impact report shall include an economic impact assessment and evaluation for the approved and completed projects of the preceding years. The report shall include economic impacts attributable to each approved project, the impact of project expenditures on the state and local economy, including local taxes and state taxes related to sales, salaries and wages, full-time and part-time employment and other categories of expenditures as appropriate. The report shall utilize the best available methodology to calculate the multiplier effect of the actual impact of qualified expenditures in the location of a certified production. The secretary of revenue shall provide the secretary of commerce with information as necessary for the report in accordance with the terms of the agreements required by section 3, and amendments thereto.";

And by renumbering sections accordingly;

On page 1, in the title, in line 12, after the semicolon by inserting "requiring the secretary of commerce to issue reports on the economic impact of the act;"; and the bill be passed as amended.

COMMITTEE ASSIGNMENT CHANGES

Speaker Hawkins announced the appointment of Rep. Hoheisel to replace Rep. Poetter Parshall on Committee on Education for March 20, 2023.

Also, the appointment of Rep. Titus to replace Rep. Donohoe on Committee on Education for March 20, 2023.

Also, the appointment of Rep. Mason to replace Rep. Poetter Parshall on Committee on Taxation for March 21 – April 6, 2023.

Also, the appointment of Rep. Patton to replace Rep. Concannon on Committee on Appropriations for March 21, 2023.

Also, the appointment of Rep. Blew to replace Rep. Blex on Committee on Health and Human Services for March 20, 2023.

Also, the appointment of Rep. Patton to replace Rep. Butler on Committee on Corrections and Juvenile Justice for March 21, 2023.

Also, the appointment of Rep. Butler to replace Rep. Patton on Committee on Commerce, Labor and Economic Development for March 21, 2023.

Also, the appointment of Rep. Vic Miller to replace Rep. Neighbor on Committee on Child Welfare and Foster Care for March 20, 2023.

Also, the appointment of Rep. Winn to replace Rep. Louis Ruiz on Committee on Education for March 20, 2023.

Also, the appointment of Rep. Weigel to replace Rep. Haskins on Committee on Education for March 20, 2023.

Also, the appointment of Rep. Dennis Miller to replace Rep. Stogsdill on Committee on Education for March 20, 2023.

REPORT ON ENGROSSED BILLS

HB 2105, HB 2247 reported correctly engrossed March 16, 2023.

HB 2388 reported correctly engrossed March 17, 2023.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Tuesday, March 21, 2023.

Journal of the House

FORTY-EIGHTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, March 21, 2023, 11:00 a.m.

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

The roll was called with 120 members present.

Reps. Concannon and Poetter Parshall were excused on verified illness.

Reps. Bloom, Featherston and Poskin were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Creator God,
thank You for this beautiful first full
day of springtime.
With the new season, comes an excitement
of new beginnings and new life.
Remind us what new beginnings really mean.
Spring is a metaphor for change –
some changes we like, others we don't.
To all these changes we ask the gift of Your perspective
beckoning us to expectation, hope and rebirth.
Just as the sunlight and rain are reminders
that You are at work renewing the earth,
help us to realize that You are also at work
at renewing our lives.
This I pray in Your Name, Amen.

The Pledge of Allegiance was led by Rep. Louis Ruiz.

INTRODUCTION OF GUESTS

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

World Down Syndrome Day (WDS), 21 March, is a global awareness day which has been officially observed by the United Nations since 2012. In March of 2019 the Kansas House of Representatives recognized WDS in statute.

The date for WDS being the 21st day of the 3rd month, was selected to signify the uniqueness of the triplication (trisomy) of the 21st chromosome which causes Down syndrome.

Why mark WDS?

On this one day we have a chance to make a change.
All around the world, people with Down syndrome are treated badly...

- **They are denied a quality education.**
- **They are denied good health care.**
- **They are denied the chance to work and earn their own money.**
- **They are not allowed to make decisions about their own lives.**
- **Their voices are not heard!**
- **So, every year on March 21st we created a single global voice advocating for the rights and well-being of people with Down Syndrome.**

Each year for World Down Syndrome Day (WDS) we work with the global Down syndrome community to choose a global campaign message.

For World Down Syndrome Day 2023, we are calling for people and organizations around the world to be **With Us Not For Us**.

What does this mean?

- We want to be treated fairly and to have the same opportunities as others.
- We want the freedom, and the support, to make our own choices.
- We want to be involved in the work of organizations.
- We want the organizations that represent us to be included in decision-making.

About Down Syndrome Innovations:

Down Syndrome Innovations, an organization I wanted to highlight today, is a non-profit 501 (c)(3) organization located in Mission, KS, which serves and champions people with Down syndrome across the Midwest region, and all across our great state.

Their mission is to provide life-changing support and services that enable people with Down syndrome to live to their fullest potential.

They support people with Down syndrome – and their families – throughout the lifespan, from prenatal diagnosis all the way through late adulthood. Down Syndrome Innovations was founded in 1984 and serves as the expert resource and lead community mobilizer, sharing knowledge and creating solutions for people with Down syndrome.

About KCDD:

The Kansas Council on Developmental Disabilities, also represented here today, has a mission to empower individuals with intellectual and developmental disabilities (I/DD) and their families to lead systems change, build capacity, and advocate for inclusive, integrated, accessible communities where everyone belongs and thrives. KCDD believes that all people with intellectual and developmental disabilities live, learn, work, play, belong, and thrive in the community they choose.

Solving the unemployment crisis for our disability community is a key and critical priority of the disability community.

Kansas has been a recognized leader in crafting legislation with the intention to create more competitive integrated employment (CIE) for people with disabilities.

Kansas was the first state in the nation to adopt Employment First legislation through the Employment First Initiative Act in 2011. (40 other states have followed our lead since 2011.) This law established Employment First as the official policy of the great State of Kansas with the intent to increase the number of Kansas residents with disabilities who are employed in competitive and integrated settings.

Yet, people with disabilities, especially those with I/DD, still remain the largest unemployed population in Kansas and around the country.

Despite policies like Employment First, even in Kansas, employment rates and outcomes for individuals with I/DD, in Kansas, still need more work:

- *There are only 13,847 Kansans with I/DD known to state agencies (there are many other individuals and families across the state)*
- *Of those, only 6.7% (933) are competitively employed, and only 2.0% (271) of all Kansans with I/DD receive Supported Employment Services.*
- *What we have been doing, is not working and we need innovative and new solutions to advance disability hiring in Kansas.*

CALL TO ACTION

We need more investments in disability hiring in the private sector - from Main Street to Wall Street, companies need to prioritize disability inclusion, and more focus on local, private sector solutions to help many more Kansans with I/DD obtain competitive integrated employment and ensure the right incentives are in place statewide.

This is why we need organizations like Down Syndrome Innovation (DSI) driving innovative programs, which focus on getting individuals with Down syndrome career ready.

And we need statewide organizations, like KCDD, to ensure best practices and innovation is happening not just in our big cities but localized solutions and programs that lift every Kansan with I/DD up and ensure they have the ability to work, thrive and contribute to society.

Rep. Goetz introduced his following guests:

- **Amanda Myers**, representing the team at Down Syndrome Innovations
- **Sara Weir**, Executive Director of KS Developmental Disabilities Council
- **Jarrod Sanderson**, Chief Operating Officer of Nautical Fulfillment & Logistics, an employment partner of Down Syndrome Innovations

Our special guests, and the reason we are celebrating today:

- **Caleb Welch** (21 yrs old)
- **Lola Kernell** (18 yrs old)
- **Genesis Ortiz** (21 yrs old)
- **Greta Foye** (42 yrs old)
- **John Roberts** (54 yrs old)
- **Heather Hoback** (25 yrs old)
- **Crosby Orlando** (6 yrs old) and his mother, Sarah Jahnke

In the gallery are more individuals with Down syndrome who we are celebrating today, parents, Down Syndrome Innovations executive leadership and staff, and more employment partners.

House of Representative Colleagues, I invite you to help me congratulate these amazing individuals, families and organizations on this WSD 2023!

INTRODUCTION OF GUESTS

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

Thank you, Mr. Speaker. Today, we welcome the candidates for the Boys and Girls Clubs' Kansas Youth of the Year.

Boys & Girls Clubs of America provides a safe and positive environment for young people to learn, grow, and become productive adults. Founded in 1860, the Boys & Girls Club of America focuses on helping young people achieve academic success, develop healthy lifestyles, and build strong character and leadership skills. Boys & Girls Clubs of America is committed to excellence and has become one of the nation's most trusted and effective youth development organizations.

The Kansas Alliance of Boys and Girls Clubs is comprised of 12 local organizations, currently operating over 70 sites in 19 communities and military bases in Kansas. In 2022, Kansas Clubs served over 20,000 youth.

Since 1947, Youth of the Year has been Boys and Girls Clubs' premier recognition program, celebrating the extraordinary achievements of Club members. Each year, one exceptional young person from a Boys & Girls Club is selected to be the National Youth of the Year. The National Youth of the Year serves as both an ambassador for Boys & Girls Club youth and as a strong voice for all of our nation's young people. Youth of the Year participants embody the values of leadership, service, academic excellence, and healthy lifestyles.

Candidates emerge through year-round recognition programs in their local Clubs or affiliated Youth Centers on U.S. military installations. They progress through state and regional events, culminating in a weeklong celebration in Washington, D.C., where one is named the National Youth of the Year.

With us today are the candidates for the Kansas Youth of the Year who will compete in regional and national competitions. The candidates are:

Aden Camfield

Aden is 14 years old and is from Manhattan where he attends Manhattan High School and the Boys and Girls of Manhattan. Once Aden finishes at Manhattan High, he plans to attend Kansas State University studying business.

Zion Burgess

Zion is 17 years old and is from Hutchinson where he attends Hutchinson High School and the Boys & Girls Clubs of Hutchinson. He plans to attend the University of Missouri Kansas City. After receiving his undergraduate degree, he plans to continue his education to Dental school to become an orthodontist.

Dakota Dalsing-Short

Dakota is 15 years old and is from Topeka where he attends Topeka West High School and the Boys and Girls Club of Topeka. He has not decided where he plans to attend college but would like to be a lawyer.

Brenden Draney

Brenden is from Wichita and attends the McConnell Air Force Base Youth Program at the Boys & Girls Clubs. He is 17 years old and

attends Andover High School. Brenden plans to attend the University of Kansas where he will study to be a chemical engineer.

Arabella Gipp

Arabella is 16 years old and is from Lawrence where she attends the Boys and Girls Club of Lawrence and goes to Lawrence High School. She plans to attend Stanford University when she finishes high school. At Stanford, she would like to study political science/activism.

Khaai Wilson

Khaai is 16 years old and is from Wichita where he attends Wichita Heights High School and the Boys and Girls Club of South-Central Kansas. He plans to attend Fisk University in Nashville where he intends to study mathematics.

Last night, Khaai Wilson was named Kansas Youth of the Year and Brenden Draney was named military Youth of the Year.

Congratulations! We wish all of you good luck in your future endeavors.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Health and Human Services: **HB 2467**.

Local Government: **HB 2466**.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **H Sub for SB 83**.

Speaker pro tem Carpenter thereupon appointed Reps. K. Williams, Landwehr and Winn as conferees on the part of the House.

Also, on motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 14**.

Speaker pro tem Carpenter thereupon appointed Reps. Sutton, Penn and Neighbor as conferees on the part of the House.

Also, on motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 19**.

Speaker pro tem Carpenter thereupon appointed Reps. Sutton, Penn and Neighbor as conferees on the part of the House.

Also, on motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 26**.

Speaker pro tem Carpenter thereupon appointed Reps. Sutton, Penn and Neighbor as conferees on the part of the House.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Carpenter, W., **HR 6017**, by Reps. Carpenter, Blex, Carmichael, Corbet, Delperdang, Droge, Francis, Hoffman, Houser, Johnson, Kessler, Murphy, Ousley, Owens, Probst, Roth, Schreiber, Seiwert, Smith, Smith and White, as follows, was introduced and adopted:

HOUSE RESOLUTION NO. **HR 6017**—A RESOLUTION commemorating the 50th anniversary of the National Wild Turkey Federation and recognizing its significant contributions to wildlife management, research and habitat conservation.

WHEREAS, The National Wild Turkey Federation, Inc., (NWTF) was incorporated on March 28, 1973, in Fredericksburg, Virginia; and

WHEREAS, Over the course of 50 years, the NWTF, its members and chapters have worked with state, federal and nongovernmental partners to promote the conservation of the wild turkey; and

WHEREAS, The NWTF works on preserving the United States' hunting heritage, participating in one of the greatest conservation success stories in American history — the return of the wild turkey from the brink of extinction; and

WHEREAS, The NWTF has been at the vanguard of reversing declining hunting participation through nationwide investment in hunter recruitment, retention and reactivation efforts; and

WHEREAS, The NWTF partners with states to develop opportunities to engage people from all walks of life in the outdoors tradition; and

WHEREAS, Since 1985, the NWTF has invested more than half a billion dollars to conserve and enhance more than 22 million acres of critical wildlife habitat, forests and grasslands across public and private lands; and

WHEREAS, Since 2012, the NWTF has recruited and reactivated more than 1.5 million hunters; and

WHEREAS, The NWTF has invested more than \$8.5 million in research throughout North America to ensure healthy wild turkey populations into the future; and

WHEREAS, The NWTF is the largest and longest-serving nongovernmental stewardship partner of the USDA Forest Service; and

WHEREAS, The NWTF has conserved habitat on National Forest System Lands for more than 40 years and has heavily engaged in the development and implementation of the USDA's Wildfire Crisis Strategy; and

WHEREAS, Wild turkeys in Kansas were virtually gone from the state by the early 1900s; and

WHEREAS, The NWTF, with the NWTF chapter system in Kansas, has established itself as a national leader by working to restore wild turkeys in Kansas through trapping efforts in the 1960s and the 1970s; and

WHEREAS, Kansas Department of Wildlife & Parks personnel, NWTF staff and NWTF volunteers have released turkeys obtained from other states with more stable populations, which has created robust wild turkey populations across Kansas; and

WHEREAS, Kansas now sustains one of the highest hunter success rates in the country: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we commemorate the 50th anniversary of the National Wild Turkey Federation; and

Be it further resolved: That we salute the organization, its chapters and members from across Kansas and the United States for their tremendous efforts to further state-led wildlife management and the conservation of America's wild turkey; and

Be it further resolved: That we wish the NWTF the best for the future as they continue to deliver their mission by working across land ownership boundaries to increase clean and abundant water, healthy forests, wildlife habitat, resilient communities and robust recreational opportunities; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send an enrolled copy of this resolution to Representative Carpenter.

PERSONAL PRIVILEGE

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

Rep. Carpenter was joined on the floor by fellow sponsors of **HR 6017**.

This resolution recognizes and celebrates the 50th anniversary of the National Wild Turkey Federation and salutes the organization, its chapters, and members from across Kansas and the United States for their tremendous efforts to further scientific, state-led wildlife management and the conservation of America's wild turkey and its habitat.

Over the course of the past 50 years, the National Wild Turkey Federation and millions of members and chapters across the nation have worked with state, federal, and nongovernmental partners to promote wild turkey conservation and the preservation of our hunting heritage.

Since 1985, the National Wild Turkey Federation, its members, and chapters have invested more than half a billion dollars to conserve or enhance more than 22 million acres of critical wildlife habitat, forests, and grasslands across public and private lands.

In addition to being the largest and longest-serving nongovernmental stewardship partner of the USDA Forest Service, the National Wild Turkey Federation state chapters have successfully partnered with the Kansas Department of Wildlife & Parks in its restoration efforts.

The return of the of the wild turkey from the brink of extinction is one of the greatest conservation success stories in American history. Wild turkeys were virtually gone from the state by the early 1900s, but through a series of turkey releases in the 1960's and 70's, there now exists a stable, robust turkey population.

We recognize and celebrate the 50th anniversary of the National Wild Turkey Federation and salute their tremendous efforts to further scientific, state-led wildlife management and the conservation of America's wild turkey and its habitat. We wish the National Wild Turkey Federation, its members, and chapters the best for the future as they continue to work across land-ownership boundaries to increase healthy forests and wildlife habitat, clean and abundant water, and robust outdoor recreational opportunities across the country.

CONSENT CALENDAR

No objection was made to **SB 24** 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 24, AN ACT concerning insurance; relating to coverage for autism spectrum disorder; changing the required number of employees contained in the definitions of "large employer" and "small employer"; amending K.S.A. 40-2,194 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 111; Nays 7; Present but not voting: 0; Absent or not voting: 7.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W.

Carpenter, Carr, Clifford, Collins, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Francis, Gardner, Goddard, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Fairchild, Garber, Houser, Jacobs, Murphy, Rhiley, Seiwert.

Present but not voting: None.

Absent or not voting: Bloom, Concannon, Featherston, Goetz, Poetter Parshall, Poskin, Sawyer.

The bill passed.

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

COMMITTEE OF THE WHOLE

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

Recommended that: Committee report to **HCR 5008** be adopted.

Also, roll call was demanded on motion to recommend **HCR 5008** favorably for passage.

On roll call, the vote was: Yeas 73; Nays 46; Present but not voting: 0; Absent or not voting: 6.

Yeas: Anderson, Barth, Bergkamp, Bergquist, Blew, Blex, Bryce, Buehler, B. Carpenter, W. Carpenter, Clifford, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Garber, Goddard, Goetz, Hawkins, Helgerson, Hill, Hoffman, Hoheisel, Howe, Howell, Howerton, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Mason, Miller, V., Minnix, Moser, Murphy, Neelly, Owens, F. Patton, Penn, Pickert, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Schmoie, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L..

Nays: Alcalá, Amyx, Awerkamp, Ballard, Borjon, Boyd, Butler, Carlin, Carmichael, Carr, Collins, Corbet, Curtis, Gardner, Haskins, Haswood, Highberger, Houglan, Houser, Hoye, Jacobs, Martinez, Maughan, Melton, Meyer, Miller, D., Miller, S., Ohaebosim, Oropeza, Osman, Ousley, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Underhill, Vaughn, Weigel, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Bloom, Concannon, Featherston, Neighbor, Poetter Parshall, Poskin.

The motion prevailed and **HCR 5008** be adopted as amended.

On motion of Rep. Osman to amend **HB 2313**, Rep. Bryce requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not

germane.

Also, roll call was demanded on Rep. Osman's challenge of the ruling of the Rules Chair, the question being "Shall the Rules Chair be sustained?"

On roll call, the vote was: Yeas 82; Nays 35; Present but not voting: 1; Absent or not voting: 7.

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

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Haskins, Haswood, Houglan, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu.

Present but not voting: Highberger.

Absent or not voting: Bloom, Concannon, Featherston, Goetz, Poetter Parshall, Poskin, Robinson.

The Rules Chair was sustained.

Also, roll call was demanded on motion to recommend **HB 2313** favorably for passage.

On roll call, the vote was: Yeas 85; Nays 32; Present but not voting: 0; Absent or not voting: 8.

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

Nays: Alcalá, Amyx, Ballard, Boyd, Carmichael, Curtis, Haskins, Haswood, Highberger, Houglan, Hoye, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Bloom, Carlin, Carr, Concannon, Featherston, Poetter Parshall, Poskin, Robinson.

The motion prevailed and the bill be passed.

REPORTS OF STANDING COMMITTEES

Committee on **Child Welfare and Foster Care** recommends **HB 2361** be passed.

Committee on **Child Welfare and Foster Care** recommends **SB 115** be amended on page 2, in line 15, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

Committee on **Education** recommends **SB 13**, As Amended by Senate Committee, be amended on page 1, in line 22, by striking "video broadcast" and inserting "broadcasts, except that no fee shall be charged for such broadcasts"; and the bill be passed as amended.

Committee on **Energy, Utilities and Telecommunications** recommends **SCR 1603** be amended on page 2, in line 13, after "Fagg" by inserting "and to Representatives Delperdang, Turner and Ohaebosim"; and the resolution be adopted as amended.

Committee on **Health and Human Services** recommends **HB 2439, HB 2452** be passed.

Committee on **Judiciary** recommends **SB 189** be amended on page 3, in line 26, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

Committee on **Welfare Reform** recommends **HB 2179** be amended on page 5, in line 15, after "(10)" by inserting "(A)"; in line 21, by striking "(A)" and inserting "(i)"; following line 27, by inserting:

"(B) (i) The period of ineligibility for child care subsidy based on parents' non-cooperation, as defined in K.S.A. 39-702, and amendments thereto, with child support services shall be as follows, for a:

(a) First penalty, three months and cooperation with child support services prior to regaining eligibility;

(b) second penalty, six months and cooperation with child support services prior to regaining eligibility;

(c) third penalty, one year and cooperation with child support services prior to regaining eligibility; and

(d) fourth penalty, 10 years.

(ii) The secretary, or the secretary's designee, shall review child support compliance of a parent:

(a) Upon application for child care subsidy;

(b) after 12 months of continuous eligibility for child care subsidy; and

(c) following such 12 months of continuous eligibility when the secretary renews or redetermines a parent's eligibility for child care subsidy.";

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

On page 18, in line 30, before "food" by inserting "child care subsidy or"; in line 39, before "food" by inserting "child care subsidy or";

On page 1, in the title, in line 3, after the semicolon by inserting "requiring the secretary to conduct reviews of cooperation;"; and the bill be passed as amended.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Carpenter announced the appointment of Rep. Patton to replace

Rep. Concannon on Appropriations for March 22, 2023.

Also, the appointment of Rep. Blew to replace Rep. Clifford on Committee on Health and Human Services for March 21, 2023.

Also, the appointment of Rep. Laura Williams to replace Rep. Bergkamp on Committee on Health and Human Services for March 21, 2023.

Also, the appointment of Rep. Bergkamp to replace Rep. Laura Williams on Committee on Commerce, Labor and Economic Development for March 21, 2023.

Also, the appointment of Rep. Anderson to replace Rep. Poetter Parshall on Committee on Education for March 21, 2023.

Also, the appointment of Rep. Winn to replace Rep. Featherston on Committee on Education for March 21, 2023.

Also, the appointment of Rep. Woodard to replace Rep. Poskin on Committee on Commerce, Labor and Economic Development for March 21, 2023.

REPORT ON ENROLLED RESOLUTIONS

HR 6015 reported correctly enrolled and properly signed on March 20, 2023.

HR 6013, HR 6016 reported correctly enrolled and properly signed on March 21, 2023.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Wednesday, March 22, 2023.

Journal of the House

FORTY-NINTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, March 22, 2023, 11:00 a.m.

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

The roll was called with 122 members present.

Reps. Concannon and Poetter Parshall were excused on verified illness.

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

Prayer by guest chaplain, Dr. David Manner, State Executive Director, Kansas-Nebraska Convention of Southern Baptists, Topeka and guest of Rep. Butler.

Lord, I pray for these members of the Kansas House of Representatives that you will encourage and enrich them today. Guide them in the unique ways their hearts and minds are willing to hear and surround them with others to hold them accountable.

Lord, in a nation that is often divided, give them the resolve to reach across the aisle when possible, and to strive for unity even in their diversity without compromising their convictions. Help these representatives model for the rest of our nation how it is indeed possible to work together for the good of all.

Lord, help these trusted leaders to honor you, their families, and their constituents by acting justly even when other colleagues might not; by loving mercy not as a sign of weakness but instead divine strength; and by walking in the humility of waking up every morning feeling unqualified to do alone what you have called them to do.

Finally, Lord, may these leaders hear your voice above the multitude of other voices screaming for them or at them. And give them divine wisdom to get it right and grace when they don't. These things we pray in your name, Amen.

The Pledge of Allegiance was led by Rep. Schmoe.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Reps. Dodson and Carlin are spread upon the Journal:

We are here today to recognize the Kansas State University football team as the 2022 Big XII Conference Football Champions and their selection to the Sugar Bowl. This achievement was the result of great coaches and dedicated players committed to hard work, execution, and teamwork. In the tradition of Kansas State University, these coaches and players formed a true family where each cared about the welfare of each other both on and off the field.

These players come from all across the US and come at staggard times in the year. This makes the formation of the closeness of these teammates all the more remarkable.

These great coaches have led them through rigorous training, have made sure their academics kept pace, and have provided emotional strength. This is how a great team is built and what it takes to achieve victory over other very high-quality teams.

This team has represented the values of Kansas State University and the Athletic Department and gained the respect of the other teams and fans across the Conference and the nation.

The people of Kansas are very proud of your accomplishments and of your sportsmanship. The state of Kansas is proud to be represented by our Wildcats.

You have added to the legacy of the great teams of Kansas. The entire membership of the Kansas House extends its pride in your significant achievement. Go Cats.

Rep. Carlin introduced K-State coach, Chris Klieman, and the K-State football players that accompanied him to the statehouse. Rep. Dodson presented them a framed House certificate in honor of their accomplishments.

INTRODUCTION OF GUESTS

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

Thank you, Mr. Speaker. Good morning. It is an honor to present a special recognition to some exemplary Kansas journalists who strive to report objectively and fairly while sharing their talents on behalf of their schools. Each year, the National Scholastic Press Association (NSPA) awards The Pacemaker to the best student publications in the nation. It is the most prestigious award in scholastic journalism and is often referred to as the Pulitzer Prize for high school journalism.

Recently, NSPA celebrated its 100th anniversary and chose to recognize the most awarded publications since the organization was founded. The Pacemaker 100 represents a one-time snapshot of the top 100 publications recognized in this competition over the last 100 years.

Six student publications from the Shawnee Mission School District were recognized in the Pacemaker 100. Three of these publications placed in the top 10 for their yearbooks. NSPA Executive Director Laura Widmer said she believes that the “Shawnee Mission district is the powerhouse of scholastic journalism,” as quoted in the Shawnee Mission Post. Shawnee Mission is the only district in the country to have 3

schools in the top 10. They are the best of the best.

This is exciting. So, let's get right to it. From the Top 10 of The Pacemaker 100:

With a #9 spot, we have the Shawnee Mission East Yearbook, The Hauber. Adviser Dow Tate and student editors Katherine Heitmann, Catherine Gould, and Lyda Cosgrove are here representing East journalism.

#4, Shawnee Mission North Yearbook, The Brickhouse, is represented by Adviser Becky Tate and former student and current Shawnee Mission South Journalism Adviser Tucker Love.

And coming in at #1 is the Shawnee Mission Northwest Yearbook, The Lair. Adviser Susan Massy and student editors Katie Burke and Grace Logan are here with us today, and I would like to make special mention that Susan is retiring this year after 44 years of teaching-42 of those years at Shawnee Mission Northwest. Thank you, Susan, for your dedication to our students. You had a hand in this award-winning reputation, and we are proud of this legacy. We wish you the best in your retirement.

I would also like to welcome Dr. Ryan Flurry, Principal of Career Education Campuses.

Seated in the gallery are Shawnee Mission Northwest Principal Lisa Gruman; Shawnee Mission North Principal David Ewers; Shawnee Mission East Principal Jason Peres; and approximately 30 student journalists from Shawnee Mission Northwest.

Shawnee Mission East and Shawnee Mission Northwest newspapers and other Kansas student-led publications are among those in the Pacemaker 100. I encourage you to check out that esteemed list.

These accomplishments deserve our sincere commendations. Please join me in congratulating these students and educators on their hard work and tremendous achievements.

Rep. Hoyer presented her guests with framed House certificates in honor of their successes.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Reps. Lewis and Underhill are spread upon the Journal:

Reps. Lewis and Underhill were also joined on the floor by Rep. Schreiber.

Today we are recognizing Terin Humphrey, a decorated Olympic athlete. Terin was a member of the 2004 Olympic silver medalist gymnastics team, a member of the 2003 World Championship team, and is an inductee of the Gymnastics Hall of Fame.

Additionally, Terin is a survivor of childhood sexual abuse. In 2020, she came forward, revealing she had been sexually assaulted by Dr. Larry Nasser, the national gymnastics team doctor. During his long tenure as team doctor, Dr. Nasser preyed on hundreds of other young gymnasts, and he is now serving a long prison sentence. In bravely sharing her story, Terin along with other survivors of child sexual abuse, have brought the topic of childhood sexual abuse to public attention, helping people better understand the scope and seriousness of the issue.

Child sex abuse ruins lives and often leads to suicide.

When explaining the problem, Terin challenges people to "Imagine the most terrible, embarrassing thing that has ever happened to you. Would you want to share it? Now

imagine being a child and being expected to come forward when you don't even yet have the capacity to understand what happened and may lack the finances or support base to navigate a confusing justice system.”

Terin is joined today on the House floor by other courageous survivors who have spoken out and found their voice. We honor them as well -- Katie Pratt, Kim Bergman, Lesa Patterson-Kinsey, Joe Charey, Tess Ramirez, Becky Weismann, and Earl McIntosh.

Child sex abuse robs the victims of their childhood, of their agency, of their very humanity. We must do a better job of protecting our children from sexual predators.

Join me in honoring this Olympic athlete and her courage in speaking out. Rep. Lewis presented Terin Humphrey with a framed House certificate in honor of her courage.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Reps. Titus are spread upon the Journal:

Members of the House: Today, I would like to recognize the achievements of the student athletes and coaches at Wamego High School. This past fall, Wamego won state championships in girls golf and boys cross-country and finished as the runner up in football. With me today are the state champion golf and cross-country teams.

First, I would like to recognize the Wamego girls golf team who won their second straight 4-A title by 88 strokes, which set the new state record for margin of victory in class 4-A, just one stroke shy of the state record of 89 strokes. With me today are the following state champions: Kirby McKee, Ashten Pierson, Trista Hoobler, Sara Springer, Addison Douglass, Keauna Meyer, and Coach Kristie Miller.

Also, with me today is the Wamego boys cross country team which earned the school's ninth cross-county state championship this past fall. Wamego defeated the four-time defending champion Buhler by eight points. I would also like to recognize Head Coach Rick Patton, who was named, for the seventh time, coach of the year and has led Wamego to 35 state races over his career. With me today are the following state champions: Brady Stegman, Harrison Cutting, Emery Wolfe, Peyron Parker, Alec Hupe, Jonny Cutting, and Joey Shea.

Please join me in recognizing the outstanding student athletes and coaches of Wamego High School.

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

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2313, AN ACT concerning health and healthcare; creating the born-alive infants protection act; providing legal protections for infants born alive; requiring certain standards of care by healthcare providers for infants who are born alive; providing criminal penalties and civil liability for violations of the act; amending K.S.A. 65-445 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 88; Nays 34; Present but not voting: 0; Absent or not voting: 3.

Yeas: Anderson, Awerkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom,

Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Helgerson, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Minnix, Moser, Murphy, Neelly, Neighbor, Owens, F. Patton, Penn, Pickert, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Younger.

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Highberger, Houglan, Hoyer, Melton, Miller, D., Miller, S., Miller, V., Ohaebosim, Oropeza, Osman, Ousley, Poskin, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingsiepen, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Concannon, Meyer, Poetter Parshall.

The bill passed.

EXPLANATIONS OF VOTE

MR. SPEAKER: The Born-Alive Infants Protection Act of 2002 already requires that care be given to babies born alive at any stage of development for any reason. *This* bill places significant liabilities on abortion providers and hospitals and creates grey area where none existed before. Proponents claim the bill allows mothers to hold their babies as they die, but the bill says babies must be “immediately transported.” This bill takes away a mother’s right to make her own private medical decisions in the most complicated and heartbreaking of cases--a right the overwhelming majority of Kansans voted to protect on August 2. Therefore, I vote NO on **HB 2313**. – LINDSAY VAUGHN, LOUIS RUIZ, JERRY STOGSDILL, PAM CURTIS, STEPHANIE SAWYER CLAYTON, TOM SAWYER, VIC MILLER, VALDENIA WINN, ALLISON HOUGLAND, CHRISTINA HASWOOD, JARROD OUSLEY, DENNIS “BOOG” HIGHBERGER, SILAS MILLER, MELISSA OROPEZA, SYDNEY CARLIN, SUSAN RUIZ, BRAD BOYD, MIKE AMYX, CINDY NEIGHBOR, KIRK HASKINS, DAN OSMAN, FORD CARR, BRANDON WOODWARD

MR. SPEAKER: I do not come to my no vote on **HB 2313** lightly. However, after extensive consultation with friends who have dedicated their professional lives to saving babies in high risk pregnancies, I realize that several scenarios presented in this chamber yesterday are not tightly tied to today's truth. To suggest that medical professionals are failing to aid newly delivered babies is another insult to a profession that has been vilified throughout the pandemic for trying to save lives. I also have serious concerns that physicians delivering any baby early by non-natural means could be charged under this bill. – LINDA FEATHERSTON, JOHN CARMICHAEL

MR. SPEAKER: I vote Yes on **HB 2313** to save babies' lives and not make decisions about the value of life based on how the bill's paid or who is close enough to a hospital – ERIC SMITH

MR. SPEAKER: I vote “Yes” on **HB 2313**, Thomas Jefferson said, “The care of human life and happiness, and not their destruction, is the first and only object of good government.” I simply hate the fact that in the state of Kansas we would allow the barbaric murder and dismemberment of an innocent child in the mother’s womb. It

saddens my heart and burdens my spirit that we allow a baby to be extracted from its mother's womb and die from a botched, brutal abortion. I pray for the day where we would stop killing our own children and ask God for forgiveness and mercy. – TREVOR JACOBS, RANDY GARBER, RON ELLIS, BILL RHILEY, JEFF UNDERHILL, BRETT FAIRCHILD, SCOTT HILL, OWEN DONOHOE, WILLIAM CLIFFORD

MR. SPEAKER: I can only vote Yes on HB 2313. To treat an unborn child that survives an abortion with the same care that any child of the same gestational age would receive is common sense. When the U.S. House and Senate passed it's own version of the Born Alive Infant Protections Act in 2002 it initially passed on a bi-partisan 380-15 vote in the House and by a UNANIMOUS voice vote in the Senate. What has happened to our conscience? It saddens me deeply that partisans from one party now actively fight against even the slightest recognition of the humanity of the unborn. – PAUL WAGGONER

HCR 5008, A CONCURRENT RESOLUTION applying to the Congress of the United States to call a convention of the states for the purpose of proposing amendments to the Constitution of the United States that impose limits on the federal government, was considered on final action.

On roll call, the vote was: Yeas 74; Nays 48; Present but not voting: 0; Absent or not voting: 3.

Yeas: Anderson, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Bryce, Buehler, B. Carpenter, W. Carpenter, Clifford, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Garber, Goddard, Goetz, Hawkins, Helgerson, Hill, Hoffman, Hoheisel, Howe, Howell, Howerton, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Mason, Miller, V., Minnix, Moser, Murphy, Neelly, Owens, F. Patton, Penn, Pickert, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Schmoie, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L..

Nays: Alcalá, Amyx, Awerkamp, Ballard, Borjon, Boyd, Butler, Carlin, Carmichael, Carr, Collins, Corbet, Curtis, Featherston, Gardner, Haskins, Haswood, Highberger, Hougland, Houser, Hoye, Jacobs, Martinez, Maughan, Melton, Miller, D., Miller, S., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Underhill, Vaughn, Weigel, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Concannon, Meyer, Poetter Parshall.

A two-thirds majority of the members elected to the House having not voted in the affirmative, the resolution was not adopted.

EXPLANATIONS OF VOTE

MR. SPEAKER: We vote NO on **HCR 5008**. It is the 2nd call for a Convention of States this session. While we can change the stated purpose, whether to set federal term limits or to impose fiscal restraints on the federal government, we can't change the fact that there is no guarantee that we limit the scope and keep a Convention of States from going off the rails. We are not willing to endanger our constitution in this way. – KEN COLLINS, MARI-LYNN POSKIN, TREVOR JACOBS

MR. SPEAKER: Under the theory of interposition, a state assumes the right to “interpose” itself between the federal government and the people of the state by taking action to prevent the federal government from enforcing laws that the state considers unconstitutional. Without the interposition of individual states to convene a Convention of States to resolve the degradation of Constitutional Law, our nation will continue to become a bureaucratically controlled government that erodes the freedoms of the individual. I vote yes on **HCR 5008** to support the Convention of States—TIM JOHNSON

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

COMMITTEE OF THE WHOLE

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

Recommended that: Committee report recommending a Substitute Bill to **SB 113** be adopted.

Also, on motion of Rep. Poskin to amend **H Sub for SB 113**, Rep. Landwehr requested a ruling on the amendment being in order under the Pay-Go provision pursuant to House Rule 2110. The Rules Chair ruled the amendment out of order.

Also, roll call was demanded on further motion of Rep. Poskin to amend **House Substitute for SB 113**, on page 4, following line 23, by inserting:

"Special education services aid (652-00-1000-0700).....\$592,740,238

Provided, That any unencumbered balance in the special education services aid account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That expenditures shall not be made from the special education services aid account for the provision of instruction for any homebound or hospitalized child unless the categorization of such child as exceptional is conjoined with the categorization of the child within one or more of the other categories of exceptionality: *And provided further*, That expenditures shall be made from this account for grants to school districts in amounts determined pursuant to the provisions of K.S.A. 72-3425, and amendments thereto: *And provided further*, That expenditures shall be made from the amount remaining in this account, after deduction of the expenditures specified in the foregoing provisos, for payments to school districts in amounts determined pursuant to the provisions of K.S.A. 72-3422, and amendments thereto.";

On page 10, by striking all in lines 28 through 43

On roll call, the vote was: Yeas 39; Nays 82; Present but not voting: 0; Absent or not voting: 4.

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

Nays: Anderson, Awerkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild,

Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, Minnix, Moser, Murphy, Neelly, Owens, F. Patton, Penn, Pickert, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Schmoe, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, Williams, K., Williams, L., Younger.

Present but not voting: None.

Absent or not voting: Concannon, Meyer, Poetter Parshall, White.

The motion did not prevail.

Also, roll call was demanded on motion of Rep. Probst to amend **H Sub for SB 113** on page 3, in line 41, after the semicolon by inserting "acquisition of naloxone hydrochloride products for use by approved professionals;"

On roll call, the vote was: Yeas 49; Nays 72; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Ballard, Blew, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Hoheisel, Hougland, Howe, Hoye, Jacobs, Martinez, Melton, Miller, D., Miller, S., Miller, V., Murphy, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Poskin, Probst, Robinson, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Tarwater, Thomas, Vaughn, Weigel, Winn, Woodard, Xu.

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

Present but not voting: None.

Absent or not voting: Concannon, Landwehr, Meyer, Poetter Parshall.

Also, on motion of Rep. Clifford to amend **H Sub for SB 113**, Rep. K. Williams requested a ruling on the amendment being in order under the Pay-Go provision pursuant to House Rule 2110. The Rules Chair ruled the amendment out of order.

And **H Sub for SB 113** bill be passed.

Committee report to **HB 2436** be adopted.

Also, on motion of Rep. Murphy to amend **HB 2436**, Rep. S. Miller requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Also, roll call was demanded on motion of Rep. Xu to amend **HB 2436** As Amended by House Committee, on page 3, in line 22, by striking the first comma and inserting "or"; also in line 22, by striking all after the second comma; in line 23, by striking all before "including"; in line 29, by striking the first comma and inserting "or"; also in line 29, by striking all after the second comma; in line 30, by striking all before "including"; On page 1, in the title, in line 3, by striking all after "state"; in line 4, by striking all before "from".

On roll call, the vote was: Yeas 37; Nays 82; Present but not voting: 1; Absent or not

voting: 5.

Yeas: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Houglan, Hoye, Martinez, Melton, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Weigel, Winn, Woodard, Xu.

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

Present but not voting: Robinson.

Absent or not voting: Concannon, Landwehr, Meyer, Poetter Parshall, Vaughn.

The motion of Rep. Xu to amend **HB 2436** did not prevail and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Commerce, Labor and Economic Development** recommends **SB 114**, As Amended by Senate Committee, be passed.

Committee on **Elections** recommends **HB 2312** be amended on page 3, in line 41, after "committee" by inserting ", as defined by K.S.A. 25-4143(i)(1), and amendments thereto,";

On page 4, in line 30, after "committee" by inserting ", as defined by K.S.A. 25-4143(i)(1), and amendments thereto,";

On page 5, in line 7, by striking all after the first "for"; in line 8, by striking all before the period and inserting "each violation if the person has not previously been found to have violated the campaign finance act, \$10,000 for each violation if the person has previously been found to have violated such act and \$15,000 for each violation if the person has been found to have violated such act on two or more occasions"; in line 14, after "committee" by inserting ", as defined by K.S.A. 25-4143(i)(1), and amendments thereto,"; also in line 14, by striking "the" and inserting "such"; in line 29, after "committee" by inserting ", as defined by K.S.A. 25-4143(i)(1), and amendments thereto,"; in line 30, by striking the second "the" and inserting "such"; in line 32, by striking "the" and inserting "such"; in line 35, after the first "any" by inserting "such"; in line 38, by striking "a" and inserting "any such"; and the bill be passed as amended.

Committee on **Elections** recommends **SB 208** be amended by substituting with a new bill to be designated as "House Substitute for SENATE BILL NO. 208," as follows:

"House Substitute for SENATE BILL NO. 208

By Committee on Elections

"AN ACT concerning campaign finance; relating to the governmental ethics commission; modifying the investigatory and enforcement powers thereof and the schedule of registration fees for political committees; expanding the list of allowable

expenditures from contributions; amending K.S.A. 25-4143, 25-4145, 25-4153a, 25-4157a, 25-4158, 25-4161, 25-4163, 25-4165, 25-4181 and 25-4182 and repealing the existing sections.";

And the substitute bill be passed.

(**H Sub for SB 208** was thereupon introduced and read by title.)

Committee on **Federal and State Affairs** recommends **SB 3** be passed.

Committee on **Federal and State Affairs** recommends **HB 2446** be amended on page 1, in line 26, after "taxes," by inserting "imposes a charge or fee upon,";

On page 2, in line 1, by striking "within" and inserting "on property owned or maintained by"; and the bill be passed as amended.

Committee on **Water** recommends **SB 205**, As Amended by Senate Committee, be amended on page 1, in line 18, after "82a-736" by inserting "and 82a-764"; by striking all in line 36;

On page 2, by striking all in lines 1 through 16;

On page 6, in line 24, by striking "K.S.A. 82a-764"; also in line 24, by striking "and"; also in line 24, by striking "are" and inserting "is";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, by striking "K.S.A. 82a-764 and"; in line 4, by striking "sections" and inserting "section"; and the bill be passed as amended.

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 2468, AN ACT concerning state of disaster emergencies; requiring the adjutant general to appoint an incident commander for weather-related disasters; establishing coordinating duties of the division of emergency management; establishing the disaster contingency fund for use by the state finance council to match federal grants and funds to respond to such weather-related disaster; amending K.S.A. 48-928 and K.S.A. 2022 Supp. 48-924 and repealing the existing sections, by Committee on Appropriations.

HB 2469, AN ACT concerning a vacancy in the office of governor; changing the order of succession of such office; amending K.S.A. 75-125 and repealing the existing section, by Committee on Federal and State Affairs.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

HOUSE RESOLUTION No. **HR 6018**—

By Representatives Howe, Barth, Bergkamp, Bergquist, Blex, Bloom, Bryce, Clifford, Delpdang, Dodson, M., Droge, Ellis, Garber, Goddard, Goetz, Hill, Hoffman, Hoheisel, Howell, Howerton, Humphries, Jacobs, T. Johnson, Mason, Moser, Murphy, Pickert, Proctor, Rahjes, Rhiley, Sanders, Schmoie, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Underhill and Waggoner

A RESOLUTION reaffirming the State of Kansas' commitment to internal combustion engine vehicles.

WHEREAS, On September 23, 2022, the Governor of California issued an executive

order banning the sale of internal combustion engine-powered vehicles by 2035; and

WHEREAS, When a state government forcibly transitions the state's automotive fleet from internal combustion engine-powered vehicles to zero-emission vehicles, the government infringes on free market economics; and

WHEREAS, A state ban on internal combustion engine-powered vehicles does not allow citizens the opportunity to sensibly choose the vehicles they wish to purchase; and

WHEREAS, In November 2022, the CEO of Ford Motor Company stated that manufacturing electric vehicles requires approximately 40% less labor than internal combustion engine-powered vehicles; and

WHEREAS, The automotive sector employs 59,000 Kansans, which contributes over \$3.6 billion in labor income to Kansas' economy; and

WHEREAS, If Kansas adopts a zero-emission vehicle mandate — like California's — tens of thousands of hardworking Kansans would lose their jobs; and

WHEREAS, An overwhelming majority of automobiles sold in Kansas are equipped with internal combustion engines; and

WHEREAS, As of 2022, less than 1% of Kansas' 2.8 million cars and trucks on the road are zero-emission vehicles; and

WHEREAS, Zero-emission vehicles are unaffordable for most of Kansas residents; and

WHEREAS, The average cost of a new electric vehicle is over \$66,000, but the median household income in Kansas was only \$61,091 in 2020; and

WHEREAS, Kansas lacks the critical infrastructure necessary to accommodate electric vehicles, because Kansas gas stations outnumber electric vehicle charging stations by a 10 to 1 ratio; and

Be it resolved by the House of Representatives of the State of Kansas: That we reaffirm the State of Kansas' commitment to internal combustion engine vehicles; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send an enrolled copy of this resolution to Representative Howe.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Carpenter announced the appointment of Rep. Patton to replace Rep. Butler on Committee on Corrections and Juvenile Justice for March 23, 2023.

Also, the appointment of Rep. Butler to replace Rep. Patton on Committee on Commerce, Labor and Economic Development for March 23, 2023.

Also, the appointment of Rep. Hougland to replace Rep. Alcalá on Committee on Taxation for March 22, 2023.

Also, the appointment of Rep. Hoyer to replace Rep. Vaughn on Committee on Judiciary for March 22, 2023.

REPORT ON ENGROSSED RESOLUTIONS

HCR 5008 reported correctly engrossed March 21, 2023.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Thursday, March 23, 2023.

Journal of the House

FIFTIETH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, March 23, 2023, 11:00 a.m.

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

The roll was called with 123 members present.

Rep. Poetter Parshall was excused on verified illness.

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

Excused later: Rep. C. Smith.

Prayer by Dr. L.D. Holmes, Pastor, Wanamaker Woods Church of the Nazarene, Topeka:

Dear Father, We come before you today with a spirit of purpose and steadfastness. We thank you for these leaders you have placed in positions of authority and responsibility. Their task is difficult at times. We ask that You grant them the wisdom and strength to navigate through these times of debate and decision making.

We pray for their ability to work together, to find common ground, and to put the needs of the people they serve above their personal interests. Help them to listen to one another with open hearts and minds, and to approach each issue with respect and understanding.

Grant then the courage to make difficult decisions, even when those decisions may be unpopular. Help them to remain steadfast in their commitment to justice, fairness and the common good.

We also pray for their health and well being. For those separated from their families and loved ones because of their assignment, we would ask You to come alongside them and reminded them they are loved and appreciated for their sacrifice.

The burdens these representatives carry can at times be heavy, and we ask that You give them the strength to carry on, as well as to find moments of rest and rejuvenation.

We would be remiss in not lifting our Chaplain Eunice Brubaker to You and ask for Your presence to be very near

her as she fights this cancer which is attacking her body. May Your strength and healing power pour into her body and spirit.

Finally we ask that You remind these gathered here of the importance of their work and the impact they have on the lives of so many. May they be inspired by their sense of duty and service, and may their efforts be blessed with success.

We offer these prayers in the mighty name of the One who loves and cares and gave His life for each of us. Amen

The Pledge of Allegiance was led by Rep. Vic Miller.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Reps. Dodson and Carlin are spread upon the Journal:

We are here today to recognize the Manhattan Football team's championship season, culminating in being crowned Kansas State Champions for Division 6A. The team had 13 wins and no losses, with 8 regular season wins and a challenging 5 game playoff run.

One of the most important lessons we learn is the value to teamwork. This is usually well recognized in sports but is equally true in most competitive environments in life. I know teamwork is critical in the military. Each team member must rely on the actions of another and the really great teams have developed an innate sense of how each team member will react.

These teammates that have come together to form this team have known each other for a long time, have competed together and have been together both on and off the field.

These coaches have led them through rigorous training and have provided emotional strengths. Their parents and supporters have given them strength. This is how a great team is built and what it takes to achieve victory over other very high-quality teams.

The people of Kansas are very proud of your accomplishments and of your sportsmanship. You have established a lasting legacy for yourselves, your school and your community. The entire membership of the Kansas House extends its pride in your significant achievement.

The players and coaches who joined Reps. Carlin and Dodson on the floor were recognized and presented with a framed House certificate in honor of their great accomplishments.

INTRODUCTION OF GUESTS

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

Rep. Essex was joined on the floor by fellow Representatives from the Olathe delegation.

Today we are joined by 4 remarkable leaders in our Olathe Chamber of Commerce.

- Tim McKee, CEO
- Oscar Healy, Board Chair
- Susie Carson, Vice President, Membership and Investments
- Jim Bradford, Director of Communications

We are excited to celebrate with you today. The Olathe Chamber was incorporated on March 23, 1923 with just 132 members that year. Olathe and the Chamber have grown a lot since then. Now we're a town of more than 151,000 people with the Chamber now at more than 1,200 members. Today we celebrate their 100th anniversary!

The Olathe Chamber of Commerce has a 5 star accreditation from the U.S. Chamber. They are the largest Chamber in Johnson County and the 2nd largest in the KC area. Smart Asset ranked Olathe as one of the safest and most livable mid-sized cities in the U.S. Military Times ranked Olathe among the top places for veterans to live. USA Today ranked Olathe as one of the 50 best cities to live in. The Olathe Chamber of Commerce is the connector, the advocate, and the voice that makes Olathe an award winning city. It is evident as you see businesses booming, the housing market soaring and the skyline of our downtown rapidly changing.

Over the last 4 years, The Olathe Chamber's Economic Development Council has:

- Helped bring in and retain nearly 6000 jobs,
- Created more than 3.7 million square feet of new or existing space,
- Brought in a total investment of more than \$630 million dollars

Olathe is setting economic development records and the best is yet to come.

This is one of the many reasons why we are #Olatheproud. Thank you to the Olathe Chamber for leading the way.

Please join the Olathe delegation in congratulating the Olathe Chamber of Commerce on their 100th Anniversary.

Rep. Essex presented her guests with a framed House certificate in honor of their anniversary celebration.

INTRODUCTION OF GUESTS

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

Colleagues: As we close out “Music in our Schools” month, it is an honor to have the group behind me here, as they hold a special place in my heart, and the hearts of many others all over Kansas, and all over the country.

Since 1993, the Olathe Youth Symphony has bloomed into what few could even imagine. What started as a few brilliant minds and a wild idea while sitting around in dear Mrs. Peter’s living room, has now turned into an amazing program, allowing hundreds of students, from all walks of life, all over the Olathe School District, to have a chance to do something more with their talents.

Hard work and dedication of the directors with us here today, and the willingness to give up their own time to ensure every kid has a chance to play music in all capacities,

is more than just admirable. I would use the terms heroic, and inspirational.

I cherished every rehearsal, every concert, every moment of my time in the Symphony, just as many others did, and currently do.

Today, along with many of the past and current OYSA members, who are watching this live, or sitting in the gallery with us, you deserve to be honored for your service to our schools and to our students. You have changed lives, you have made lasting impacts on so many and the state of Kansas honors you and congratulates you, as we celebrate this, the 30th anniversary of the Olathe Youth Symphony Association. Directors, please raise your hand or wave as I call your name.

Rachele Jones Danny Kaul Randy Detrick

Today also marks another 30 year milestone...the first time I picked up a Viola at Heritage Elementary, and began playing music under the direction of Mr. Ferguson.

Starting in a tiny little room in the lower level of the school, with about 7 of us, we watched as the program grew year after year because of his dedication. Not long after that year, a bigger room was needed to house the number of students getting involved in the Orchestra.

He was more than just an orchestra director to students like myself, and many others. We did not see it back then, however, we have grown to realize it now.

In 8th grade, I was auditioning for a National Junior High Honor Choir, and practiced after school to get ready. Mr. Ferguson came into the room, listened, offered his take, and at the time, I wasn't sure why. Now I know. That was him showing his care as he did for many years, for thousands of other students. He cared for us to be successful, not only in Orchestra, in life, whatever direction we decided to go.

He took us to state competitions, on a trip to Dallas, always selflessly working to make sure we kept music alive in our hearts. I could tell so many more stories about this man if we had the time.

This year, as he heads towards retirement, realizing his amazing contributions to our schools, and more importantly to the lives of so many students, we wanted to simply say thank you. As we stand here, there are hundreds watching the live stream as we celebrate your life and how you have touched so many with your gifts. There are also folks who made the trip today to come honor you in person, and celebrate your achievements. At this time, I would invite anyone sitting in the gallery, who played music under the direction of Mr. Ferguson, to stand.

Mr. Ferguson, take in this moment, and realize while yes, students like me will take credit for some of the grey hairs, the stress, the increased blood pressure, after all you did put up with me for 8 long years. No one deserves more credit than you for providing many of us a lifetime of loving music, and the desire to make you proud.

We love you, and wish you the best in retirement. Thank you.

Rep. Thomas presented framed House certificates to the directors of the OYO and Mr. Ferguson in honor of their contribution to Olathe and the Olathe Youth Symphony.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and resolution were referred to committees as indicated:

Appropriations: **HB 2468**.

Federal and State Affairs: **HB 2469**.

Transportation: **HR 6018**.

MESSAGES FROM THE SENATE

Announcing passage of **HB 2197, HB 2262, HB 2332**

Announcing passage of **HB 2015**, as amended; **HB 2020**, as amended; **HB 2065**, as amended; **HB 2089**, as amended; **HB 2090**, as amended.

The Senate nonconcurrs in House amendments to **H Sub for SB 229**, requests a conference and has appointed Senators Billinger, Claeys and Pettey as conferees on the part of the Senate.

Also, announcing passage of **Sub SB 155**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 155.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **H Sub for SB 229**.

Speaker pro tem Carpenter thereupon appointed Reps. Wasinger, B. Carpenter and Stogsdill as conferees on the part of the House.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Ohaebosim, **HR 6019**, as follows, was introduced and adopted:

HOUSE RESOLUTION NO. **HR 6019**—A RESOLUTION recognizing Storytime Village, Inc., for its literacy programs.

By Representative Ohaebosim

A RESOLUTION recognizing Storytime Village, Inc., for its work in giving young Kansas children the opportunity for a better future through its literacy programs.

WHEREAS, According to the Annie E. Casey Foundation, children who are proficient in reading by the end of third grade are more likely to graduate from high school and be economically successful in adulthood; and

WHEREAS, A 2022 study conducted by the Annie E. Casey Kids Count Data Center revealed that 64% of White, 83% of Hispanic and 85% of Black fourth graders in Kansas scored below the "proficient" reading level; and

WHEREAS, Many underserved populations in Kansas are lacking the quality literacy skills essential for future success in school and life; and

WHEREAS, Storytime Village, Inc., under the leadership of founder and CEO Prisca Barnes, has been working since 2009 to help Kansas children, beginning at birth

through age eight, thrive through partnerships that provide early childhood development, family engagement involving reading, access to books, advocacy and awareness; and

WHEREAS, With the support of parents and the help of many dedicated volunteers, Storytime Village, Inc., inspires children to read, regardless of their socio-economic background, race or gender, by providing them free books and literacy resources; and

WHEREAS, In 2016, Storytime Village, Inc., launched their Literacy Champions program, a high school leadership program that empowers and inspires students to volunteer and gain leadership skills as they impact the literacy issue in their communities; and

WHEREAS, March 23, 2023, is designated as the 6th Annual Literacy Day at the Capitol, which will address the literacy achievement gap in Kansas by focusing on early literacy and mobilizing high school students to raise their voices through meetings with legislators, panel discussions and an advocacy workshop, with the theme: "Right from the Start: Helping our Youngest Thrive through Literacy": Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we recognize Storytime Village, Inc., for its work in giving young Kansas children the opportunity for a better future through its literacy programs; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send enrolled copies of this resolution to Prisca Barnes and Representative Ohaebosim.

INTRODUCTION OF GUESTS

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

Rep. Ohaebosim was joined by fellow **HR 6019** sponsors to recognize his guests.

This year marks Storytime Village's 6th annual Literacy Day at the Capitol. The event is sponsored by Healthy Blue of Kansas. Joining Prisca Barnes- Founder and CEO of Storytime Village for this impactful day are:

Storytime Village team members:

Alexus Scott, Tasha Hayes, and Chartell Grissom

Mario Caleb Barnes, Future Ready Advocate, at USD 259

And Storytime Village Literacy Champions:

De'Lana Reed-Moore, Camren Davis, and Chaney Peeples

The theme for Literacy Day at the Capitol is "Right from the Start: Helping Our Youngest Thrive through Literacy" and will address the early literacy achievement gap in the state of Kansas by mobilizing high school students to raise their voices and bring awareness to the critical issue. The day will feature literacy discussions, workshops and the opportunity to network and discuss these important issues with state leaders.

The mission of Storytime Village, Inc., with the support of parents and the community, is to inspire a lifelong love of reading for underserved Kansas children from birth to age eight.

Since its beginning in 2009, Storytime Village has worked to help the youngest in our communities thrive through partnerships that provide early childhood development, family engagement around reading and access to books.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

H Sub for SB 113, AN ACT concerning education; making and concerning appropriations for the fiscal years ending June 30, 2023, June 30, 2024, and June 30, 2025, for the state department of education; establishing the mental health intervention team program in state statute; providing incentives for coordination between school districts and community mental health centers; creating the mental health intervention team program fund in each school district; authorizing certain students to participate in activities that are regulated by the Kansas state high school activities association; authorizing certain nonpublic school students who enroll part-time in a school district to participate in nonpublic school activities; requiring each school district to post certain enrollment and academic information on the school district's website; authorizing any student with a parent or guardian employed by a school district to enroll in and attend such school district without entering the school district's open-seat lottery process; requiring consideration of homelessness when determining enrollment status of a student under school district open-enrollment procedures; authorizing members of school district boards of education to receive compensation from the school district for work and duties performed; authorizing the use of current-year student enrollment to determine state foundation aid under the Kansas school equity and enhancement act; continuing the 20 mill statewide levy for schools; increasing the number of school districts that qualify to finance a cost-of-living weighting and increasing the maximum amount of such weighting; amending K.S.A. 72-1137, 72-3123, as amended by section 16 of chapter 94 of the 2022 Session Laws of Kansas, and 72-5159 and K.S.A. 2022 Supp. 72-3126, 72-5132, 72-5142 and 72-5462 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 75; Nays 48; Present but not voting: 0; Absent or not voting: 2.

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

Nays: Alcalá, Amyx, Awerkamp, Ballard, Bloom, Borjon, Boyd, Carlin, Carmichael, Carr, Concannon, Curtis, Fairchild, Featherston, Haskins, Haswood, Helgerson, Highberger, Hougland, Houser, Hoye, Jacobs, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Underhill, Weigel, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Vaughn.

The substitute bill passed.

EXPLANATION OF VOTE

MR. SPEAKER: I vote no on **H Sub for SB 113**. This bill increases spending by

somewhere around 600 million over a two-year period, and it increases spending beyond what's required by the Gannon decision by somewhere around 30 million dollars. I don't believe this level of spending is going to be sustainable over the long run. Additionally, I disagree with the provision in the bill that authorizes school districts to pay school board members, and I don't believe that it's necessary to require school districts to post curriculum online. – BRETT FAIRCHILD, TREVOR JACOBS

HB 2436, AN ACT concerning environmental, social and governance criteria involving public contracts and investments; enacting the Kansas public investments and contracts protection act; prohibiting the state or a political subdivision from giving preferential treatment to or discriminating against companies based on environmental, social and governance criteria in procuring or letting contracts; requiring fiduciaries of the Kansas public employees retirement system to act solely in the financial interest of participants and beneficiaries of the system; restricting state agencies from adopting environmental, social and governance criteria or requiring any person or business to operate in accordance with such criteria; providing for enforcement of such act by the attorney general; indemnifying the Kansas public employees retirement system with respect to actions taken in compliance with such act; amending K.S.A. 2022 Supp. 74-4921 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 85; Nays 38; Present but not voting: 0; Absent or not voting: 2.

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

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Houglund, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Weigel, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Vaughn.

The bill passed, as amended.

EXPLANATION OF VOTE

MR. SPEAKER: I vote yes on **HB 2436** only to move forward in working to secure the rights of Kansas Citizens and businesses from the dangers of ESG restrictions on the free market, its boycotting of our industries and agriculture. I call for a resolution directing the legislature to continue to seek for solutions to protect the rights of Kansans today and for future generations – MICHAEL MURPHY, RANDY GARBER, WILL CARPENTER, LES MASON, SUSAN HUMPHRIES, SCOTT HILL, SEAN TARWATER, KRISTEY WILLIAMS, TORY MARIE BLEW, TREVOR JACOBS, BILL SUTTON, LISA M. MOSER, DAVID YOUNGER, BILL RHILEY, REBECCA

SCHMOE, LEAH HOWELL, SANDY PICKERT, WEBSTER ROTH, DUANE DROGE, LEWIS BLOOM, KYLE HOFFMAN, ERIC SMITH, CARL TURNER, JOE SEIWERT, KEN CORBET, RON ELLIS, MICHAEL HOUSER, BOB LEWIS, NATE BUTLER, DAVID BUEHLER, CLARK SANDERS, PAUL WAGGONER, JEFF UNDERHILL, MIKE DODSON, DOUG BLEX, RON BRYCE, CARRIE BARTH, BILL CLIFFORD, BARB WASINGER, PATRICK PENN, EMIL BERGQUIST, OWEN DONOHOE, LANCE NEELLY, JOHN RESMAN, STEVEN HOWE, CINDY HOWERTON

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

COMMITTEE OF THE WHOLE

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

Recommended that committee report recommending a substitute bill to **H Sub for SB 208** be adopted; and the substitute bill be passed.

Committee report to **SB 15** be adopted; and the bill be passed as amended.

Committee report to **SB 18** be adopted; and the bill be passed as amended.

Committee report to **SB 28** be adopted; and the bill be passed as amended.

Committee report to **SB 106** be adopted; and the bill be passed as amended.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Croft pursuant to House Rule 2311, **SB 15, SB 18, SB 28, SB 106** and **SB 208** were advanced to Final Action on Bills and Concurrent Resolutions.

H Sub for SB 208, AN ACT concerning campaign finance; relating to the governmental ethics commission; modifying the investigatory and enforcement powers thereof and the schedule of registration fees for political committees; expanding the list of allowable expenditures from contributions; amending K.S.A. 25-4143, 25-4145, 25-4153a, 25-4157a, 25-4158, 25-4161, 25-4163, 25-4165, 25-4181 and 25-4182 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 119; Nays 3; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Owens, F. Patton, Penn, Pickert, Poskin, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Carmichael, Ousley, Probst.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Smith, C., Vaughn.

The substitute bill passed.

SB 15, AN ACT concerning insurance; relating to penalties; failure of agents or brokers to pay premiums; removing the requirement of a documented written demand for premiums as part of a prima facie case; amending K.S.A. 40-247 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 104; Nays 18; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, Carlin, B. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Hill, Hoffman, Hoheisel, Houser, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turner, Underhill, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Younger.

Nays: Carmichael, W. Carpenter, Carr, Curtis, Delperdang, Highberger, Houglan, Howe, Jacobs, Oropeza, Osman, Ousley, Owens, Ruiz, S., Stogsdill, Turk, Waggoner, Xu.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Smith, C., Vaughn.

The bill passed, as amended.

SB 18, AN ACT concerning insurance; relating to insurance laws and enforcement thereof; adding certain legal entities to the definition of "person"; amending K.S.A. 40-2,125 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 104; Nays 18; Present but not voting: 0; Absent or not voting: 3.

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Younger.

Nays: Alcalá, Boyd, Carlin, Carmichael, Carr, Curtis, Highberger, Houglan, Jacobs, Melton, Meyer, Oropeza, Osman, Ousley, Ruiz, L., Ruiz, S., Stogsdill, Xu.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Smith, C., Vaughn.

The bill passed, as amended.

SB 28, AN ACT concerning insurance; relating to certain group-funded insurance pools; discontinuing payments paid to the group-funded pools fee fund and the group-funded workers' compensation fee fund; transferring such balances and abolishing such funds; establishing the group-funded pools refund fund; refunding the balance thereof and abolishing such fund on July 1, 2024; amending K.S.A. 44-588 and repealing the existing section; also repealing K.S.A. 12-2623 and 44-587, was considered on final action.

On roll call, the vote was: Yeas 106; Nays 16; Present but not voting: 0; Absent or not voting: 3.

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Younger.

Nays: Alcalá, Boyd, Carlin, Carmichael, Carr, Curtis, Highberger, Houglund, Jacobs, Melton, Oropeza, Osman, Ousley, Ruiz, S., Stogsdill, Xu.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Smith, C., Vaughn.

The bill passed, as amended.

SB 106, AN ACT concerning motor vehicles; relating to the uniform act regulating traffic on highways; creating the crime of knowingly or intentionally manufacturing, importing, distributing, selling, offering for sale, installing or reinstalling counterfeit supplemental restraint system components and nonfunctional airbags and providing for criminal penalties for violation thereof; expanding permitted lighting equipment on vehicles to include all ground effect lighting; amending K.S.A. 8-1723 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 99; Nays 23; Present but not voting: 0; Absent or not voting: 3.

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carmichael, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Mason, Miller, D., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Osman, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Sanders, Schmoe, Schreiber, Seiwert, Smith, A.,

Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Xu, Younger.

Nays: Alcalá, Carlin, Carr, Curtis, Featherston, Houglan, Martinez, Maughan, Melton, Meyer, Miller, S., Ohaebosim, Oropeza, Ousley, Rhiley, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Winn, Woodard.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Smith, C., Vaughn.

The bill passed, as amended.

EXPLANATION OF VOTE

MR. SPEAKER: I vote Yes on **Senate Bill 106**. This bill is an example of bundling of two ideas into one bill. I vote Yes solely because it is important we ban counterfeit airbags, lives are at stake. I fear, however, the second idea is one subject to discriminatory law enforcement. Whether under vehicle lights are red or pink or orange is a subjective decision which may be based more on the color of the driver's skin than the color of the lights themselves. I therefore vote Yes on **Senate Bill 106** – JOHN CARMICHAEL

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture and Natural Resources** recommends **SB 120** be passed.

Committee on **Appropriations** recommends **HB 2449** be passed.

Committee on **Energy, Utilities and Telecommunications** recommends **SB 49**, As Amended by Senate Committee of the Whole, be passed.

Committee on **Health and Human Services** recommends **SB 96** be amended by substituting with a new bill to be designated as "House Substitute for SENATE BILL NO. 96," as follows:

"House Substitute for SENATE BILL NO. 96

By Committee on Health and Human Services

"AN ACT concerning the department of health and environment; relating to licensure of child care facilities, day care homes and child care centers; establishing license capacity and staff-to-child ratios; reducing license fees and training requirements; creating a process for day care facility licensees to apply for a temporary waiver of certain statutory requirements; authorizing the secretary of health and environment to develop and operate pilot programs to increase child care facility availability and capacity; amending K.S.A. 65-503, 65-505 and 65-508 and K.S.A. 2022 Supp. 48-3406 and repealing the existing sections.";

And the substitute bill be passed.

(**H Sub for SB 96** was thereupon introduced and read by title.)

Committee on **Financial Institutions and Pensions** recommends **SB 34** be amended on page 1, in line 7, by striking all after "city"; by striking all in line 8; in line 9, by striking "thereto,"; also in line 9, by striking "rural" and inserting "urban"; in line 10, after "Such" by inserting "urban housing incentive districts designated by such"; in line 12, after "thereto" by inserting ", except as specifically provided in this section"; in line 13, by striking "a rural" and inserting "an urban"; in line 28, by striking "a rural" and

inserting "an urban"; in line 33, by striking all after "be"; in line 34, by striking all before "housing" and inserting "known and may be cited as the Kansas urban"; following line 34, by inserting:

"(e) For purposes of this section, "city" means any city incorporated in accordance with Kansas law with a population of 60,000 or more, as certified to the secretary of state by the director of the budget on the previous July 1 in accordance with K.S.A. 11-201, and amendments thereto, except the city of Topeka.";

On page 2, in line 1, by striking "and section 1, and amendments thereto,"; by striking all in lines 3 through 43;

On page 3, by striking all in lines 1 through 12;

On page 4, following line 17, by inserting:

"Sec. 4. K.S.A. 2022 Supp. 79-32,313 is hereby amended to read as follows: 79-32,313. (a) (1) For tax year 2022 and all tax years thereafter, a credit against the income tax liability imposed pursuant to the Kansas income tax act, the privilege tax liability imposed upon any national banking association, state bank, trust company or savings and loan association pursuant to article 11 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, or the premium tax liability imposed upon an insurance company pursuant to K.S.A. 40-252, and amendments thereto, shall be allowed to:

(A) A qualified investor for a cash investment in a qualified housing project that has been approved and issued a tax credit by the director. The tax credit may be claimed in its entirety in the taxable year the cash investment is made; and

(B) a project builder or developer of a qualified housing project that has been approved and issued a tax credit by the director.

(2) To claim such tax credit, the qualified investor ~~or~~, project builder or developer or transferee shall provide all information or documentation in the form and manner required by the secretary of revenue. If the amount of the credit exceeds the taxpayer's tax liability in any one taxable year, the remaining portion of the credit may be carried forward in the succeeding taxable years until the total amount of the credit is used, except that no credit may be claimed after four taxable years next succeeding the taxable year that such credit was issued, and any remaining credit shall be forfeited. Any portion of the credit that is carried forward may be transferred pursuant to subsection (d) and claimed by the transferee in the same manner as the transferor.

(b) (1) Tax credits may be issued by the director for a qualified housing project as follows:

(A) For qualified housing projects located in a county with a population of not more than 8,000, in an amount not to exceed \$35,000 per residential unit;

(B) for qualified housing projects located in a county with a population of more than 8,000 but not more than 25,000, in an amount not to exceed \$32,000 per residential unit; and

(C) for all other qualified housing projects, in an amount not to exceed \$30,000.

(2) A qualified housing project shall be limited to a total of 40 such residential units per year for both single-family and multi-family dwellings.

(3) Tax credits may be issued to a qualified investor in the amount of a cash investment of up to the total amount that may be issued by the director under this subsection for the qualified housing project, or as provided in the agreement required by K.S.A. 2022 Supp. 79-32,312, and amendments thereto. Project builders or developers

may apply to the director each year for tax credits for additional units or phases of a project. Qualified investors may be issued tax credits for cash investments in multiple qualified housing projects. Project builders or developers may apply and be approved for multiple qualified housing projects in the same tax year.

(4) The aggregate amount of tax credits that may be issued under this section shall not exceed \$13,000,000 each tax year, except that if the director issues an aggregate amount of tax credits in one tax year that is less than \$13,000,000, then the director may carry forward the difference and issue such amount of tax credits in the immediately succeeding tax year in addition to the statutory amount that may be issued under this section. Of the aggregate amount of tax credits issued in one tax year, the director shall allocate:

(A) Not less than \$2,500,000 in tax credits for qualified housing projects located in counties with a population of not more than 8,000;

(B) not less than \$2,500,000 in tax credits for qualified housing projects located in counties with a population of more than 8,000 but not more than 25,000; and

(C) up to \$8,000,000 in tax credits for qualified housing projects located in counties with a population of more than 25,000 but not more than 75,000.

(c) A cash investment in a qualified housing project shall be deemed to have been made on the date of acquisition of the qualified security, as such date is determined by the director.

(d) Any qualified investor ~~without a current tax liability at the time of the investment in a qualified housing project that does not reasonably believe such investor will owe any such tax for the current taxable year and~~ who receives a tax credit pursuant to this section shall be deemed to acquire an interest in the nature of a transferable credit limited to the amount of the credit issued to the qualified investor by the director. ~~This interest. All or a portion of such credit may be transferred by the qualified investor or any subsequent transferee to any person one or more persons whether or not such person transferee is then a qualified investor and be claimed by the transferee as a credit against the transferee's Kansas tax liability in the same manner as the transferor beginning in the year the credit is transferred. The credit may be carried forward as permitted by subsection (a). There shall be no limit on the number of times a credit or any portion thereof can be transferred.~~ No person shall be entitled to a refund for any interest on such tax credit that may be created under this section. ~~Only the full amount of the tax credit for any one qualified housing project investment may be transferred and may only be transferred one time.~~ A credit acquired by transfer shall be subject to the limitations prescribed in this section. Any such transferee succeeds to all remaining rights and restrictions of the transferor with respect to the credit being transferred on the date of such transfer. Documentation of any credit acquired by transfer shall be provided by the taxpayer claiming such credit in the manner required by the secretary of revenue. The qualified investor or subsequent transferee transferring such credit shall provide the director and the secretary of revenue with the name, address and taxpayer identification number of each person to whom ~~tax~~ credits have been transferred and such other information as may be required by the director or the secretary of revenue. The provisions of this subsection shall apply to credits issued for tax year 2022 and all tax years thereafter.

(e) The secretary of revenue may adopt rules and regulations as necessary to implement and administer the provisions of this act.

(f) For purposes of calculating any tax due under K.S.A. 40-253, and amendments thereto, the credit allowed by this section shall be treated as a tax paid under K.S.A. 40-252, and amendments thereto.”;

Also on page 4, in line 18, by striking “, 12-5242”; also in line 18, after “12-5249” by inserting “and K.S.A. 2022 Supp. 79-32,313”; in line 20, by striking “statute book” and inserting “Kansas register”;

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after the semicolon; in line 2, by striking all before “expanding”; also in line 2, by striking all after “the”; in line 3, by striking all before “use”; also in line 3, after “proceeds” by inserting “under the Kansas rural housing incentive district act; transferability of income, privilege and premium tax credits issued under the Kansas housing investor tax credit act; enacting the Kansas urban housing incentive district act”; also in line 3, by striking the comma; in line 4, by striking “12-5242”; also in line 4, after the second “and” by inserting “K.S.A. 2022 Supp. 79-32,313 and”; and the bill be passed as amended.

Committee on **Judiciary** recommends **SB 75**, As Amended by Senate Committee, be amended on page 1, in line 21, after “filed” by inserting “on or after July 1, 2023,”; and the bill be passed as amended.

Committee on **Taxation** recommends **SB 8**, As Amended by Senate Committee, be amended on page 1, in line 20, by striking “On and after January 1, 2024, after” and inserting “If”;

On page 5, following line 13, by inserting:

“Sec. 5. K.S.A. 79-32,107 is hereby amended to read as follows: 79-32,107. (a) All penalties and interest prescribed by K.S.A. 79-3228, and amendments thereto, for noncompliance with the income tax laws of Kansas shall be applicable for noncompliance with the provisions of the Kansas withholding and declaration of estimated tax act relating to withholding tax which shall be enforced in the same manner as the Kansas income tax act. A penalty at the same rate per annum prescribed by ~~subsection (b)~~ of K.S.A. 79-2968(b), and amendments thereto, for interest upon delinquent or unpaid taxes shall be applied and added to a taxpayer's amount of underpayment of estimated tax due from the date the estimated tax payment was due until the same is paid or until the 15th day of the fourth month following the close of the taxable year for which such estimated tax is a credit, whichever date is earlier, but such penalty shall not be added if the total amount thereof does not exceed \$1. For purposes of this subsection, the amount of underpayment of estimated tax shall be the excess of the amount of the installment which would be required to be paid if the estimated tax were equal to 90% of the tax shown on the return for the taxable year or, if no return was filed, 90% of the tax for such year, over the amount, if any, of the installment paid on or before the last date prescribed for payment. Amounts due from any employer on account of withholding or from any taxpayer for estimated tax may be collected by the director in the manner provided for the collection of state income tax in K.S.A. 79-3235, and amendments thereto. For purposes of this subsection, “underpayment of tax” means the difference between the amount of tax actually paid and the amount of tax which would have been required to be paid to avoid penalty pursuant to subsection (b) or (c).

(b) No penalty or interest shall be imposed upon any individual with respect to any

underpayment of any installment if the total amount of all payments of estimated tax made on or before the last date prescribed for the payment of such installment equals or exceeds the amount which would have been required to be paid on or before such date if the estimated tax were whichever of the following is the least:

(1) The tax shown on the return of the individual for the preceding taxable year, if a return showing a liability for tax was filed by the individual for the preceding taxable year;

(2) zero if no return was required to be filed or if the tax liability on the individual's return was less than \$200 for the preceding taxable year;

(3) an amount equal to $66\frac{2}{3}\%$, in the case of individuals referred to in ~~subsection (b) of K.S.A. 79-32,102(b)~~, and amendments thereto, and 90%, in the case of all other individuals, of the tax for the taxable year computed by placing on an annualized basis, pursuant to rules and regulations adopted by the secretary of revenue, the taxable income for the months in the taxable year ending before the month in which the installment is required to be made.

(c) No penalty or interest shall be imposed upon any corporation with respect to any underpayment of any installment of estimated tax if the total amount of all payments of estimated tax made on or before the last date prescribed for the payment of such installment equals or exceeds the amount which would have been required to be paid on or before such date if the estimated tax were whichever of the following is the least:

(1) The tax shown on the return of the corporation for the preceding taxable year, if a return showing a liability for tax was filed by the corporation for the preceding taxable year, or zero if no return was required to be filed, or if the tax liability on the corporation's return was less than \$500 for the preceding taxable year; or

(2) (A) an amount equal to 90% of the tax for the taxable year computed by placing on an annualized basis the taxable income:

(i) For the first three months of the taxable year, in the case of the installment required to be paid in the fourth month;

(ii) for the first three months or for the first five months of the taxable year, in the case of the installment required to be paid in the sixth month;

(iii) for the first six months or for the first eight months of the taxable year in the case of the installment required to be paid in the ninth month; and

(iv) for the first nine months or for the first 11 months of the taxable year, in the case of the installment required to be paid in the 12th month of the taxable year.

(B) For purposes of this ~~subsection paragraph~~ (2), the taxable income shall be placed on an annualized basis by:

(i) Multiplying by 12 the taxable income referred to in ~~subsection (2)(A)~~, subparagraph (A); and

(ii) dividing the resulting amount by the number of months in the taxable year (three, five, six, eight, nine, or 11, as the case may be) referred to in ~~subsection (2)(A)~~, subparagraph (A).

(d) If the employer, in violation of the provisions of this act, fails to deduct and withhold under this chapter, and thereafter the tax against which such withholding may be credited is paid, the amount otherwise required to be deducted and withheld shall not be collected from the employer. This subsection shall in no case relieve the employer from liability for any penalties or additions to the tax otherwise applicable in respect of

such failure to deduct and withhold.

(e) Any person required to collect, truthfully account for, and pay over any tax imposed by this act, who willfully fails to collect such tax, or truthfully account for and pay over such tax, or willfully attempts in any manner to evade or defeat any such tax or the payment thereof, shall in addition to the other penalties of this section be liable to a penalty equal to the total amount of the tax evaded, or not collected, or not accounted for and paid over. As used in this section, "willfully" has the same meaning as such term has for federal tax purposes in 26 U.S.C. § 6672.

(f) (1) In case of failure by any employer required by ~~subsection (b)~~ of K.S.A. 79-3298**(b)**, and amendments thereto, to remit any amount of withheld taxes by the date prescribed therefor, unless it is shown that such failure is due to reasonable cause and not due to willful neglect, there shall be imposed upon such person a penalty of ~~15%~~ of the amount of the underpayment:

(A) 2% of the amount of the underpayment if remitted within one to five days;

(B) 5% of the amount of the underpayment if remitted within six to 15 days;

(C) 10% of the amount of the underpayment if remitted after 15 days; and

(D) 15% of the amount of the underpayment if remitted after 15 days and the department has issued a notice to the person regarding the underpayment but the amount of the underpayment was not remitted within 10 days of issuance of the notice.

(2) For purposes of this subsection, the term "underpayment" means the excess of the amount of the tax required to be withheld and remitted over the amount, if any, remitted on or before the date prescribed therefor. The failure to remit for any withholding period shall be deemed not to continue beyond the last date prescribed for filing the annual return as required by ~~subsection (d)~~ of K.S.A. 79-3298**(d)**, and amendments thereto. Penalty and interest as prescribed by K.S.A. 79-3228, and amendments thereto, shall not begin to accrue under subsection (a) ~~of this section~~ on the amount of any such underpayment until the due date of the annual return for the calendar year in which such failure to remit occurs.

(g) Whenever the secretary or the secretary's designee determines that the failure of the taxpayer to comply with the provisions of subsections (a), (e); or ~~(f) of this section~~ was due to reasonable causes, the secretary or the secretary's designee may waive or reduce any of ~~said such~~ penalties and may reduce the interest rate to the underpayment rate prescribed and determined for the applicable period under section 6621 of the federal internal revenue code as in effect on January 1, 1994, upon making a record of the reasons therefor.";

Also on page 5, in line 14, by striking "and" and inserting a comma; also in line 14, after "79-1427a" by inserting "and 79-32,107";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking the first "property"; also in line 1, by striking "personal"; also in line 1, after the second "property" by inserting "taxation"; in line 4, after the semicolon by inserting "relating to income taxation; decreasing the penalties for failing to timely remit withholding income taxes of employees by employers;"; in line 5, by striking the first "and" and inserting a comma; also in line 5, after "79-1427a" by inserting "and 79-32,107"; and the bill be passed as amended.

REPORT OF STANDING COMMITTEE

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

Request No. 58, by Representative Adam Thomas, congratulating the Olathe Youth Symphony Association in recognition for 30 years of dedication to music and our students;

Request No. 59, by Representative Adam Thomas, honoring Greg Ferguson in recognition for a lifetime of dedication to education and music in schools and working with other directors to develop the Olathe Youth Symphony Association;

Request No. 60, by Representative Susan Concannon, congratulating Brenden Draney in recognition for being Boys and Girls Club Youth of the Year Nominee;

Request No. 61, by Representative Susan Concannon, congratulating Zion Burgess in recognition for being Boys and Girls Club Youth of the Year Nominee;

Request No. 62, by Representative Susan Concannon, congratulating Khaai Wilson in recognition for being Boys and Girls Club Youth of the Year Nominee;

Request No. 63, by Representative Susan Concannon, congratulating Aden Camfield in recognition for being Boys and Girls Club Youth of the Year Nominee;

Request No. 64, by Representative Susan Concannon, congratulating Dakota Dalsing-Short in recognition for being Boys and Girls Club Youth of the Year Nominee;

Request No. 65, by Representative Susan Concannon, congratulating Arabella Gipp in recognition for being Boys and Girls Club Youth of the Year Nominee;

Request No. 66, by Representative Susan Concannon, congratulating Marjorie Hartsel in recognition of her 100th birthday on March 25, 2023;

Request No. 67, by Representative Ronald Ellis, commending Allison King for her outstanding achievement in winning the State Wrestling Championship in 2022 and 2023;

Request No. 68, by Representative Ronald Ellis, commending Holly Thatcher for her outstanding achievement in winning the State Wrestling Championship in 2022 and 2023;

Request No. 69, by Representative Ronald Ellis, commending Chris King, Coach in recognition for outstanding achievement in coaching Wrestling State Champions in 2022 and 2023;

Request No. 70, by Representatives Bob Lewis, Jeff Underhill and Mark Schreiber, honoring Terin Humphrey for her accomplishments as the winner of a Silver Medal in the 2004 Olympic Team, a member of the 2003 World Championship Team and inductee into the Gymnastic Hall of Fame. Her courageous effort to publicly share sexual abuse at the hands of Larry Nasser while on the U.S. Woman's National Gymnastics team;

Request No. 71, by Representative Mike Thompson, congratulating Mariyah Noel for Athletic Achievements during the 2022-2023 Woman's Basketball season for Bonner Springs High School;

Request No. 72, by Representative Mark Schreiber, congratulating Trox Gallery and Gifts, Kaila Mock, Emporia, in recognition for 2023 Small Business Development Centers Emerging Business Award;

Request No. 73, by Representative Tory Marie Blew, congratulating GTR Limousine & Party Service, Ruth Joiner, Great Bend, in recognition for 2023 Small Business

Development Centers Emerging Business Award;

Request No. 74, by Representative Dennis Miller, congratulating Cap Creations, LLC, Rashawnda Wrights, Olathe, in recognition for 2023 Small Business Development Centers Emerging Business Award;

Request No. 75, by Representative Trevor Jacobs, congratulating Lyons Realty Group, Bailey Lyons, Fort Scott, in recognition for 2023 Small Business Development Centers Emerging Business Award;

Request No. 76, Representative Gary White, congratulating Hickory Hollow, Allison Langlois, Spearville, in recognition for 2023 Small Business Development Centers Emerging Business Award;

Request No. 77, by Representative Sydney Carlin, congratulating Coldsteel Sluggers, LLC, Kris Wetherington, Manhattan, in recognition for 2023 Small Business Development Centers Emerging Business Award;

Request No. 78, by Representative Jason Probst, congratulating Sew in 2 Quilts, Karna Lackey, Hutchinson, in recognition for 2023 Small Business Development Centers Emerging Business Award;

Request No. 79, by Representative Christina Haswood, congratulating Field & Ivy Brewery, Cory Johnston, Lawrence, in recognition for 2023 Small Business Development Centers Emerging Business Award;

Request No. 80, by Representative Eric Smith, congratulating Allen Meat Processing, Donna & Mike Uhl, Allen, in recognition for 2023 Small Business Development Centers Existing Business Award;

Request No. 81, by Representative William Sutton, congratulating Little Building Blocks Daycare, Marcia Booton, Gardener, in recognition for 2023 Small Business Development Centers Existing Business Award;

Request No. 82, by Representative Kenneth Collins, congratulating Braden Peak Drain Services, LLC, Roto-Rooter, Mulberry, in recognition for 2023 Small Business Development Centers Existing Business Award;

Request No. 83, by Representative John Alcalá, congratulating Stumpy's Smoked Cheese, Quint & Stacy Cook, Topeka, in recognition for 2023 Small Business Development Centers Existing Business Award;

Request No. 84, by Representative Silas Miller, congratulating Wichita Pet Wellness, LLC, Christy Rafferty, Wichita, in recognition for 2023 Small Business Development Centers Existing Business Award;

Request No. 85, by Representative Dennis Highberger, congratulating Home Sweet Home Dog Resort, Anthony Batnett, Lawrence, in recognition for 2023 Small Business Development Centers Existing Business Award;

Request No. 86, by Representative Lewis Bloom, congratulating AERO MOD. INC, Todd Steinbach & Rob Mahan, Manhattan, in recognition for 2023 Small Business Development Centers Exporting Business Award;

Request No. 87, by Representative Randy Garber, congratulating USD 115, Nemaha Central Thunder Football Team, 2022 State Champions, Class 2A;

Request No. 88, by Representative Webster Roth, congratulating the Kansas Hunter Safety Program in recognition for proving 50 years of Hunter Education to Kansans;

Request No. 89, by Representative Robyn Essex, congratulating the Olathe Chamber of Commerce on its 100th Birthday. Thank You for your contribution to the City of Olathe, Incorporated March 23, 1923;

Request No. 90, by Representative Randy Garber, congratulating Coach Michael Glatczak, Class 2A Coach of the Year by the Sports in Kansas and Kansas Football Coaches Association;

Request No. 91, by Representative Brandon Woodard, congratulating Olathe East Hawks "Fab Five" Girls Bowling Team in recognition for winning the 2023 Kansas State Bowling 6A Championship;

Request No. 92, by Representative Brandon Woodard, congratulating Joseph Wiltanger in recognition for the prestigious honor of being named National Merit finalist;

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

On motion of Representative Croft the committee report was adopted.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Carpenter announced the appointment of Rep. Jacobs to replace Rep. Poetter Parshall on Committee on Education for March 23, 2023.

Also, the appointment of Rep. Howerton to replace Rep. Wasinger on Committee on Taxation for March 23, 2023.

REPORT ON ENGROSSED BILLS

HB 2436 reported correctly engrossed March 22, 2023.

REPORT ON ENROLLED RESOLUTIONS

HR 6017 reported correctly enrolled and properly signed on March 23, 2023.

On motion of Rep. Croft the House adjourned pro forma until 8:30 a.m. on Friday, March 24, 2023.

Journal of the House

FIFTY-FIRST DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, March 24, 2023, 8:30 a.m.

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

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committee as indicated:

Appropriations: **Sub SB 155**.

MESSAGE FROM THE SENATE

Announcing passage of **HB 2092**.

Announcing passage of **HB 2042**, as amended; **HB 2093**, as amended; **HB 2094**, as amended; **HB 2130**, as amended; **HB 2131**, as amended.

Announcing passage of **HB 2344**, as amended by **S Sub for HB 2344**.

The Senate nonconcur in House amendments to **SB 15**, requests a conference and has appointed Senators Longbine, Fagg and Holscher as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **SB 18**, requests a conference and has appointed Senators Longbine, Fagg and Holscher as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **SB 28**, requests a conference and has appointed Senators Fagg and Holscher as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **SB 106**, requests a conference and has appointed Senators Petersen, Kloos and Corson as conferees on the part of the Senate.

REPORTS OF STANDING COMMITTEES

Committee on **Appropriations** recommends **HB 2418** be amended on page 1, in line 33, by striking all after the comma; by striking all in line 34; in line 35, by striking all before "state"; in line 36, by striking "naturopathic advisory council,";

On page 2, in line 1, by striking "special education funding task force,";

On page 6, by striking all in lines 40 through 43;

By striking all on pages 7 through 9;

On page 10, by striking all in lines 1 through 14;

On page 25, in line 33, by striking "65-2016, 65-2840c, 65-4969,"; in line 34, by striking "65-7214,"; also in line 34, by striking "72-3441,"; in line 42, by striking "and K.S.A. 2022 Supp. 65-4915";

And by renumbering sections accordingly;

On page 1, in the title, in line 5, by striking all after the first comma; by striking all in line 6; in line 7, by striking all before "state"; also in line 7, by striking "naturopathic"; in line 8, by striking all before "transportation"; also in line 8, by striking "special education"; in line 9, by striking all before "Persian"; in line 16, by striking the second "and"; in line 17, by striking all before "and"; in line 19, by striking "65-"; in line 20, by striking all before "65-5703,,"; also in line 20, by striking "65-7214,,"; also in line 20, by striking "72-3441,,"; and the bill be passed as amended.

Committee on **Appropriations** recommends **SB 42** be amended by substituting with a new bill to be designated as "House Substitute for SENATE BILL NO. 42," as follows:

"House Substitute for SENATE BILL NO. 42

By Committee on Appropriations

"AN ACT making and concerning appropriations for the fiscal years ending June 30, 2023, June 30, 2024, June 30, 2025, June 30, 2026, June 30, 2027, and June 30, 2028, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing; authorizing and directing payment of certain claims against the state; amending K.S.A. 2-223, 12-1775a and 125256 and K.S.A. 2022 Supp. 65-180, 74-50,107, 74-8711, 74-99b34, 75-2263, 75-6707, 76-775, 76-7,107, 79-2959, 79-2964, 79-3425i, 79-34,171 and 79-4804 and repealing the existing sections.";

And the substitute bill be passed.

(**H Sub for SB 42**) was thereupon introduced and read by title.)

Committee on **Judiciary** recommends **SB 244** be amended by substituting with a new bill to be designated as "House Substitute for SENATE BILL NO. 244," as follows:

"House Substitute for SENATE BILL NO. 244

By Committee on Judiciary

"AN ACT concerning business entities; relating to the Kansas general corporation code, the business entity transactions act, the business entity standard treatment act, the Kansas revised uniform limited partnership act and the Kansas uniform partnership act; facilitating the use of electronic transmissions and electronic signatures with certain exceptions; revising procedures and requirements related to emergency bylaws and actions under emergency conditions; merger or consolidation; dissolution and revocation or restoration of revoked or forfeited articles of incorporation or authority to engage in business and revival; modifying fees charged by the secretary of state for certain filings and copies; amending K.S.A. 17-6520, 56a-105 and 79-1119 and K.S.A. 2022 Supp. 17-2036, 17-2718, 17-4634, 17-4677, 17-6002, 17-6004, 17-6008, 17-6010, 17-6011, 17-6014, 17-6301, 17-6305, 17-6401, 17-6408, 17-6410, 17-6413, 17-6426, 17-6427, 17-6428, 17-6502, 17-6503, 17-6509, 17-6512, 17-6514, 17-6518, 17-6522, 17-6701, 17-6702, 17-6703, 17-6705, 17-6706, 17-6707, 17-6708, 17-6712, 17-6712, as amended by section 36 of this act, 17-6804, 17-6812, 17-7001, 17-7002, 17-7003, 17-72a04, 17-72a05, 17-72a07, 17-7302, 17-7503, 17-7504, 17-7505, 17-7506, 17-76,136, 17-76,139, 17-78-102, 17-78-202, 17-78-203, 17-78-205, 17-78-302, 17-78-606, 17-7914, 17-7918, 17-7919, 17-7924, 17-7929, 17-7933, 56-1a605, 56-1a606, 56-1a607, 56a-1201, 56a-1202 and 79-3234 and repealing the existing sections; also repealing

K.S.A. 17-7514, 56-1a608, 56-1a610, 56a-1203 and 56a-1204 and K.S.A. 2022 Supp. 17-72a03 and 17-7511.";

And the substitute bill be passed.

(**H Sub for SB 244** was thereupon introduced and read by title.)

Committee on **Taxation** recommends **HB 2465** be passed.

On motion of Rep. Croft, the House adjourned until 9:30 a.m., Monday, March 27, 2023.

Journal of the House

FIFTY-SECOND DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, March 27, 2023, 9:30 a.m.

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

The roll was called with 123 members present.

Rep. Poetter Parshall was excused on verified illness.

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

Prayer by Chaplain Brubaker:

Almighty God,
We thank You for Your faithfulness,
guidance and direction.
I pray a portion of Psalm 25 for our leaders today:
“In You, Lord my God,
I put my trust in you.
No one who hopes in you
will ever be put to shame.
Show me your ways, Lord,
teach me your paths.
Guide me in your truth and teach me,
for you are God my Savior,
and my hope is in you all day long.
He guides the humble in what is right
and teaches them his way.
All the ways of the Lord are loving and faithful
toward those who keep the demands of his covenant.
May integrity and uprightness protect me,
because my hope, Lord, is in you.”
This I pray in Christ’s Name, Amen.

The Pledge of Allegiance was led by Rep. Schreiber.

MESSAGE FROM THE GOVERNOR

March 15, 2023

Message to the Kansas House of Representatives:

Enclosed herewith is Executive Directive No. 23-567 for your information.

Executive Directive No. 23-567
Authorizing Expenditure of Federal Funds

LAURA KELLY
Governor

The above Executive Directive is on file and open for inspection in the office of the Chief Clerk.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 15**.

Speaker Hawkins thereupon appointed Reps. Sutton, Penn and Neighbor as conferees on the part of the House.

Also, on motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 18**.

Speaker Hawkins thereupon appointed Reps. Sutton, Penn and Neighbor as conferees on the part of the House.

Also, on motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 28**.

Speaker Hawkins thereupon appointed Reps. Sutton, Penn and Neighbor as conferees on the part of the House.

Also, on motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 106**.

Speaker Hawkins thereupon appointed Reps. Francis, Neelly and Ballard as conferees on the part of the House.

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

COMMITTEE OF THE WHOLE

On motion of Rep. Proctor, Committee of the Whole report, as follows, was adopted: Recommended that **SB 3**, **SB 120**, **SB 114** be passed.

Committee report to **SB 205** be adopted; and the bill be passed as amended.

Committee report to **SB 25** be adopted; and the bill be passed as amended.

Committee report to **SB 17** be adopted; and the bill be passed as amended.

Committee report to **SB 85** be adopted; and the bill be passed as amended.

On motion of Rep. Hoheisel, **SB 44** be amended As Amended by Senate Committee, on page 3, in line 12, by striking "statute book" and inserting "Kansas register" and the bill be passed as amended.

Committee report recommending a substitute bill to **SB 116** be adopted; and the **H Sub for SB 116** be passed.

Committee report to **SB 189** be adopted; and the bill be passed as amended.

Committee report to **SB 75** be adopted; and the bill be passed as amended.

Committee report to **SB 66** be adopted; and the bill be passed as amended.

Committee report to **SB 123** be adopted; and the bill be passed as amended.

Committee report to **HB 2438** be adopted; and the bill be passed as amended.

HB 2132 be passed over and retain a place on the calendar.

Committee report to **HB 2401** be adopted; and the bill be passed as amended.

Committee report recommending a substitute bill to **HB 2414** be adopted; and the **Sub HB 2414** be passed.

On motion of Rep. Carmichael to re-refer **SB 194** to Committee on Local Government the motion did not prevail and **SB 194** be passed.

REPORTS OF STANDING COMMITTEES

Committee on **Corrections and Juvenile Justice** recommends **SB 73** be amended by substituting with a new bill to be designated as "House Substitute for SENATE BILL NO. 73," as follows:

"House Substitute for SENATE BILL NO. 73

By Committee on Corrections and Juvenile Justice

"AN ACT concerning children and minors; relating to risk and needs assessment for certain children in need of care; allowing for overall case length limit extensions for certain juvenile offenders; requiring the department of corrections to create juvenile justice data systems; increasing use of evidence-based programs account money; authorizing detention sanctions for probation violations; increasing the cumulative detention cap; amending K.S.A. 38-2203, 38-2304, 38-2361, 38-2391, 38-2392, 75-52,162 and 75-52,164 and repealing the existing sections.";

And the substitute bill be passed.

(**H Sub for SB 73** was thereupon introduced and read by title.)

Committee on **Corrections and Juvenile Justice** recommends **SB 174**, As Amended by Senate Committee, be amended on page 1, following line 7, by inserting:

"New Section 1. (a) Interference with the conduct of a healthcare facility is:

(1) Conduct at or in a healthcare facility so as to knowingly deny an employee of the healthcare facility to enter, to use the facilities of or to leave any such healthcare facility;

(2) knowingly impeding an employee of a healthcare facility from the performance of such employee's duties or activities through the use of restraint, abduction, coercion or intimidation or by force and violence or threat thereof; or

(3) knowingly refusing to leave a healthcare facility upon being requested to leave by the employee charged with maintaining order in such healthcare facility, if such person is committing, threatens to commit or incites others to commit any act that did, or would if completed, disrupt, impair, interfere with or obstruct the mission, processes, procedures or functions of the healthcare facility.

(b) Aggravated interference with the conduct of a healthcare facility is interference with the conduct of a healthcare facility as defined in subsection (a) when in possession of any weapon as described in K.S.A. 2022 Supp. 21-6301 or 21-6302, and amendments thereto.

(c) (1) Interference with the conduct of a healthcare facility is a class A nonperson misdemeanor.

(2) Aggravated interference with the conduct of a healthcare facility is a severity

level 6, person felony.

(d) As used in this section:

(1) "Employee" means an individual employed by, providing healthcare services at, volunteering at or participating in an educational course of instruction at a healthcare facility; and

(2) "healthcare facility" means any facility or portion thereof operated in whole or in part for the purpose of providing inpatient or outpatient healthcare services by a healthcare provider as defined in K.S.A. 40-3401, and amendments thereto.

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

Sec. 2. K.S.A. 2022 Supp. 21-5413 is hereby amended to read as follows: 21-5413.

(a) Battery is:

(1) Knowingly or recklessly causing bodily harm to another person; or

(2) knowingly causing physical contact with another person when done in a rude, insulting or angry manner.

(b) Aggravated battery is:

(1) (A) Knowingly causing great bodily harm to another person or disfigurement of another person;

(B) recklessly causing bodily harm to another person with a deadly weapon, or in any manner whereby great bodily harm, disfigurement or death can be inflicted; or

(C) knowingly causing physical contact with another person when done in a rude, insulting or angry manner with a deadly weapon, or in any manner whereby great bodily harm, disfigurement or death can be inflicted;

(2) (A) recklessly causing great bodily harm to another person or disfigurement of another person;

(B) recklessly causing bodily harm to another person with a deadly weapon, or in any manner whereby great bodily harm, disfigurement or death can be inflicted; or

(3) (A) committing an act described in K.S.A. 8-1567, and amendments thereto, when great bodily harm to another person or disfigurement of another person results from such act; or

(B) committing an act described in K.S.A. 8-1567, and amendments thereto, when bodily harm to another person results from such act under circumstances whereby great bodily harm, disfigurement or death can result from such act; or

(4) committing an act described in K.S.A. 8-1567, and amendments thereto, when great bodily harm to another person or disfigurement of another person results from such act while:

(A) In violation of any restriction imposed on such person's driving privileges pursuant to article 10 of chapter 8 of the Kansas Statutes Annotated, and amendments thereto;

(B) such person's driving privileges are suspended or revoked pursuant to article 10 of chapter 8 of the Kansas Statutes Annotated, and amendments thereto; or

(C) such person has been deemed a habitual violator as defined in K.S.A. 8-285, and amendments thereto, including at least one violation of K.S.A. 8-1567, and amendments thereto, or violating an ordinance of any city in this state, any resolution of any county in this state or any law of another state, which ordinance, resolution or law declares to be unlawful the acts prohibited by that statute.

- (c) Battery against a law enforcement officer is:
- (1) Battery; as defined in subsection (a)(2); committed against a:
 - (A) Uniformed or properly identified university or campus police officer while such officer is engaged in the performance of such officer's duty;
 - (B) uniformed or properly identified state, county or city law enforcement officer, other than a state correctional officer or employee, a city or county correctional officer or employee or a juvenile detention facility officer, or employee, while such officer is engaged in the performance of such officer's duty;
 - (C) uniformed or properly identified federal law enforcement officer while such officer is engaged in the performance of such officer's duty;
 - (D) judge, while such judge is engaged in the performance of such judge's duty;
 - (E) attorney, while such attorney is engaged in the performance of such attorney's duty; or
 - (F) community corrections officer or court services officer, while such officer is engaged in the performance of such officer's duty;
 - (2) battery; as defined in subsection (a)(1); committed against a:
 - (A) Uniformed or properly identified university or campus police officer while such officer is engaged in the performance of such officer's duty;
 - (B) uniformed or properly identified state, county or city law enforcement officer, other than a state correctional officer or employee, a city or county correctional officer or employee or a juvenile detention facility officer, or employee, while such officer is engaged in the performance of such officer's duty;
 - (C) uniformed or properly identified federal law enforcement officer while such officer is engaged in the performance of such officer's duty;
 - (D) judge, while such judge is engaged in the performance of such judge's duty;
 - (E) attorney, while such attorney is engaged in the performance of such attorney's duty; or
 - (F) community corrections officer or court services officer, while such officer is engaged in the performance of such officer's duty; or
 - (3) battery; as defined in subsection (a) committed against a:
 - (A) State correctional officer or employee by a person in custody of the secretary of corrections, while such officer or employee is engaged in the performance of such officer's or employee's duty;
 - (B) state correctional officer or employee by a person confined in such juvenile correctional facility, while such officer or employee is engaged in the performance of such officer's or employee's duty;
 - (C) juvenile detention facility officer or employee by a person confined in such juvenile detention facility, while such officer or employee is engaged in the performance of such officer's or employee's duty; or
 - (D) city or county correctional officer or employee by a person confined in a city holding facility or county jail facility, while such officer or employee is engaged in the performance of such officer's or employee's duty.
 - (d) Aggravated battery against a law enforcement officer is:
 - (1) ~~An~~ Aggravated battery; as defined in subsection (b)(1)(A) committed against a:
 - (A) Uniformed or properly identified state, county or city law enforcement officer while the officer is engaged in the performance of the officer's duty;
 - (B) uniformed or properly identified university or campus police officer while such

officer is engaged in the performance of such officer's duty;

(C) uniformed or properly identified federal law enforcement officer while such officer is engaged in the performance of such officer's duty;

(D) judge, while such judge is engaged in the performance of such judge's duty;

(E) attorney, while such attorney is engaged in the performance of such attorney's duty; or

(F) community corrections officer or court services officer, while such officer is engaged in the performance of such officer's duty;

(2) ~~an~~ aggravated battery; as defined in subsection (b)(1)(B) or (b)(1)(C), committed against a:

(A) Uniformed or properly identified state, county or city law enforcement officer while the officer is engaged in the performance of the officer's duty;

(B) uniformed or properly identified university or campus police officer while such officer is engaged in the performance of such officer's duty;

(C) uniformed or properly identified federal law enforcement officer while such officer is engaged in the performance of such officer's duty;

(D) judge, while such judge is engaged in the performance of such judge's duty;

(E) attorney, while such attorney is engaged in the performance of such attorney's duty; or

(F) community corrections officer or court services officer, while such officer is engaged in the performance of such officer's duty; or

(3) knowingly causing, with a motor vehicle, bodily harm to a:

(A) Uniformed or properly identified state, county or city law enforcement officer while the officer is engaged in the performance of the officer's duty;

(B) uniformed or properly identified university or campus police officer while such officer is engaged in the performance of such officer's duty; or

(C) uniformed or properly identified federal law enforcement officer while such officer is engaged in the performance of such officer's duty.

(e) Battery against a school employee is a battery; as defined in subsection (a); committed against a school employee in or on any school property or grounds upon which is located a building or structure used by a unified school district or an accredited nonpublic school for student instruction or attendance or extracurricular activities of pupils enrolled in kindergarten or any of the grades one through 12 or at any regularly scheduled school sponsored activity or event, while such employee is engaged in the performance of such employee's duty.

(f) Battery against a mental health employee is a battery; as defined in subsection (a); committed against a mental health employee by a person in the custody of the secretary for aging and disability services, while such employee is engaged in the performance of such employee's duty.

(g) Battery against a healthcare provider is a battery as defined in subsection (a) committed against a healthcare provider while such provider is engaged in the performance of such provider's duty.

(h)(1) Battery is a class B person misdemeanor.

(2) Aggravated battery as defined in:

(A) Subsection (b)(1)(A) or (b)(4) is a severity level 4, person felony;

(B) subsection (b)(1)(B) or (b)(1)(C) is a severity level 7, person felony;

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

- (D) subsection (b)(2)(B) or (b)(3)(B) is a severity level 8, person felony.
- (3) Battery against a law enforcement officer as defined in:
 - (A) Subsection (c)(1) is a class A person misdemeanor;
 - (B) subsection (c)(2) is a severity level 7, person felony; and
 - (C) subsection (c)(3) is a severity level 5, person felony.
- (4) Aggravated battery against a law enforcement officer as defined in:
 - (A) Subsection (d)(1) or (d)(3) is a severity level 3, person felony; and
 - (B) subsection (d)(2) is a severity level 4, person felony.
- (5) Battery against a school employee is a class A person misdemeanor.
- (6) Battery against a mental health employee is a severity level 7, person felony.
- (7) Battery against a healthcare provider is a class A person misdemeanor.

~~(h)~~(i) As used in this section:

- (1) "Correctional institution" means any institution or facility under the supervision and control of the secretary of corrections;
- (2) "state correctional officer or employee" means any officer or employee of the Kansas department of corrections or any independent contractor, or any employee of such contractor, whose duties include working at a correctional institution;
- (3) "juvenile detention facility officer or employee" means any officer or employee of a juvenile detention facility as defined in K.S.A. 38-2302, and amendments thereto;
- (4) "city or county correctional officer or employee" means any correctional officer or employee of the city or county or any independent contractor, or any employee of such contractor, whose duties include working at a city holding facility or county jail facility;
- (5) "school employee" means any employee of a unified school district or an accredited nonpublic school for student instruction or attendance or extracurricular activities of pupils enrolled in kindergarten or any of the grades one through 12;
- (6) "mental health employee" means: (A) An employee of the Kansas department for aging and disability services working at Larned state hospital, Osawatomie state hospital, Kansas neurological institute and Parsons state hospital and training center and the treatment staff as defined in K.S.A. 59-29a02, and amendments thereto; and (B) contractors and employees of contractors under contract to provide services to the Kansas department for aging and disability services working at any such institution or facility;
- (7) "judge" means a duly elected or appointed justice of the supreme court, judge of the court of appeals, judge of any district court of Kansas, district magistrate judge or municipal court judge;
- (8) "attorney" means a: (A) County attorney, assistant county attorney, special assistant county attorney, district attorney, assistant district attorney, special assistant district attorney, attorney general, assistant attorney general or special assistant attorney general; and (B) public defender, assistant public defender, contract counsel for the state board of indigents' defense services or an attorney who is appointed by the court to perform services for an indigent person as provided by article 45 of chapter 22 of the Kansas Statutes Annotated, and amendments thereto;
- (9) "community corrections officer" means an employee of a community correctional services program responsible for supervision of adults or juveniles as assigned by the court to community corrections supervision and any other employee of a community correctional services program that provides enhanced supervision of

offenders such as house arrest and surveillance programs;

(10) "court services officer" means an employee of the Kansas judicial branch or local judicial district responsible for supervising, monitoring or writing reports relating to adults or juveniles as assigned by the court, or performing related duties as assigned by the court; ~~and~~

(11) "federal law enforcement officer" means a law enforcement officer employed by the United States federal government who, as part of such officer's duties, is permitted to make arrests and to be armed; and

(12) "healthcare provider" means the same as defined in K.S.A. 40-3401, and amendments thereto.

Sec. 3. K.S.A. 2022 Supp. 21-5701 is hereby amended to read as follows: 21-5701. As used in K.S.A. 2022 Supp. 21-5701 through 21-5717, and amendments thereto:

(a) "Controlled substance" means any drug, substance or immediate precursor included in any of the schedules designated in K.S.A. 65-4105, 65-4107, 65-4109, 65-4111 and 65-4113, and amendments thereto.

(b) (1) "Controlled substance analog" means a substance that is intended for human consumption, and at least one of the following:

(A) The chemical structure of the substance is substantially similar to the chemical structure of a controlled substance listed in or added to the schedules designated in K.S.A. 65-4105 or 65-4107, and amendments thereto;

(B) the substance has a stimulant, depressant or hallucinogenic effect on the central nervous system substantially similar to the stimulant, depressant or hallucinogenic effect on the central nervous system of a controlled substance included in the schedules designated in K.S.A. 65-4105 or 65-4107, and amendments thereto; or

(C) with respect to a particular individual, such individual represents or intends the substance to have a stimulant, depressant or hallucinogenic effect on the central nervous system substantially similar to the stimulant, depressant or hallucinogenic effect on the central nervous system of a controlled substance included in the schedules designated in K.S.A. 65-4105 or 65-4107, and amendments thereto.

(2) "Controlled substance analog" does not include:

(A) A controlled substance;

(B) a substance for which there is an approved new drug application; or

(C) a substance with respect to which an exemption is in effect for investigational use by a particular person under section 505 of the federal food, drug, and cosmetic act, 21 U.S.C. § 355, to the extent conduct with respect to the substance is permitted by the exemption.

(c) "Cultivate" means the planting or promotion of growth of five or more plants that contain or can produce controlled substances.

(d) "Distribute" means the actual, constructive or attempted transfer from one person to another of some item whether or not there is an agency relationship. "Distribute" includes, but is not limited to, sale, offer for sale or any act that causes some item to be transferred from one person to another. "Distribute" does not include acts of administering, dispensing or prescribing a controlled substance as authorized by the pharmacy act of the state of Kansas, the uniform controlled substances act or otherwise authorized by law.

(e) (1) "Drug" means:

(A) Substances recognized as drugs in the official United States pharmacopeia,

official homeopathic pharmacopoeia of the United States or official national formulary or any supplement to any of them;

(B) substances intended for use in the diagnosis, cure, mitigation, treatment or prevention of disease in humans or animals;

(C) substances, other than food, intended to affect the structure or any function of the body of humans or animals; and

(D) substances intended for use as a component of any article specified in subparagraph (A), (B) or (C).

(2) "Drug" does not include devices or their components, parts or accessories.

(f)(1) "Drug paraphernalia" means all equipment and materials of any kind that are used, or primarily intended or designed for use in planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, concealing, injecting, ingesting, inhaling or otherwise introducing into the human body a controlled substance and in violation of this act.

(2) "Drug paraphernalia" ~~shall include~~ includes, but is not limited to:

(1)(A) Kits used or intended for use in planting, propagating, cultivating, growing or harvesting any species of plant that is a controlled substance or from which a controlled substance can be derived;

(2)(B) kits used or intended for use in manufacturing, compounding, converting, producing, processing or preparing controlled substances;

(3)(C) isomerization devices used or intended for use in increasing the potency of any species of plant that is a controlled substance;

(4)(D) testing equipment used or intended for use in identifying or in analyzing the strength, effectiveness or purity of controlled substances;

(5)(E) scales and balances used or intended for use in weighing or measuring controlled substances;

(6)(F) diluents and adulterants, including, but not limited to, quinine hydrochloride, mannitol, mannite, dextrose and lactose that are used or intended for use in cutting controlled substances;

(7)(G) separation gins and sifters used or intended for use in removing twigs and seeds from or otherwise cleaning or refining marijuana;

(8)(H) blenders, bowls, containers, spoons and mixing devices used or intended for use in compounding controlled substances;

(9)(I) capsules, balloons, envelopes, bags and other containers used or intended for use in packaging small quantities of controlled substances;

(10)(J) containers and other objects used or intended for use in storing or concealing controlled substances;

(11)(K) hypodermic syringes, needles and other objects used or intended for use in parenterally injecting controlled substances into the human body;

(12)(L) objects used or primarily intended or designed for use in ingesting, inhaling or otherwise introducing marijuana, cocaine, hashish, hashish oil, phencyclidine (PCP), methamphetamine or amphetamine into the human body, such as:

(A)(i) Metal, wooden, acrylic, glass, stone, plastic or ceramic pipes with or without screens, permanent screens, hashish heads or punctured metal bowls;

(B)(ii) water pipes, bongs or smoking pipes designed to draw smoke through water or another cooling device;

~~(C)~~(iii) carburetion pipes, glass or other ~~heat-resistant~~ heat-resistant tubes or any other device used, intended to be used or designed to be used to cause vaporization of a controlled substance for inhalation;

~~(D)~~(iv) smoking and carburetion masks;

~~(E)~~(v) roach clips, objects used to hold burning material, such as a marijuana cigarette, that has become too small or too short to be held in the hand;

~~(F)~~(vi) miniature cocaine spoons and cocaine vials;

~~(G)~~(vii) chamber smoking pipes;

~~(H)~~(viii) carburetor smoking pipes;

~~(I)~~(ix) electric smoking pipes;

~~(J)~~(x) air-driven smoking pipes;

~~(K)~~(xi) chillums;

~~(L)~~(xii) bongs;

~~(M)~~(xiii) ice pipes or chillers;

~~(N)~~(xiv) any smoking pipe manufactured to disguise its intended purpose;

~~(O)~~(xv) wired cigarette papers; or

~~(P)~~(xvi) cocaine freebase kits.

(3) "Drug paraphernalia" shall does not include:

(A) Any products, chemicals or materials described in K.S.A. 2022 Supp. 21-5709(a), and amendments thereto; or

(B) any materials used or intended for use to test a substance for the presence of fentanyl, a fentanyl analog, ketamine or gamma hydroxybutyric acid.

(g) "Fentanyl-related controlled substance" means any substance designated in K.S.A. 65-4105(b)(1), (b)(2), (b)(4), (b)(10), (b)(11), (b)(14), (b)(15), (b)(16), (b)(20), (b)(22), (b)(23), (b)(24), (b)(37), (b)(41), (b)(45), (b)(46), (b)(47), (b)(49), (b)(57), (b)(58), (b)(59), (b)(60), (b)(61), (b)(62), (b)(73), (b)(74), (b)(78), (g)(1) or (g)(2) or 65-4107(c)(1), (c)(6), (c)(9), (c)(26), (c)(28), (c)(30), (f)(3)(A) or (f)(3)(B), and amendments thereto, or any analog thereof.

(h) "Immediate precursor" means a substance that the state board of pharmacy has found to be and by rules and regulations designates as being the principal compound commonly used or produced primarily for use and that is an immediate chemical intermediary used or likely to be used in the manufacture of a controlled substance, the control of which is necessary to prevent, curtail or limit manufacture.

~~(h)~~(i) "Isomer" means all enantiomers and diastereomers.

~~(i)~~(j) "Manufacture" means the production, preparation, propagation, compounding, conversion or processing of or placing into pill or capsule form a controlled substance either directly or indirectly or by extraction from substances of natural origin or independently by means of chemical synthesis or by a combination of extraction and chemical synthesis. "Manufacture" does not include:

(1) The preparation or compounding of a controlled substance by an individual for the individual's own lawful use or the preparation, compounding, packaging or labeling of a controlled substance:

(A) By a practitioner or the practitioner's agent pursuant to a lawful order of a practitioner as an incident to the practitioner's administering or dispensing of a controlled substance in the course of the practitioner's professional practice; or

(B) by a practitioner or by the practitioner's authorized agent under such practitioner's supervision for the purpose of or as an incident to research, teaching or

chemical analysis or by a pharmacist or medical care facility as an incident to dispensing of a controlled substance; or

(2) the addition of diluents or adulterants, including, but not limited to, quinine hydrochloride, mannitol, mannite, dextrose or lactose that are intended for use in cutting a controlled substance.

~~(j)~~(k) "Marijuana" means all parts of all varieties of the plant Cannabis whether growing or not, the seeds thereof, the resin extracted from any part of the plant and every compound, manufacture, salt, derivative, mixture or preparation of the plant, its seeds or resin. "Marijuana" does not include:

(1) The mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture or preparation of the mature stalks, except the resin extracted therefrom, fiber, oil or cake or the sterilized seed of the plant that is incapable of germination;

(2) any substance listed in schedules II through V of the uniform controlled substances act;

(3) drug products approved by the United States food and drug administration as of the effective date of this act;

(4) cannabidiol (other trade name: 2-[(3-methyl-6-(1-methylethenyl)-2-cyclohexen-1-yl]-5-pentyl-1,3-benzenediol); or

(5) industrial hemp as defined in K.S.A. 2-3901, and amendments thereto, when cultivated, produced, possessed or used for activities authorized by the commercial industrial hemp act.

~~(k)~~(l) "Minor" means a person under 18 years of age.

~~(l)~~(m) "Narcotic drug" means any of the following whether produced directly or indirectly by extraction from substances of vegetable origin or independently by means of chemical synthesis or by a combination of extraction and chemical synthesis:

(1) Opium and opiate and any salt, compound, derivative or preparation of opium or opiate;

(2) any salt, compound, isomer, derivative or preparation thereof that is chemically equivalent or identical with any of the substances referred to in paragraph (1) but not including the isoquinoline alkaloids of opium;

(3) opium poppy and poppy straw;

(4) coca leaves and any salt, compound, derivative or preparation of coca leaves and any salt, compound, isomer, derivative or preparation thereof that is chemically equivalent or identical with any of these substances, but not including decocainized coca leaves or extractions of coca leaves that do not contain cocaine or ecgonine.

~~(m)~~(n) "Opiate" means any substance having an addiction-forming or addiction-sustaining liability similar to morphine or being capable of conversion into a drug having addiction-forming or addiction-sustaining liability. "Opiate" does not include, unless specifically designated as controlled under K.S.A. 65-4102, and amendments thereto, the dextrorotatory isomer of 3-methoxy-n-methylmorphinan and its salts (dextromethorphan). "Opiate" does include its racemic and levorotatory forms.

~~(n)~~(o) "Opium poppy" means the plant of the species Papaver somniferum l. except its seeds.

~~(o)~~(p) "Person" means an individual, corporation, government or governmental subdivision or agency, business trust, estate, trust, partnership, association or any other legal entity.

~~(p)~~(q) "Poppy straw" means all parts, except the seeds, of the opium poppy, after mowing.

~~(q)~~ "Possession" means having joint or exclusive control over an item with knowledge of and intent to have such control or knowingly keeping some item in a place where the person has some measure of access and right of control.

(r) "School property" means property upon which is located a structure used by a unified school district or an accredited nonpublic school for student instruction or attendance or extracurricular activities of pupils enrolled in kindergarten or any of the grades one through 12. This definition shall not be construed as requiring that school be in session or that classes are actually being held at the time of the offense or that children must be present within the structure or on the property during the time of any alleged criminal act. If the structure or property meets the above definition, the actual use of that structure or property at the time alleged shall not be a defense to the crime charged or the sentence imposed.

(s) "Simulated controlled substance" means any product that identifies itself by a common name or slang term associated with a controlled substance and that indicates on its label or accompanying promotional material that the product simulates the effect of a controlled substance.

Sec. 4. K.S.A. 2022 Supp. 21-5703 is hereby amended to read as follows: 21-5703.

(a) It shall be unlawful for any person to manufacture any controlled substance or controlled substance analog.

(b) Violation or attempted violation of subsection (a) is a:

(1) Drug severity level 2 felony, except as provided in subsections (b)(2) and (b)(3);

(2) drug severity level 1 felony if:

(A) The controlled substance is not methamphetamine, as defined by ~~subsection (d)(3) or (f)(1)~~ of K.S.A. 65-4107(d)(3) or (f)(1), and amendments thereto, or an analog thereof; ~~and~~

(B) the controlled substance is not a fentanyl-related controlled substance; and

(C) the offender has a prior conviction for unlawful manufacturing of a controlled substance under this section, K.S.A. 65-4159, prior to its repeal, K.S.A. 2010 Supp. 21-36a03, prior to its transfer, or a substantially similar offense from another jurisdiction and the substance was not methamphetamine, as defined by subsection (d)(3) or (f)(1) of K.S.A. 65-4107(d)(3) or (f)(1), and amendments thereto, or an analog thereof, in any such prior conviction; and

(3) drug severity level 1 felony if the controlled substance is methamphetamine, as defined by ~~subsection (d)(3) or (f)(1)~~ of K.S.A. 65-4107(d)(3) or (f)(1), and amendments thereto, or an analog thereof, or is a fentanyl-related controlled substance.

(c) The provisions of ~~subsection (d)~~ of K.S.A. 2022 Supp. 21-5301(d), and amendments thereto, shall not apply to a violation of attempting to unlawfully manufacture any controlled substance or controlled substance analog pursuant to this section.

(d) For persons arrested and charged under this section, bail shall be at least \$50,000 cash or surety, and such person shall not be released upon the person's own recognizance pursuant to K.S.A. 22-2802, and amendments thereto, unless the court determines, on the record, that the defendant is not likely to re-offend, the court imposes pretrial supervision, or the defendant agrees to participate in a licensed or certified drug

treatment program.

(e) The sentence of a person who violates this section shall not be subject to statutory provisions for suspended sentence, community service work or probation.

(f) The sentence of a person who violates this section, K.S.A. 65-4159, prior to its repeal or K.S.A. 2010 Supp. 21-36a03, prior to its transfer, shall not be reduced because these sections prohibit conduct identical to that prohibited by K.S.A. 65-4161 or 65-4163, prior to their repeal, K.S.A. 2010 Supp. 21-36a05, prior to its transfer, or K.S.A. 2022 Supp. 21-5705, and amendments thereto.

Sec. 5. K.S.A. 2022 Supp. 21-5807 is hereby amended to read as follows: 21-5807.

(a) Burglary is, without authority, entering into or remaining within any:

(1) (A) Dwelling, with intent to commit a felony, theft, domestic battery, violation of a protection order or sexually motivated crime therein; or

(B) locked or secured portion of any dwelling, with intent to commit a felony, theft, domestic battery, violation of a protection order or sexually motivated crime therein;

(2) (A) building, manufactured home, mobile home, tent or other structure which is not a dwelling, with intent to commit a felony, theft, domestic battery, violation of a protection order or sexually motivated crime therein; or

(B) locked or secured portion of any building, manufactured home, mobile home, tent or other structure which is not a dwelling, with intent to commit a felony, theft, domestic battery, violation of a protection order or sexually motivated crime therein; or

(3) vehicle, aircraft, watercraft, railroad car or other means of conveyance of persons or property, with intent to commit a felony, theft, domestic battery, violation of a protection order or sexually motivated crime therein.

(b) Aggravated burglary is, without authority, entering into or remaining within any:

(1) (A) Dwelling in which there is a human being, with intent to commit a felony, theft, domestic battery, violation of a protection order or sexually motivated crime therein; or

(B) locked or secured portion of any dwelling in which there is a human being, with intent to commit a felony, theft, domestic battery, violation of a protection order or sexually motivated crime therein;

(2) (A) building, manufactured home, mobile home, tent or other structure which is not a dwelling in which there is a human being, with intent to commit a felony, theft, domestic battery, violation of a protection order or sexually motivated crime therein; or

(B) locked or secured portion of any building, manufactured home, mobile home, tent or other structure which is not a dwelling in which there is a human being, with intent to commit a felony, theft, domestic battery, violation of a protection order or sexually motivated crime therein; or

(3) vehicle, aircraft, watercraft, railroad car or other means of conveyance of persons or property in which there is a human being, with intent to commit a felony, theft, domestic battery, violation of a protection order or sexually motivated crime therein.

(c) (1) Burglary as defined in:

(A) (i) Subsection (a)(1) is a severity level 7, person felony, except as provided in subsection (c)(1)(B);

(ii) subsection (a)(2) is a severity level 7, nonperson felony, except as provided in subsection (c)(1)(B); and

(iii) subsection (a)(3) is a severity level 9, nonperson felony, except as provided in subsection (c)(1)(B); and

(B) (i) subsection (a)(1), with intent to commit the theft of a firearm, is a severity level 5, person felony; and

(ii) subsection (a)(2) or (a)(3), with intent to commit the theft of a firearm, is a severity level 5, nonperson felony.

(2) Aggravated burglary as defined in:

(A) Subsection (b)(1) is a severity level 4, person felony; and

(B) subsection (b)(2) or (b)(3) is a severity level 5, person felony.

(d) As used in this section, "sexually motivated" means that one of the purposes for which the defendant committed the crime was for the purpose of the defendant's sexual gratification.

(e) This section shall not apply to any person entering into or remaining in a retail or commercial premises at any time that it is open to the public after having received a personal communication from the owner or manager of such premises not to enter such premises pursuant to K.S.A. 2022 Supp. 21-5808, and amendments thereto, except when such person is entering into or remaining in such premises with the intent to commit a person felony or sexually motivated crime therein.";

On page 2, following line 27, by inserting:

"Sec. 7. K.S.A. 2022 Supp. 21-6805 is hereby amended to read as follows: 21-6805. (a) The provisions of this section shall be applicable to the sentencing guidelines grid for drug crimes. The following sentencing guidelines grid for drug crimes shall be applicable to felony crimes under K.S.A. 2022 Supp. 21-5701 through 21-5717, and amendments thereto, except as otherwise provided by law:

SENTENCING RANGE - DRUG OFFENSES

Category →	A	B	C	D	E	F	G	H	I
Severity Level I	3 + Person Felonies	2 Person Felonies	1 Person & 1 Nonperson Felonies	1 Person Felonies	3 + Nonperson Felonies	2 Nonperson Felonies	1 Nonperson Felonies	2+ Misdemeanors	1 Misdemeanor No Record
I	204 194 196 185	186 176	187 178 169	179 170 161	170 162 154	167 158 150	162 154 146	161 150 142	154 146 138
II	144 136 130	137 130 122	130 123 117	124 117 111	116 111 105	113 108 101	110 104 99	108 100 96	103 98 92
III	83 78 74	77 73 68	72 68 65	68 64 60	62 59 55	59 56 52	57 54 51	54 51 49	51 49 46
IV	51 49 46	47 44 41	42 40 37	36 34 32	32 31 28	30 29 24	29 28 20	29 28 27	26 25 24
V	42 40 37	36 34 32	32 31 28	26 24 22	22 20 18	18 17 16	16 15 14	14 13 12	12 11 10

LEGEND
Presumptive Probation
Presumptive Imprisonment

(b) Sentences expressed in the sentencing guidelines grid for drug crimes in subsection (a) represent months of imprisonment.

(c) (1) The sentencing court has discretion to sentence at any place within the sentencing range. In the usual case it is recommended that the sentencing judge select the center of the range and reserve the upper and lower limits for aggravating and mitigating factors insufficient to warrant a departure. The sentencing court shall not distinguish between the controlled substances cocaine base (9041L000) and cocaine hydrochloride (9041L005) when sentencing within the sentencing range of the grid block.

(2) In presumptive imprisonment cases, the sentencing court shall pronounce the complete sentence which shall include the:

(A) Prison sentence;

(B) maximum potential reduction to such sentence as a result of good time; and

(C) period of postrelease supervision at the sentencing hearing. Failure to pronounce the period of postrelease supervision shall not negate the existence of such period of postrelease supervision.

(3) In presumptive nonprison cases, the sentencing court shall pronounce the prison sentence as well as the duration of the nonprison sanction at the sentencing hearing.

(d) Each grid block states the presumptive sentencing range for an offender whose crime of conviction and criminal history place such offender in that grid block. If an offense is classified in a grid block below the dispositional line, the presumptive disposition shall be nonimprisonment. If an offense is classified in a grid block above the dispositional line, the presumptive disposition shall be imprisonment. If an offense is classified in grid blocks 4-E, 4-F, 4-G, 4-H, 4-I, 5-C or 5-D, the court may impose an optional nonprison sentence as provided in ~~subsection (q)~~ of K.S.A. 2022 Supp. 21-6804(q), and amendments thereto.

(e) The sentence for a second or subsequent conviction for unlawful manufacturing of a controlled substance, K.S.A. 65-4159, prior to its repeal, K.S.A. 2010 Supp. 21-36a03, prior to its transfer, K.S.A. 2022 Supp. 21-5703, and amendments thereto, or a substantially similar offense from another jurisdiction, if the controlled substance in any prior conviction was methamphetamine, as defined by ~~subsection (d)(3) or (f)(1)~~ of K.S.A. 65-4107(d)(3) or (f)(1), and amendments thereto, or an analog thereof, shall be a presumptive term of imprisonment of two times the maximum duration of the presumptive term of imprisonment. The court may impose an optional reduction in such sentence of not to exceed 50% of the mandatory increase provided by this subsection upon making a finding on the record that one or more of the mitigating factors as specified in K.S.A. 2022 Supp. 21-6815, and amendments thereto, justify such a reduction in sentence. Any decision made by the court regarding the reduction in such sentence shall not be considered a departure and shall not be subject to appeal.

(f) (1) The sentence for a third or subsequent felony conviction of K.S.A. 65-4160 or 65-4162, prior to their repeal, K.S.A. 2010 Supp. 21-36a06, prior to its transfer, or K.S.A. 2022 Supp. 21-5706, and amendments thereto, shall be a presumptive term of imprisonment and the defendant shall be sentenced to prison as provided by this section. The defendant's term of imprisonment shall be served in the custody of the secretary of corrections in a facility designated by the secretary. Subject to appropriations therefore, the defendant shall participate in an intensive substance abuse treatment program, of at least four months duration, selected by the secretary of

corrections. If the secretary determines that substance abuse treatment resources are otherwise available, such term of imprisonment may be served in a facility designated by the secretary of corrections in the custody of the secretary of corrections to participate in an intensive substance abuse treatment program. The secretary's determination regarding the availability of treatment resources shall not be subject to review. Upon the successful completion of such intensive treatment program, the offender shall be returned to the court and the court may modify the sentence by directing that a less severe penalty be imposed in lieu of that originally adjudged. If the offender's term of imprisonment expires, the offender shall be placed under the applicable period of postrelease supervision.

(2) Such defendant's term of imprisonment shall not be subject to modification under paragraph (1) if:

(A) The defendant has previously completed a certified drug abuse treatment program, as provided in K.S.A. 75-52,144, and amendments thereto;

(B) has been discharged or refused to participate in a certified drug abuse treatment program, as provided in K.S.A. 75-52,144, and amendments thereto;

(C) has completed an intensive substance abuse treatment program under paragraph (1); or

(D) has been discharged or refused to participate in an intensive substance abuse treatment program under paragraph (1).

The sentence under this subsection shall not be considered a departure and shall not be subject to appeal.

(g) (1) Except as provided further, if the trier of fact makes a finding that an offender carried a firearm to commit a drug felony, or in furtherance of a drug felony, possessed a firearm, in addition to the sentence imposed pursuant to K.S.A. 2022 Supp. 21-6801 through 21-6824, and amendments thereto, the offender shall be sentenced to:

(A) Except as provided in subsection (g)(1)(B), an additional 6 months' imprisonment; and

(B) if the trier of fact makes a finding that the firearm was discharged, an additional 18 months' imprisonment.

(2) The sentence imposed pursuant to subsection (g)(1) shall be presumptive imprisonment. Such sentence shall not be considered a departure and shall not be subject to appeal.

(3) The provisions of this subsection shall not apply to violations of K.S.A. 2022 Supp. 21-5706 or 21-5713, and amendments thereto.

(h) The sentence for a violation of K.S.A. 2022 Supp. 21-5703, and amendments thereto, with respect to material containing any quantity of a fentanyl-related controlled substance shall be presumed imprisonment and shall be two times the maximum duration of the presumptive term of imprisonment. Such sentence shall not be considered a departure and shall not be subject to appeal.

Sec. 8. K.S.A. 75-702 is hereby amended to read as follows: 75-702. (a) The attorney general shall appear for the state, and prosecute and defend any and all actions and proceedings, civil or criminal, in the Kansas supreme court, the Kansas court of appeals and in all federal courts, in which the state shall be interested or a party, and shall, when so appearing, control the state's prosecution or defense.

(b) The attorney general shall also, when required by the governor or either branch of the legislature, appear for the state and prosecute or defend, in any other court or

before any officer, in any cause or matter, civil or criminal, in which this state may be a party or interested or when the constitutionality of any law of this state is at issue and when so directed shall seek final resolution of such issue in the supreme court of the state of Kansas.

(c) (1) The attorney general shall have authority to prosecute any matter related to a violation of K.S.A. 12-189 or 75-5133, and ~~amendment~~ amendments thereto, related to unlawful acts when the offender is an officer or employee of a city or county.

(2) Notwithstanding any provision of law to the contrary, the attorney general shall have concurrent authority with any county or district attorney to prosecute any crime or an attempt, conspiracy or criminal solicitation as defined in K.S.A. 2022 Supp. 21-5301, 21-5302 or 21-5303, and amendments thereto, of any crime that is part of an alleged course of criminal conduct that occurred in two or more counties.”;

Also on page 2, in line 28, before "K.S.A" by inserting "K.S.A. 75-702 and"; also in line 28, after "Supp." by inserting "21-5413, 21-5701, 21-5701b, 21-5703, 21-5807,"; also in line 28, by striking "is" and inserting "and 21-6805 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after "to" by inserting "crimes against the public peace; creating the crime of interference with the conduct of a healthcare facility; increasing the criminal penalty for battery of a healthcare provider; relating to crimes involving controlled substances; adding the placing of controlled substances into pills into the definition of manufacture; excluding materials used to detect the presence of fentanyl, ketamine or gamma hydroxybutyric acid from the definition of drug paraphernalia; increasing the criminal penalties for manufacturing fentanyl-related controlled substances; creating a special sentencing rule for manufacturing fentanyl-related controlled substances; relating to crimes involving property; adding domestic battery and violation of a protection order to the list of crimes a person has intent to commit for the crimes of burglary and aggravated burglary; relating to"; in line 3, after the semicolon by inserting "authorizing the attorney general to prosecute any crime that is part of an alleged course of criminal conduct that occurred in two or more counties;" ; in line 4, after "amending" by inserting "K.S.A. 75-702 and"; also in line 4, after "Supp." by inserting "21-5413, 21-5701, 21-5703, 21-5807,"; also in line 4, after "21-5904" by inserting "and 21-6805"; in line 5, by striking "section" and inserting "sections; also repealing K.S.A. 2022 Supp. 21-5701b"; and the bill be passed as amended.

Committee on **Education** recommends **HB 2427** be amended on page 1, in line 8, by striking "biological" and inserting "genetic"; in line 20, by striking "Biological" and inserting "Genetic"; also in line 20, by striking all after "means"; by striking all in lines 21 through 24; in line 25, by striking "gender" and inserting "":

(A) For any individual with at least one "Y" chromosome at the 23rd loci, the expression of such chromosome shall be considered male; and

(B) all other individuals shall be considered female";

Also on page 1, in the title, in line 3, by striking "biological" and inserting "genetic"; and the bill be passed as amended.

Committee on **Taxation** recommends **SB 169** be amended by substituting with a new bill to be designated as "House Substitute for SENATE BILL NO. 169," as follows:

"House Substitute for SENATE BILL NO. 169

By Committee on Taxation

"AN ACT concerning taxation; relating to income tax; providing a 5.25% tax rate for individuals and decreasing the normal tax for corporations; discontinuing possible future corporate rate decreases as a result of agreements under the attracting powerful economic expansion program act; increasing the income limit to qualify for a subtraction modification for social security income; increasing the Kansas standard deduction by a cost-of-living adjustment; discontinuing the food sales tax credit; relating to sales and compensating use tax; reducing the rate of tax on sales of food and food ingredients; relating to property tax; increasing the extent of exemption for residential property from the statewide school levy; relating to privilege tax rates; decreasing the normal tax; amending K.S.A. 79-1107 and 79-1108 and K.S.A. 2022 Supp. 74-50,321, 79-201x, 79-32,110, 79-32,117, 79-32,119, 79-32,271, 79-3603, 79-3603d, 79-3620, 79-3703 and 79-3710 and repealing the existing sections.";

And the substitute bill be passed.

(**H Sub for SB 169** was thereupon introduced and read by title.)

On motion of Rep. Croft, the House recessed until 1:45 p.m.

AFTERNOON SESSION

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

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Hoffman, the House nonconcurrred in Senate amendments to **HB 2184** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Hoffman, Rhiley and Amyx as conferees on the part of the House.

Also, on motion of Rep. F. Patton, the House nonconcurrred in Senate amendments to **HB 2015** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. F. Patton, Schreiber and Carmichael as conferees on the part of the House.

Also, on motion of Rep. F. Patton, the House nonconcurrred in Senate amendments to **HB 2065** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. F. Patton, Schreiber and Carmichael as conferees on the part of the House.

Also, on motion of Rep. F. Patton, the House nonconcurrred in Senate amendments to **HB 2130** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. F. Patton, Schreiber and Carmichael as conferees on the part of the House.

Also, on motion of Rep. F. Patton, the House nonconcurrred in Senate amendments to **HB 2131** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. F. Patton, Schreiber and Carmichael as conferees on the part of the House.

Also, on motion of Rep. Francis, the House nonconcurrred in Senate amendments to **HB 2020** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Francis, Neelly and Ballard as conferees on the part of the House.

Also, on motion of Rep. Sutton, the House nonconcurrred in Senate amendments to **HB 2089** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Sutton, Penn and Neighbor as conferees on the part of the House.

Also, on motion of Rep. Sutton, the House nonconcurrred in Senate amendments to **HB 2090** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Sutton, Penn and Neighbor as conferees on the part of the House.

Also, on motion of Rep. Sutton, the House nonconcurrred in Senate amendments to **HB 2093** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Sutton, Penn and Neighbor as conferees on the part of the House.

Also, on motion of Rep. Sutton, the House nonconcurrred in Senate amendments to **HB 2094** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Sutton, Penn and Neighbor as conferees on the part of the House.

Also, on motion of Rep. Landwehr, the House nonconcurrred in Senate amendments to **S Sub HB 2344** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Landwehr, Eplee and S. Ruiz as conferees on the part of the House.

Also, on motion of Rep. Tarwater, the House nonconcurrred in Senate amendments to **HB 2042** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Tarwater, Borjon and Probst as conferees on the part of the House.

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

COMMITTEE OF THE WHOLE

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

Recommended that **HB 2449**, **HB 2452** be passed.

Committee report to **SB 119** be adopted; and the bill be passed as amended.

Committee report to **SB 27** be adopted; and the bill be passed as amended.

Committee report to **HB 2418** be adopted; and the bill be passed as amended.

Committee report to **SB 228** be adopted; and the bill be passed as amended.

Committee report to **SB 217** be adopted.

Also, on motion of Rep. Featherston, **SB 217** be amended As Amended by House Committee, on page 17, in line 29, by striking "to exceed one year" and inserting "less than one year and not more than five years"; also in line 29, by striking "subsection" and inserting "subsections"; in line 30, by striking "one" and inserting "an"; in line 31, by striking "year" and inserting "period of not less than one year and not more than five years"; in line 36, by striking "two" and inserting "one"; also in line 36, by striking

"years" and inserting "year";

On page 19, in line 25, by striking "abuse" and inserting "assault"; in line 27, by striking "to exceed one year" and inserting "less than one year and not more than five years,"; in line 30, by striking "year" and inserting "period of not less than one year and not more than five years";

On page 1, in the title, in line 1, after "concerning" by inserting "violations of personal rights; relating to"; in line 9, after the semicolon by inserting "increasing the time of initial orders and possible extensions under the protection from abuse and protection from stalking, sexual assault and human trafficking acts;" and the bill be passed as amended.

Committee report to **Sub SB 131** be adopted.

Also, on motion of Rep. Eplee, **Sub SB 131** be amended As Amended by House Committee, on page 1, in line 10, before "Section" by inserting "New";

On page 3, following line 4, by inserting:

"New Sec. 2. (a) This section shall be known and may be cited as the no patient left alone act.

(b) As used in this section:

(1) "Essential caregiver" means an individual designated by the patient who meets an essential need of the patient by assisting with the tasks of daily living or providing important emotional, social or psychological support.

(2) "Immediate family member" means father, mother, stepparent, child, grandchild, stepchild, sibling, spouse or grandparent of the patient.

(3) "Patient" means an individual who is receiving care at or is a resident of a patient care facility.

(4) "Patient care facility" includes any adult care home as defined in K.S.A. 39-923, and amendments thereto, and any medical care facility as defined in K.S.A. 65-425, and amendments thereto, except that "patient care facility" includes a hospice that is certified to participate in the medicare program under 42 C.F.R. § 418.1 et seq., and that provides services only to hospice patients.

(c) A patient care facility shall not:

(1) Take action to prevent a patient from receiving in-person visitation from any person designated by the patient, if the patient has the capacity to make such designation, or any person designated by the patient's agent for healthcare decisions established by a durable power of attorney for healthcare decisions pursuant to K.S.A. 58-625 et seq., and amendments thereto, if the patient does not have such capacity. Such visitor may include, but shall not be limited to:

(A) An immediate family member, domestic partner or significant other;

(B) the agent for healthcare decisions established by a durable power of attorney for healthcare decisions pursuant to K.S.A. 58-625 et seq., and amendments thereto;

(C) an essential caregiver; or

(D) a minister, priest, rabbi or clergyperson of any religious denomination or sect to which the patient is an adherent; or

(2) prohibit a patient who is terminally ill or receiving end-of-life care from receiving in-person visitation from two individuals at a time.

(d) A patient may refuse in-person visitation or revoke previously granted in-person visitation from any person at any time.

(e) Prior to September 1, 2023, each patient care facility may establish visitation policies and procedures, including, but not limited to:

- (1) Infection control protocols and education for visitors;
- (2) a set schedule of dates and times when visitation is allowed;
- (3) allowable visit length; and
- (4) limits on number of visitors.

(f) Visitation policies and procedures adopted under this section shall:

(1) Allow in-person visitation, unless the patient objects, when the patient is:

- (A) Terminally ill or receiving end-of-life care;
- (B) making one or more major medical decisions;

(C) experiencing emotional distress or grieving the recent loss of a friend or family member;

(D) experiencing functional, cognitive or nutritional decline;

(E) struggling with the change in environment at the patient care facility after having previously lived with such patient's immediate family member;

(F) admitted to a medical care facility for childbirth, including care related to a miscarriage or stillbirth; or

(G) under 18 years of age;

(2) be provided to the patient care facility's licensing agency at the time of initial licensure or renewal or any time upon request; and

(3) be easily accessible from the homepage of the medical care facility's website.

(g) Visitation policies and procedures adopted under this section shall not contain more stringent infection control protocols for visitors than for employees of the patient care facility who are providing direct care to patients.

(h) A patient care facility may:

(1) Adopt visitation policies and procedures that are more stringent for intensive or critical care units;

(2) modify visitation based on a patient's condition or need for rest;

(3) require a visitor to agree in writing to follow the facility's policies and procedures;

(4) temporarily suspend a visitor's in-person visitation if such visitor violates the facility's policies and procedures;

(5) revoke a visitor's in-person visitation if such visitor repeatedly violates the

facility's policies and procedures or displays any violent or aggressive behavior; or

(6) notwithstanding subsection (g), require a visitor to adhere to infection control procedures, including wearing personal protective equipment.

(i) The department of health and environment shall publish on its website an explanation of this section's visitation requirements and a link to report complaints alleging violations of this section by a patient care facility.

(j) A patient care facility shall be immune from civil liability for damages for acts taken in compliance with this section unless such act constitutes gross negligence or willful, wanton or reckless conduct.

(k) Nothing in this section shall be construed to:

(1) Supersede any federal law, rules, regulations or guidance regarding patient care facilities; or

(2) prohibit a patient care facility from taking actions necessary to ensure that such patient care facility remains eligible for federal financial participation, federal funds or participation in federal programs and for reimbursement for services provided in such patient care facility.

Sec. 3. K.S.A. 65-1635a is hereby amended to read as follows: 65-1635a. (a) A pharmacist, or a pharmacy student ~~or~~, intern or pharmacy technician who is 18 years of age or older and working under the direct supervision and control of a pharmacist, may administer influenza vaccine to a person six years of age or older and may administer vaccine, other than influenza vaccine, to a person 12 years of age or older pursuant to a vaccination protocol if the pharmacist, pharmacy student ~~or~~, intern or pharmacy technician has successfully completed a course of study and training, approved by the accreditation council for pharmacy or the board, in vaccination storage, protocols, injection technique, emergency procedures and recordkeeping and has taken a course in cardiopulmonary resuscitation (CPR) and has a current CPR certificate when administering vaccine. A pharmacist ~~or~~, pharmacy student ~~or~~, intern or pharmacy technician who successfully completes such a course of study and training shall maintain proof of completion and, upon request, provide a copy of such proof to the board.

(b) All vaccinees will be given a written immunization record for their personal files. The administering pharmacist or pharmacist supervising an administering pharmacy student ~~or~~, intern or pharmacy technician shall promptly report a record of the immunization to the vaccinee's primary care provider by mail, electronic facsimile, ~~e-mail~~ email or other electronic means. If the vaccinee does not have a primary care provider, then the administering pharmacist or pharmacist supervising an administering pharmacy student ~~or~~, intern or pharmacy technician shall promptly report a record of the immunization to the person licensed to practice medicine and surgery by the state board of healing arts who has entered into the vaccination protocol with the pharmacist. The immunization will also be reported to appropriate county or state immunization registries, except that if the person vaccinated or, if the person is a minor, the parent or guardian of the minor, objects to the report, the report shall not be made.

(c) A pharmacist, pharmacy student ~~or~~, intern ~~may~~ or pharmacy technician shall not delegate to any person the authority granted under this act to administer a vaccine.

(d) As used in this section, "pharmacist" means a pharmacist as defined in K.S.A. 65-1626, and amendments thereto, who has:

(1) Successfully completed a course of study and training, approved by the accreditation council for pharmacy or the board, in vaccination storage, protocols, injection technique, emergency procedures and recordkeeping ~~and has;~~

(2) taken a course in cardiopulmonary resuscitation (CPR); ~~and has~~

(3) a current CPR certificate.

(e) This section shall be a part of and supplemental to the pharmacy act of the state of Kansas.

Sec. 4. K.S.A. 65-1635a is hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 7, after "thereto" by inserting "; enacting the no patient left alone act; relating to hospitals, adult care homes and hospice facilities; requiring such facilities to allow in-person visitation in certain circumstances; authorizing such facilities to adopt visitation policies and procedures; relating to pharmacy; authorizing pharmacy technicians to administer certain vaccines; amending K.S.A. 65-1635a and repealing the existing section"

and the bill be passed as amended.

Committee report to **SB 115** be adopted; and the bill be passed as amended.

Committee report to **HB 2443** be adopted; and the bill be passed as amended.

Committee report to **HB 2446** be adopted; and the bill be passed as amended.

Committee report recommending a substitute bill to **H Sub for SB 244** be adopted; and the substitute bill be passed.

Committee report to **SB 243** be adopted; and the bill be passed as amended.

MESSAGES FROM THE SENATE

Announcing passage of **HB 2096**, as amended; **HB 2097**, as amended; **HB 2098**, as amended; **HB 2100**, as amended; **HB 2214**, as amended; **HB 2285**, as amended; **HB 2298**, as amended.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Sutton, the House nonconcurrent in Senate amendments to **HB 2096** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Sutton, Penn and Neighbor as conferees on the part of the House.

Also, on motion of Rep. Sutton, the House nonconcurrent in Senate amendments to **HB 2097** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Sutton, Penn and Neighbor as conferees on the part of the House.

Also, on motion of Rep. Sutton, the House nonconcurrent in Senate amendments to **HB 2098** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Sutton, Penn and Neighbor as conferees on the part of the House.

Also, on motion of Rep. Sutton, the House nonconcurrent in Senate amendments to **HB 2100** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Sutton, Penn and Neighbor as conferees on the part of the House.

Also, on motion of Rep. Owens, the House nonconcurrred in Senate amendments to **HB 2214** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Owens, E. Smith and Highberger as conferees on the part of the House.

Also, on motion of Rep. Sutton, the House nonconcurrred in Senate amendments to **HB 2285** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Sutton, Penn and Neighbor as conferees on the part of the House.

Also, on motion of Rep. Francis, the House nonconcurrred in Senate amendments to **HB 2298** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Francis, Neelly and Ballard as conferees on the part of the House.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

On emergency motion of Rep. Croft pursuant to House Rule 2311, **HB 2401, HB 2414, HB 2418, HB 2438, HB 2443, HB 2446, HB 2449, HB 2452, SB 3, SB 17, SB 25, SB 27, SB 44, SB 66, SB 75, SB 85, SB 114, SB 115, SB 116, SB 119, SB 120, SB 123, SB 131, SB 189, SB 194, SB 205, SB 217, SB 228, SB 243** and **SB 244** were advanced to Final Action on Bills and Concurrent Resolutions.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

SB 3, AN ACT designating *Silvisaurus condrayi* as the official state land fossil, was considered on final action.

On roll call, the vote was: Yeas 119; Nays 4; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Bergkamp, Bergquist, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Barth, Blew, Carmichael, Jacobs.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed.

SB 205, AN ACT concerning water; relating to water rights; authorizing certain water rights in a water bank to participate in multi-year flex accounts on a temporary basis; amending K.S.A. 2022 Supp. 82a-736 and repealing the existing section, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed, as amended.

SB 120, AN ACT concerning water; relating to water infrastructure projects; authorizing the secretary of health and environment to adopt rules and regulations for an annual certification program for the replacement of distributions systems segments; increasing the amortization period on loans from the Kansas water pollution control revolving fund; amending K.S.A. 65-163 and 65-3326 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 114; Nays 9; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Osman, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Carmichael, Fairchild, Garber, Houser, Howe, Jacobs, Oropeza, Ousley, Rhiley.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed.

SB 25, AN ACT concerning insurance; relating to premium tax; decreasing such tax rate imposed from 6% to 2% on surplus lines insurance; amending K.S.A. 40-246c and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 119; Nays 4; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Hoyer, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Carmichael, Curtis, Hougland, Ousley.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed, as amended.

SB 17, AN ACT concerning insurance; relating to prepaid service plans; certificates of registration; discontinuing annual registration fees for such plans; modifying the requirement to report individuals who solicit memberships on behalf of such plans from semi-annually to annually and upon application for registration; amending K.S.A. 40-4209 and repealing the existing section; also repealing K.S.A. 40-4203, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 6; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoyer, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Osman, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë,

Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Carmichael, Carr, Curtis, Highberger, Oropeza, Ousley.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed, as amended.

SB 85, AN ACT concerning travel insurance; relating to the licensing and registration of limited lines travel insurance producers and travel retailers; enacting the Kansas travel insurance act; establishing a premium tax for travel insurers; regulating the sale and marketing of travel insurance and travel protection plans; providing for travel administrators; establishing standards for travel insurance policies; amending K.S.A. 40-4903 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 103; Nays 20; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Hoffman, Hoheisel, Hougland, Houser, Howell, Howerton, Hoyer, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neely, Neighbor, Ohaebosim, Oropeza, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoee, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Thomas, Thompson, Titus, Turner, Underhill, Vaughn, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Barth, Bergkamp, Carmichael, Carr, Curtis, Estes, Fairchild, Garber, Highberger, Hill, Howe, Jacobs, Mason, Osman, Ousley, Rhiley, Roth, Tarwater, Turk, Waggoner.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed, as amended.

SB 44, AN ACT concerning financial institutions; relating to cybersecurity; enacting the Kansas financial institutions information security act; requiring certain covered entities to protect customer information; authorizing the state bank commissioner to adopt rules and regulations; providing penalties for violations of such act, was considered on final action.

On roll call, the vote was: Yeas 114; Nays 9; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Howell, Howerton, Hoyer, Humphries, T. Johnson, Kessler, Landwehr,

Lewis, Martinez, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: W. Carpenter, Fairchild, Garber, Houser, Howe, Jacobs, Mason, Rhiley, Turk.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed, as amended.

H Sub for SB 116, AN ACT concerning alcoholic beverages; relating to spirits distributors, wine distributors and cereal malt beverage distributors; regulating samples; relating to the special order shipping of wine; requiring monthly remittance of gallonage taxes; amending the common consumption area law to permit rather than require that roads be blocked and to allow designation of such areas by signage; relating to the Kansas cereal malt beverage act; allowing businesses to sell cereal malt beverage by the drink on Sundays without requiring that 30% of the gross receipts of such businesses be derived from the sale of food; amending K.S.A. 41-306, 41-306a, 41-307, 41-350 and 41-2659 and K.S.A. 2022 Supp. 41-2704 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 102; Nays 21; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Dodson, M., Donohoe, Droge, Eplee, Essex, Fairchild, Featherston, Francis, Garber, Goddard, Goetz, Haskins, Haswood, Hawkins, Highberger, Hoffman, Hoheisel, Hougland, Houser, Howell, Howerton, Hoyer, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Neelly, Neighbor, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Smith, C., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Williams, K., Williams, L., Woodard, Xu, Younger.

Nays: Bergquist, Carmichael, Carr, Ellis, Estes, Gardner, Helgeson, Hill, Howe, Jacobs, Mason, Murphy, Ohaebosim, Rahjes, Rhiley, Seiwert, Smith, A., Smith, E., Weigel, White, Winn.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The substitute bill passed.

SB 189, AN ACT concerning law enforcement; relating to applicants for a law enforcement officer position; authorizing state and local law enforcement agencies to receive certain files and information about the applicant from agencies that received an application from the applicant for a law enforcement position or conducted an employment background investigation; amending K.S.A. 75-4379 and repealing the

existing section, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgeson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed, as amended.

SB 75, AN ACT concerning the legal rate of interest; relating to the percentage rate used to calculate interest; amending K.S.A. 16-201 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 1; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgeson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Seiwert.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed, as amended.

SB 66, AN ACT concerning education; relating to teacher licensure; enacting the interstate teacher mobility compact; recognizing equivalent teacher licenses from other

member states, was considered on final action.

On roll call, the vote was: Yeas 103; Nays 20; Present but not voting: 0; Absent or not voting: 2.

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Hoyer, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, Meyer, Miller, D., Miller, S., Minnix, Moser, Murphy, Neelly, Neighbor, Osman, Owens, F. Patton, Penn, Pickert, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Sawyer, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Woodard, Xu, Younger.

Nays: Alcalá, Carlin, Carmichael, Carr, Haswood, Houglan, Jacobs, Martinez, Melton, Miller, V., Ohaebosim, Oropeza, Ousley, Poskin, Ruiz, L., Ruiz, S., Sawyer Clayton, Schlingensiepen, Stogsdill, Winn.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed, as amended.

SB 123, AN ACT concerning postsecondary education; relating to residency determination of certain students; deeming veterans and dependents or spouses of such veterans who were stationed in the state for at least 11 months as residents for purposes of tuition and fees; amending K.S.A. 2022 Supp. 48-3601 and repealing the existing section, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoyer, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed, as amended.

HB 2438, AN ACT concerning emergency medical services; eliminating the designation and certification of instructor-coordinators; amending K.S.A. 2022 Supp. 65-2891, 65-6102, 65-6112, 65-6124 and 65-6150 and repealing the existing sections; also repealing K.S.A. 2022 Supp. 65-6129b, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed, as amended.

HB 2401, AN ACT concerning employment security law; relating to the definition of "benefit year" and "temporary unemployment"; requiring electronic filing of wage reports, contribution returns and payments and interest assessments for employers with 25 or more employees; permitting the exercise of discretion in the number of appointments and length of terms with respect to the temporarily expanded employment security board of review members; extending when the mandatory combination of rates and the establishment of a new account due to a business acquisition must occur from the beginning of the following quarter to the beginning of the following year; requiring the secretary to create an audit process within the new unemployment insurance information technology system to permit employers to submit reports regarding work search, the my reemployment plan and claimants who do not provide notification or appear for scheduled interviews; providing for notices by the secretary to active employers regarding work search noncompliance reporting options; authorizing the legislative coordinating council to extend the new unemployment insurance information technology system implementation date as often as deemed appropriate by the council, requiring the secretary to notify the council of the need for an extension and permitting retroactive extension if necessary; authorizing the secretary to extend temporary unemployment up to four weeks upon request by employers; amending K.S.A. 44-705, 44-709, 44-717 and 44-772 and K.S.A. 2022 Supp. 44-703, 44-710a and 44-775 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 119; Nays 4; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist,

Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Carr, Garber, Jacobs, Rhiley.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed, as amended.

SB 114, AN ACT concerning solid waste; relating to advanced recycling; creating definitions for "advanced recycling" and related terms; separating advanced recycling from the current solid waste management system; amending K.S.A. 65-3402 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 101; Nays 22; Present but not voting: 0; Absent or not voting: 2.

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Hawkins, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Osman, Owens, F. Patton, Penn, Pickert, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Sanders, Sawyer Clayton, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Woodard, Younger.

Nays: Alcalá, Boyd, Carlin, Carmichael, Carr, Haswood, Helgerson, Jacobs, Martinez, Melton, Meyer, Oropeza, Ousley, Poskin, Ruiz, S., Sawyer, Schlingensiepen, Stogsdill, Vaughn, Weigel, Winn, Xu.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed.

Sub HB 2414, AN ACT concerning private and public postsecondary educational institutions; relating to the development of postsecondary engineering programs and the provision of scholarships for engineering students at certain private and public institutions of higher education; creating a matching grant program to be administered by the secretary of commerce; creating the engineering graduate incentive fund, was

considered on final action.

On roll call, the vote was: Yeas 82; Nays 40; Present but not voting: 1; Absent or not voting: 2.

Yeas: Amyx, Anderson, Ballard, Barth, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Francis, Goddard, Hawkins, Helgerson, Highberger, Hoffman, Hoheisel, Howe, Howell, Howerton, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, Miller, S., Minnix, Moser, Murphy, Neelly, Owens, F. Patton, Penn, Pickert, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Sanders, Sawyer, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Woodard.

Nays: Alcalá, Awerkamp, Bergkamp, Boyd, Carmichael, Carr, Curtis, Fairchild, Featherston, Garber, Gardner, Goetz, Haswood, Hill, Hougland, Houser, Hoyer, Jacobs, Martinez, Melton, Meyer, Miller, D., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Rhiley, Ruiz, L., Ruiz, S., Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Winn, Xu, Younger.

Present but not voting: Haskins.

Absent or not voting: Delperdang, Poetter Parshall.

The substitute bill passed.

A Call of the House was demanded during the vote on passage of **HB 2414**. Rep. Haskins requested to be excused from voting under House Rule 2508(b). Having received the approval of the required majority, Rep. Haskins was excused from voting.

EXPLANATION OF VOTE

MR SPEAKER: I voted no to **HB 2414** because there is no provision to keep Engineering graduates in the state of Kansas and no language to state that low income minorities will be prioritized for these specific grants or scholarships. – MELISSA OROPEZA

SB 194, AN ACT concerning hospital districts; relating to the qualifications of hospital board members; removing the requirement that such members be qualified electors; amending K.S.A. 80-2506 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 50; Nays 73; Present but not voting: 0; Absent or not voting: 2.

Yeas: Amyx, Awerkamp, Barth, Bergkamp, Blew, Blex, Bloom, Borjon, Bryce, Buehler, B. Carpenter, W. Carpenter, Corbet, Croft, Dodson, M., Donohoe, Droge, Ellis, Essex, Francis, Gardner, Goetz, Hawkins, Helgerson, Hoffman, Howell, Kessler, Mason, Maughan, Minnix, Neelly, F. Patton, Pickert, Proctor, Rahjes, Sanders, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Tarwater, Thomas, Thompson, Turk, Turner, Wasinger, Waymaster, White, Williams, K..

Nays: Alcalá, Anderson, Ballard, Bergquist, Boyd, Butler, Carlin, Carmichael, Carr, Clifford, Collins, Concannon, Curtis, Eplee, Estes, Fairchild, Featherston, Garber, Goddard, Haskins, Haswood, Highberger, Hill, Hoheisel, Hougland, Houser, Howe,

Howerton, Hoye, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Moser, Murphy, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, Penn, Poskin, Probst, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Smith, E., Stogsdill, Sutton, Titus, Underhill, Vaughn, Waggoner, Weigel, Williams, L., Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill did not pass.

EXPLANATIONS OF VOTE

MR. SPEAKER: I vote no on **SB 194**. Because this bill includes a provision that a citizen must be a land-owner in order to participate in governing, I cannot support the bill. This is the same language which prevented Blacks from voting. – PATRICK PENN, SCOTT HILL

MR. SPEAKER: Requiring a person in the State of Kansas to be a property owner to serve on any public board is bad public policy and is an affront to the thirty-three percent of Kansans who do not own property in the state, and the more than sixty percent of residents in my district. Therefore, I vote NO on **SB 194**. – BRANDON WOODARD

SB 119, AN ACT concerning insurance; relating to insurance law; updating certain obsolete statutory references contained therein; amending K.S.A. 40-201, 40-216, 40-241 and 40-955 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 5; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buchler, Butler, Carlin, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Croft, Curtis, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neely, Neighbor, Ohaebosim, Osman, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Carmichael, Carr, Houglan, Oropeza, Ousley.

Present but not voting: None.

Absent or not voting: Corbet, Delperdang, Poetter Parshall.

The bill passed, as amended.

SB 27, AN ACT concerning insurance; relating to the uniform insurance agents licensure act; public adjusters licensing act; authorizing the commissioner of insurance to set the amount of certain fees; requiring information obtained from background checks, fingerprinting and criminal history records checks be used solely for the purpose of verifying the identification of an applicant and the fitness of an applicant to

be issued a license as an insurance agent; amending K.S.A. 40-4905, 40-4906 and 40-5505 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 118; Nays 5; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcala, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neely, Neighbor, Osman, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Carmichael, Carr, Ohaebosim, Oropeza, Ousley.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed, as amended.

HB 2449, AN ACT concerning boards and commissions; relating to the per diem compensation of members of such boards and commissions; amending K.S.A. 75-3212 and 75-3223 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 111; Nays 11; Present but not voting: 1; Absent or not voting: 2.

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Dodson, M., Donohoe, Droge, Eplee, Essex, Estes, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neely, Neighbor, Ohaebosim, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Alcala, Carr, Ellis, Fairchild, Garber, Hill, Jacobs, Mason, Rhiley, Roth, Thomas.

Present but not voting: Oropeza.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed.

HB 2418, AN ACT concerning certain state programs, boards and commissions; abolishing the study commission for the consolidation of Kansas City, Kansas, and

Wyandotte county, consolidation commission of Topeka, Kansas, and Shawnee county, study commission for the consolidation in Greeley county, state emergency response commission, transportation vision task force, Persian Gulf war veterans health initiative act, Kansas export finance act, community strategic planning assistance act, natural and scientific areas advisory board, public finance transparency board, Kansas film services commission, Kansas bioscience authority, KAN-ED act and department of health and environment advisory committees; amending K.S.A. 12-340, 12-360, 45-229, 65-5702, 65-5728, 65-7406, 66-2010, 74-2916, 74-5210, 74-6603, 74-6609, 74-72,123, 74-99b03, 74-99b33, 74-99b63, 74-99b83 and 75-7403and repealing the existing sections; also repealing K.S.A. 12-341, 12-342, 12-343, 12-350, 12-351, 12-352, 12-353, 12-354, 12-355, 12-356, 12-357, 12-359, 12-361, 12-362, 65-5703, 68-185, 73-1221, 73-1222, 73-1223, 73-1224, 73-1225, 73-1226, 73-1227, 73-1228, 73-1229, 73-1230, 73-1231, 74-5069, 74-5070, 74-5071, 74-5072, 74-5073, 74-5074, 74-5092, 74-5093, 74-5094, 74-5095, 74-5096, 74-5097, 74-5098, 74-5099, 74-50,100, 74-50,101, 74-6614, 74-6615, 74-72,124, 74-9201, 74-99b04, 74-99b05, 74-99b11, 74-99b12, 74-99b13, 74-99b17, 75-7221, 75-7222, 75-7223, 75-7224, 75-7225, 75-7226 and 75-7227, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoyer, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoee, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed, as amended.

SB 228, AN ACT concerning {counties; requiring the secretary for aging and disability services to reimburse counties for certain costs when a person is in a county jail awaiting examination, evaluation or treatment for competency; relating to} county jails; removing the requirement that every county shall have a jail; modernizing requirements related to food, drink and medical care for prisoners and jail records; modifying procedures used when district courts commit prisoners to jail in another county and when counties contract with city jails or other county jails to keep prisoners; requiring a medical examination before certain United States prisoners or city prisoners are taken into custody of a county jail; amending K.S.A. 19-1901, 19-1903, 19-1904, 19-1905, 19-1910, 19-1911, 19-1916, 19-1917, 19-1927, 19-1929 and 19-1930 and

repealing the existing sections; also repealing K.S.A. 19-1906, 19-1907, 19-1908, 19-1912, 19-1913, 19-1914 and 19-1915, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 1; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Carlin.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed, as amended.

SB 217, AN ACT concerning violations of personal rights; relating to the unlawful use of electronic tracking systems or tracking information; relating to stalking; providing criminal penalties for the conduct of utilizing any electronic tracking system or acquiring tracking information to determine the targeted person's location, movement or travel patterns when done as part of an unlawful course of conduct; authorizing orders to prohibit such conduct under the Kansas family law code, the revised Kansas code for care of children, the protection from abuse act and the protection from stalking, sexual assault or human trafficking act; increasing the time of initial orders and possible extensions under the protection from abuse and protection from stalking, sexual assault and human trafficking acts; amending K.S.A. 38-2243, 38-2244 and 38-2255 and K.S.A. 2022 Supp. 21-5427, 23-2224, 23-2707, 60-3107 and 60-31a06 and repealing the existing sections, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber,

Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed, as amended.

Sub SB 131, AN ACT concerning certain healthcare providers; relating to the powers, duties and functions thereof; providing a sports waiver for certain out-of-state physicians to practice medicine on a limited basis in this state during certain sporting events; authorizing the state board of healing arts to adopt procedures to allow other licensed and regulated healthcare professionals to be issued a sports waiver; authorizing the state board of healing arts to adopt rules and regulations related thereto; enacting the no patient left alone act; relating to hospitals, adult care homes and hospice facilities; requiring such facilities to allow in-person visitation in certain circumstances; authorizing such facilities to adopt visitation policies and procedures; relating to pharmacy; authorizing pharmacy technicians to administer certain vaccines; amending K.S.A. 65-1635a and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 114; Nays 9; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Croft, Curtis, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Howe, Howell, Howerton, Hoyer, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Minnix, Moser, Murphy, Neely, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Woodard, Xu, Younger.

Nays: Barth, Corbet, Garber, Houser, Jacobs, Miller, V., Rhiley, Smith, E., Winn.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed, as amended.

HB 2452, AN ACT concerning the Kansas state employees health care commission; relating to insurance for state employees; eliminating the requirement that the commission offer long-term care insurance and indemnity insurance; amending K.S.A. 75-6513 and repealing the existing section; also repealing K.S.A. 75-6521, 75-6522 and 75-6523, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B.

Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton , Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed.

HB 2443, AN ACT concerning children and minors; establishing the office of the child advocate as an independent state agency and the child advocate advisory board; prescribing certain powers, duties and functions thereof; allowing disclosure of confidential records to the child advocate; amending K.S.A. 38-2213, 38-2309 and 38-2310 and K.S.A. 2022 Supp. 38-2211 and 38-2212, was considered on final action.

On roll call, the vote was: Yeas 116; Nays 7; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton , Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Awerkamp, Garber, Gardner, Hill, Jacobs, Murphy, Rhiley.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed, as amended.

SB 115, AN ACT concerning adoption; relating to the Kansas adoption and relinquishment act; required notice of hearing on a petition for adoption; amending K.S.A. 2022 Supp. 59-2133 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 120; Nays 3; Present but not voting: 0; Absent or not voting: 2.

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carmichael, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoyer, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Alcalá, Carlin, Carr.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed, as amended.

HB 2446, AN ACT concerning cities and counties; prohibiting the regulation of plastic and other containers designed for the consumption, transportation or protection of merchandise, food or beverages, was considered on final action.

On roll call, the vote was: Yeas 72; Nays 51; Present but not voting: 0; Absent or not voting: 2.

Yeas: Anderson, Awerkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Concannon, Corbet, Croft, Donohoe, Droge, Ellis, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Helgerson, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, Moser, Murphy, Neelly, Owens, F. Patton, Penn, Pickert, Proctor, Rahjes, Robinson, Roth, Sanders, Schmoe, Schreiber, Seiwert, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Waggoner, Wasinger, Waymaster, Williams, K., Williams, L..

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Clifford, Collins, Curtis, Dodson, M., Eplee, Featherston, Haskins, Haswood, Highberger, Hougland, Hoyer, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Resman, Rhiley, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Smith, A., Smith, C., Smith, E., Stogsdill, Underhill, Vaughn, Weigel, White, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed, as amended.

EXPLANATION OF VOTE

MR. SPEAKER: I vote NO on **HB 2446** as an infringement on local control. Article 12, Section 5(d) of the Kansas Constitution grants cities constitutional home rule, and the legislature should not preempt local authority. Locally elected officials are in the

best position to understand the needs of their communities, and citizens have a right to local self-governance. – WILLIAM CLIFFORD, JOHN EPLEE

H Sub for SB 244, AN ACT concerning business entities; relating to the Kansas general corporation code, the business entity transactions act, the business entity standard treatment act, the Kansas revised uniform limited partnership act and the Kansas uniform partnership act; facilitating the use of electronic transmissions and electronic signatures with certain exceptions; revising procedures and requirements related to emergency bylaws and actions under emergency conditions; merger or consolidation; dissolution and revocation or restoration of revoked or forfeited articles of incorporation or authority to engage in business and revival; modifying fees charged by the secretary of state for certain filings and copies; amending K.S.A. 17-6520, 56a-105 and 79-1119 and K.S.A. 2022 Supp. 17-2036, 17-2718, 17-4634, 17-4677, 17-6002, 17-6004, 17-6008, 17-6010, 17-6011, 17-6014, 17-6301, 17-6305, 17-6401, 17-6408, 17-6410, 17-6413, 17-6426, 17-6427, 17-6428, 17-6502, 17-6503, 17-6509, 17-6512, 17-6514, 17-6518, 17-6522, 17-6701, 17-6702, 17-6703, 17-6705, 17-6706, 17-6707, 17-6708, 17-6712, 17-6712, as amended by section 36 of this act, 17-6804, 17-6812, 17-7001, 17-7002, 17-7003, 17-72a04, 17-72a05, 17-72a07, 17-7302, 17-7503, 17-7504, 17-7505, 17-7506, 17-76,136, 17-76,139, 17-78-102, 17-78-202, 17-78-203, 17-78-205, 17-78-302, 17-78-606, 17-7914, 17-7918, 17-7919, 17-7924, 17-7929, 17-7933, 56-1a605, 56-1a606, 56-1a607, 56a-1201, 56a-1202 and 79-3234 and repealing the existing sections; also repealing K.S.A. 17-7514, 56-1a608, 56-1a610, 56a-1203 and 56a-1204 and K.S.A. 2022 Supp. 17-72a03 and 17-7511, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 2; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoee, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Jacobs, Rhiley.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The substitute bill passed.

SB 243, AN ACT concerning minors; relating to settlement agreements; providing requirements and procedures for a person having legal custody of a minor to enter into a settlement agreement on behalf of the minor increasing certain related dollar amounts in

the Kansas uniform transfers to minors act and the act for obtaining a guardian or a conservator, or both; amending K.S.A. 38-1707, 38-1708, 59-3053, 59-3055 and 74-49,127 and K.S.A. 2022 Supp. 59-3075 and repealing the existing sections, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Delperdang, Poetter Parshall.

The bill passed, as amended.

On motion of Rep. Croft, the House adjourned until 9:30 a.m., Tuesday, March 28, 2023.

Journal of the House

FIFTY-THIRD DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, March 28, 2023, 9:30 a.m.

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

The roll was called with 124 members present.
Rep. Poetter Parshall was excused on verified illness.
Excused later: Reps. Howe and Underhill.

Prayer by Chaplain Brubaker:

Merciful God,
thank You for this day
that You have given us.
Today is another long day here on the floor
with a lot of important business to address.
I pray for strength, alertness,
focus, direction, creativity,
teamwork, collaboration, cooperation,
patience, kindness, and a spirit of unity.
May each one keep before them
the goal of making decisions that best help Kansans.
Amen.

The Pledge of Allegiance was led by Rep. Meyer.

INTRODUCTION OF GUESTS

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

I rise before the body to honor Arianna Ortiz who came in first place at the wrestling State Championship in the 100 lb. weight class. Arianna has made history as the first ever girls wrestling State Champion for Turner High School, in Wyandotte County. I am sure this is just the start of her many firsts. She is joined by her family today, Carlos Ortiz, Carlos Ortiz Jr., Erika Ortiz, Coach Paul Hansen and Principal Mark Farrar.

Rep. Oropeza presented Arianna with a framed House certificate in honor of her achievements.

MESSAGE FROM THE SENATE

Announcing passage of **Sub SB 55**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 55.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Francis, the House nonconcurred in Senate amendments to **HB 2014** and asked for a conference.

Speaker pro tem Carpenter thereupon appointed Reps. Francis, Neelly and Ballard as conferees on the part of the House.

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

COMMITTEE OF THE WHOLE

On motion of Rep. Rahjes, Committee of the Whole report, as follows, was adopted:
Recommended that **SB 49** be passed.

Committee report recommending a substitute bill to **SB 42** be adopted.

Also, on motion of Rep. Blew, **H Sub for SB 42** be amended on page 286, following line 22, by inserting:

"Sec. 147. (a) During the fiscal years ending June 30, 2024, and June 30, 2025, in addition to the other purposes for which expenditures may be made by any state agency that is named in this act, expenditures shall be made by such state agency from moneys appropriated for fiscal year 2024 and fiscal year 2025 by this or any other appropriation act of the 2023 or 2024 regular session of the legislature to post on a searchable website accessible by the public, pursuant to the Kansas taxpayer transparency act, K.S.A. 74-72,123, and amendments thereto, any grant awarded by any agency using state or federal funds, including the grant awardee, applications and a list of all applicants who applied for such grant: *Provided*, That the list of all such applicants shall include: (1) Such applicant's organization name; (2) the county where the proposed project is located; (3) a brief description of the proposed project in such application; (4) the dollar amount requested in such application; and (5) the date that the above agency received such application: *Provided further*, That information required to be included on the website pursuant to this paragraph shall be posted within 30 business days after the date of awarding the grant.";

And by renumbering sections accordingly

Also, on motion of Rep. Waymaster, **H Sub for SB 42** be amended on page 210, following line 35, by inserting:

"State universities investment in
cybersecurity and IT infrastructure.....\$5,000,000

Provided, That for the fiscal year ending June 30, 2024, the director of the budget shall determine, in consultation with the above agency, the amount of moneys from any federal law that appropriates moneys to the state for aid for coronavirus relief that are

eligible to be used for information technology and cybersecurity upgrades and improvements, may be expended at the discretion of the state in compliance with the office of management and budget's uniform administrative requirements, cost principles and audit requirements for federal awards, and are unencumbered: *Provided further*, That, of such identified moneys, the director of the budget shall determine the remaining moneys available in special revenue funds: *And provided further*, That if the above agency, in consultation with the director of the budget, determines that federal moneys to the state for aid for coronavirus relief are available during fiscal year 2024 to be used for such information technology and cybersecurity upgrades and improvements, the director of the budget shall certify the amount of such federal coronavirus relief moneys from each fund to the director of accounts and reports, and upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall immediately transfer an aggregate amount of up to \$5,000,000 as available from such funds to the special revenue fund of the above agency and as designated by the chief executive officer of the state board of regents for the purpose of funding such information technology and cybersecurity upgrades and improvements: *And provided further*, That on the effective date of such transfer, of the \$5,000,000 appropriated for the above agency for the fiscal year ending June 30, 2024, by this section from the state general fund in the state universities investment in cybersecurity and IT infrastructure account, the aggregate amount transferred is hereby lapsed: *And provided further*, That at the same time as the director of the budget transmits certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research.

Washburn university cybersecurity
and IT infrastructure.....\$450,000

Provided, That for the fiscal year ending June 30, 2024, the director of the budget shall determine, in consultation with the above agency, the amount of moneys from any federal law that appropriates moneys to the state for aid for coronavirus relief that are eligible to be used for information technology and cybersecurity upgrades and improvements, may be expended at the discretion of the state in compliance with the office of management and budget's uniform administrative requirements, cost principles and audit requirements for federal awards, and are unencumbered: *Provided further*, That, of such identified moneys, the director of the budget shall determine the remaining moneys available in special revenue funds: *And provided further*, That if the above agency, in consultation with the director of the budget, determines that federal moneys to the state for aid for coronavirus relief are available during fiscal year 2024 to be used for such information technology and cybersecurity upgrades and improvements, the director of the budget shall certify the amount of such federal coronavirus relief moneys from each fund to the director of accounts and reports, and upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall immediately transfer an aggregate amount of up to \$450,000 as available from such funds to the special revenue fund of the above agency and as designated by the chief executive officer of the state board of regents for the purpose of funding such information technology and cybersecurity upgrades and improvements: *And provided further*, That on the effective date of such transfer, of the \$450,000 appropriated for the above agency for the fiscal year ending June 30, 2024, by this

section from the state general fund in the Washburn university cybersecurity and IT infrastructure account, the aggregate amount transferred is hereby lapsed: *And provided further*, That at the same time as the director of the budget transmits certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research.

Community colleges' and technical colleges'
 cybersecurity and IT infrastructure.....\$6,500,000

Provided, That all expenditures from the community colleges' and technical colleges' cybersecurity and IT infrastructure account shall be made to provide to each community college, technical college and Washburn institute of technology \$250,000: *Provided further*, That for the fiscal year ending June 30, 2024, the director of the budget shall determine, in consultation with the above agency, the amount of moneys from any federal law that appropriates moneys to the state for aid for coronavirus relief that are eligible to be used for information technology and cybersecurity upgrades and improvements, may be expended at the discretion of the state in compliance with the office of management and budget's uniform administrative requirements, cost principles and audit requirements for federal awards, and are unencumbered: *And provided further*, That, of such identified moneys, the director of the budget shall determine the remaining moneys available in special revenue funds: *And provided further*, That if the above agency, in consultation with the director of the budget, determines that federal moneys to the state for aid for coronavirus relief are available during fiscal year 2024 to be used for such information technology and cybersecurity upgrades and improvements, the director of the budget shall certify the amount of such federal coronavirus relief moneys from each fund to the director of accounts and reports, and upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall immediately transfer an aggregate amount of up to \$6,500,000 as available from such funds to the special revenue fund of the above agency and as designated by the chief executive officer of the state board of regents for the purpose of funding such information technology and cybersecurity upgrades and improvements: *And provided further*, That on the effective date of such transfer, of the \$6,500,000 appropriated for the above agency for the fiscal year ending June 30, 2024, by this section from the state general fund in the community colleges' and technical colleges' cybersecurity and IT infrastructure account, the aggregate amount transferred is hereby lapsed: *And provided further*, That at the same time as the director of the budget transmits certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research.";

On page 212, by striking all in lines 35 through 43;

By striking all on pages 213 and 214;

On page 215, by striking all in lines 1 through 8

Also, on motion of Rep. Helgeson to amend **H Sub for SB 42**, the motion did not prevail.

Also, roll call was demanded on motion of Rep. Owens, to amend **House Substitute for SB 42**, on page 286, following line 22, by inserting:

"Sec. 147. (a) During the fiscal year ending June 30, 2024, notwithstanding the provisions of any statute to the contrary, no expenditures shall be made by any state

agency that is named in this act from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2024 as authorized by this or any other appropriation act of the 2023 regular session of the legislature, to increase the number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, funded from appropriations for the fiscal year ending June 30, 2024, made in this or other appropriation act of the 2023 regular session of the legislature above the number of such positions funded from appropriations for the fiscal year ending June 30, 2023, pursuant to chapter 87 or 91 of the 2022 Session Laws of Kansas: *Provided*, That for the fiscal year ending June 30, 2024, the director of the budget shall determine, in consultation with the director of legislative research, the amount of moneys appropriated in each state general fund account for the salaries and wages and associated fringe benefits for any such new positions and shall certify the amount so determined to the director of accounts and reports: *Provided further*, That, upon receipt of each such certification, the director of accounts and reports shall lapse such certified amount in each state general fund account: *And provided further*, That for the fiscal year ending June 30, 2024, the director of the budget shall determine, in consultation with the director of legislative research, the amount of moneys appropriated in each special revenue fund for the salaries and wages and associated fringe benefits for any such new positions and shall certify the amount so determined to the director of accounts and reports: *And provided further*, That, upon receipt of each such certification, the director of accounts and reports shall decrease by such certified amount the expenditure limitation on such special revenue funds.";

And by renumbering sections accordingly

On roll call, the vote was: Yeas 75; Nays 46; Present but not voting: 0; Absent or not voting: 4.

Yeas: Awerkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Corbet, Croft, Delperdang, Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Hill, Hoffman, Hoheisel, Houser, Howell, Howerton, Humphries, Jacobs, T. Johnson, Landwehr, Lewis, Martinez, Mason, Maughan, Minnix, Moser, Murphy, Neelly, Owens, F. Patton, Penn, Pickert, Proctor, Rahjes, Resman, Rhiley, Roth, Sanders, Schmoie, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Waymaster, White, Williams, K., Williams, L..

Nays: Alcalá, Amyx, Ballard, Borjon, Boyd, Carlin, Carmichael, Carr, Concannon, Curtis, Dodson, M., Featherston, Haskins, Haswood, Helgerson, Highberger, Hougland, Howe, Hoye, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Robinson, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Smith, C., Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Anderson, Kessler, Poetter Parshall, Wasinger.

The motion of Rep. Owens prevailed.

Also, on motion of Rep. V. Miller to amend **H Sub for SB 42**, Rep. Waymaster requested a ruling on the amendment being in order under the Pay-Go provision pursuant to House Rule 2110. The Rules Chair ruled the amendment in order.

Also, roll call was demanded on Rep. Miller's motion to amend **H Sub for SB 42**, on page 331, by striking all in lines 13 through 40;

On page 334, in line 39, by striking "79-2959,";

And by renumbering sections accordingly;

On page 1, in the title, in line 10, by striking "79-2959,"

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

Yeas: Alcalá, Amyx, Ballard, Blex, Bloom, Borjon, Boyd, Buehler, Butler, Carlin, Carmichael, Carr, Clifford, Corbet, Curtis, Delperdang, Dodson, M., Droge, Ellis, Eplee, Essex, Fairchild, Featherston, Garber, Goddard, Goetz, Haskins, Haswood, Helgerson, Highberger, Hill, Hougland, Houser, Howell, Hoye, Kessler, Lewis, Martinez, Melton, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, F. Patton, Pickert, Poskin, Probst, Proctor, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Seiwert, Smith, A., Smith, C., Stogsdill, Thomas, Thompson, Titus, Turner, Underhill, Vaughn, Wasinger, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: Anderson, Averkamp, Barth, Bergkamp, Bergquist, Blew, Bryce, B. Carpenter, W. Carpenter, Collins, Concannon, Croft, Donohoe, Estes, Francis, Gardner, Hawkins, Hoffiman, Hoheisel, Howe, Howerton, Humphries, Jacobs, T. Johnson, Landwehr, Mason, Maughan, Owens, Penn, Rahjes, Rhiley, Sanders, Schmoe, Smith, E., Sutton, Tarwater, Turk, Waggoner, Waymaster, Williams, K..

Present but not voting: None.

Absent or not voting: Meyer, Poetter Parshall.

The motion of Rep. V. Miller prevailed.

Also, on motion of Rep. Probst, **H Sub for SB 42** be amended on page 279, by striking all in lines 20 through 26 and **H Sub for SB 42** be passed as amended.

Committee report to **SCR 1603** be adopted.

Also, roll call was demanded on motion to recommend **SCR 1603** favorably for passage.

On roll call, the vote was: Yeas 84; Nays 35; Present but not voting: 0; Absent or not voting: 6.

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

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Ruiz, L.,

Ruiz, S., Sawyer, Sawyer Clayton , Schlingensiepen, Stogsdill, Vaughn, Weigel, Winn, Xu.

Present but not voting: None.

Absent or not voting: Carr, Howerton, Miller, S., Poetter Parshall, Underhill, Woodard.

And **SCR 1603** be adopted as amended.

MESSAGE FROM THE SENATE

The Senate accedes to the request of the House for a conference on **HB 2096** and has appointed Senators Longbine, Fagg and Holscher as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2097** and has appointed Senators Longbine, Fagg and Holscher as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2098** and has appointed Senators Longbine, Fagg and Holscher as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2100** and has appointed Senators Longbine, Fagg and Holscher as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2214** and has appointed Senators Warren, Wilborn and Corson as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2285** and has appointed Senators Longbine, Fagg and Holscher as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2298** and has appointed Senators Petersen, Dietrich and Corson as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **S Sub HB 2344** and has appointed Senators Erickson, Dietrich and Holland as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2042** and has appointed Senators Erickson, Dietrich and Holland as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2094** and has appointed Senators Longbine, Fagg and Holscher as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2093** and has appointed Senators Longbine, Fagg and Holscher as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2090** and has appointed Senators Longbine, Fagg and Holscher as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2089** and has appointed Senators Longbine, Fagg and Holscher as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2020** and has appointed Senators Petersen, Kloos and Corson as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2131** and has appointed Senators Warren, Wilborn and Corson as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2130** and has appointed Senators Warren, Wilborn and Corson as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2065** and has appointed Senators Warren, Wilborn and Corson as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2015** and has appointed Senators Warren, Wilborn and Corson as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2184** and has

appointed Senators Billinger, Claeys and Pettey as conferees on the part of the Senate.

On motion of Rep. Croft, the House recessed until 1:15 p.m.

EARLY AFTERNOON SESSION

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

CHANGE OF REFERENCE

Speaker Carpenter announced the withdrawal of **HB 2367** from Committee on Corrections and Juvenile Justice and referral to Committee on Interstate Cooperation.

Also, the withdrawal of **HB 2417**, **HB 2451** from Committee on Federal and State Affairs and referral to Committee on Interstate Cooperation.

MESSAGES FROM THE SENATE

Announcing passage of **HB 2019**, as amended; **HB 2039**, as amended; **HB 2059**, as amended; **HB 2125**, as amended; **HB 2173**, as amended; **HB 2196**, as amended; **HB 2234**, as amended; **HB 2236**, as amended; **HB 2263**, as amended; **HB 2284**, as amended; **HB 2292**, as amended; **HB 2322**, as amended; **HB 2335**, as amended; **HB 2375**, as amended.

Announcing passage of **HB 2010**, as amended by **S Sub for HB 2010**.

Announcing passage of **HB 2080**, **HB 2082**, **Sub HB 2121**, **HB 2226**, **HB 2240**, **HB 2269**, **HB 2288**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

Speaker pro tem Carpenter announced that in accordance with House Rule 2107, the Senate amendments to **HB 2263** do materially change its subject and **HB 2263** therefor is not subject to motions to concur and nonconcur.

HB 2263 was thereupon introduced and read by title.

Speaker pro tem Carpenter therefor referred **HB 2263** to Committee on Health and Human Services.

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

COMMITTEE OF THE WHOLE

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

Recommended that **HB 2232**, **HB 2465**, **HB 2439** be passed.

Committee report recommending a substitute bill to **SB 169** be adopted.

Also, on motion of Rep. A. Smith, **House Substitute for SB 169** be amended on page 23, in line 39, before "0%" by inserting "as follows:

(1) Commencing on January 1, 2023, at the rate of 4%; and

(2) commencing on July 1, 2023, and thereafter, at the rate of"

Also, roll call was demanded on motion of Rep. Sawyer, to amend **House Substitute for SB 169**, on page 2, in line 17, by striking "\$65,000" and inserting "\$80,000"

On roll call, the vote was: Yeas 97; Nays 23; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Blew, Blex, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, Carr, Clifford, Collins, Corbet, Curtis, Delperdang, Dodson, M., Ellis, Eplee, Essex, Fairchild, Featherston, Francis, Garber, Goddard, Goetz, Haskins, Haswood, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Hoyer, Jacobs, T. Johnson, Kessler, Landwehr, Martinez, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Poskin, Probst, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Smith, A., Smith, C., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Vaughn, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Barth, Bergkamp, Bergquist, Bloom, W. Carpenter, Concannon, Donohoe, Droge, Estes, Gardner, Hawkins, Howell, Howerton, Humphries, Lewis, Penn, Pickert, Schmoer, Seiwert, Smith, E., Waggoner, Wasinger, Waymaster.

Present but not voting: None.

Absent or not voting: Croft, Mason, Poetter Parshall, Proctor, Underhill.

The motion of Rep. Sawyer prevailed.

Also, on motion of Rep. Sawyer Clayton to amend **H Sub for SB 169**, the motion did not prevail.

Also, on motion of Rep. Stogsdill, **H Sub for SB 169** be amended on page 12, in line 26, by striking "For all taxable years beginning after December 31, 2017,"; in line 43, after the period by inserting "Contributions made to a qualified tuition program pursuant to this paragraph on and after January 1 but prior to the date required for filing a return pursuant to K.S.A. 79-3221, and amendments thereto, of the successive taxable year may be elected by the taxpayer to apply to the prior taxable year if such election is made at the time of filing the return. In no instance shall the contribution be used as a modification in more than one taxable year.";

On page 1, in the title, in line 6, after the semicolon by inserting "allowing a taxpayer to elect the taxable year in which a subtraction modification for contributions to a qualified tuition program would be applied;"

Also, on motion by Rep. Stogsdill to amend **H Sub for SB 169**, the motion was withdrawn;

and the substitute bill be passed as amended.

Committee report to **SB 8** be adopted; and the bill be passed as amended.

Committee report to **HB 2317** be adopted; and the bill be passed as amended.

Committee report to **HB 2254** be adopted.

Also, on motion of Rep. Corbet to amend **HB 2254**, Rep. Probst requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Also, on motion of Rep. A. Smith, **HB 2254** be amended, As Amended by House Committee, on page 3, in line 38, by striking "2022" and inserting "2020" and the bill be passed as amended.

On motion of Rep. Proctor, **HB 2036** be amended on page 2, in line 4, by striking all after "(1)"; by striking all in lines 5 and 6; in line 7, by striking "(2)"; in line 9, by striking "or" and inserting ". Any homestead property that is granted an exemption under this section shall not be eligible for";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly

And the bill be passed as amended.

Committee report to **HB 2416** be adopted.

Also roll call was demanded on motion of Rep. Sawyer Clayton to amend **HB 2416**, As Amended by House Committee, on page 39, in line 31, by striking "and"; in line 37, after "state" by inserting "; and

(rrrr) all sales of feminine hygiene products and diapers, children's and adult, including disposable diapers. As used in this subsection:

(1) "Adult diapers" means diapers other than children's diapers;

(2) "children's diapers" means diapers marketed to be worn by children;

(3) "diaper" means an absorbent garment worn by humans who are incapable of, or have difficulty, controlling their bladder or bowel movements; and

(4) "feminine hygiene products" means tampons, panty liners, menstrual cups, sanitary napkins and other similar tangible personal property designed for feminine hygiene in connection with the human menstrual cycle";

On page 1, in the title, in line 2, by striking "and" and inserting a comma; in line 3, after "inc." by inserting "and sales of feminine hygiene products and diapers"

On roll call, the vote was: Yeas 43; Nays 79; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcala, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Hougland, Howe, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Proctor, Robinson, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Smith, C., Stogsdill, Vaughn, Weigel, Williams, L., Winn, Woodard, Xu.

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

Present but not voting: None.

Absent or not voting: Neighbor, Poetter Parshall, Underhill.

The motion of Rep. Sawyer Clayton did not prevail.

Also, on motion by Rep. Stogsdill to amend **HB 2416**, the motion was withdrawn.

And the bill be passed as amended.

SB 34 be passed over and retain a place on the calendar.

Committee report to **SB 209** be adopted; and the bill be passed as amended.

Committee report to **SB 221** be adopted; and the bill be passed as amended.

Committee report to **SB 180** be adopted; and the bill be passed as amended.

On motion of Rep. Hoye to amend **HB 2412**, Rep. Schmoie requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Rep. Hoye challenged the ruling, the question being “Shall the Rules Chair be sustained?”

The ruling of the Rules Chair was sustained and the amendment by Rep. Hoye was not germane.

Also, on motion of Rep. Sawyer Clayton to amend **HB 2412**, Rep. Schmoie requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Also, on motion of Rep. Featherston to amend **HB 2412**, Rep. Schmoie requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Also, on motion of Rep. Ballard to amend **HB 2412**, Rep. Schmoie 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 **HB 2140** be adopted.

Also, on motion of Rep. Meyer to amend **HB 2140**, Rep. Lewis requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Also, roll call was demanded on Rep. Meyer's challenge of the ruling of the Rules Chair, the question being “Shall the Rules Chair be sustained?”

On roll call, the vote was: Yeas 84; Nays 39; Present but not voting: 0; Absent or not voting: 2.

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

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Houglund, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Underhill.

The Rules Chair was sustained and the bill be passed as amended.

Committee report to **HB 2179** be adopted.

Also, on motion of Rep. Averkamp, **HB 2179** be amended As Amended by House Committee, on page 1, in the title, in line 1, by striking the second semicolon; in line 2, by striking "removing" and inserting a comma; also in line 2, by striking all after "support"; in line 3, by striking all before the semicolon and the bill be passed as amended.

Committee report recommending a substitute bill to **SB 73** be adopted; and **H Sub for SB 73** be passed.

Committee report to **SB 174** be adopted.

Also, on motion of Rep. Curtis to amend **SB 174**, the motion did not prevail.

Also, on motion of Rep. Carmichael to amend **SB 174**, the motion did not prevail; and the bill be passed as amended.

REPORT ON ENGROSSED BILLS

Sub HB 2414, HB 2418, HB 2438 reported correctly engrossed March 27, 2023.

HB 2401, HB 2443, HB 2446 reported correctly engrossed March 28, 2023.

REPORT ON ENROLLED BILLS

HB 2092, HB 2197, HB 2262 reported correctly enrolled, properly signed and presented to the Governor on March 28, 2023.

REPORT ON ENROLLED RESOLUTIONS

HR 6019 reported correctly enrolled and properly signed on March 28, 2023.

On motion of Rep. Croft, the House adjourned until 9:30 a.m., Wednesday, March 29, 2023.

Journal of the House

FIFTY-FOURTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, March 29, 2023, 9:30 a.m.

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

The roll was called with 124 members present.

Rep. Poetter Parshall was excused on verified illness.

Prayer by Chaplain Brubaker:

Jehovah, El Shaddai,
we stand before You today
recognizing that You are almighty and
the beginning and the end.
Thank You for helping our leaders in these long days
and ask that once again,
You make Your presence and wisdom known to them.
Today, as we honor the memory of Representative Finney,
we are thankful for her life and service to this great state.
She not only made a huge impact on the citizens of Kansas,
but she also impacted the lives of her
friends and colleagues here in the House.
Continue to be with her family and loved ones
as they continue to work through their grief and sense of loss.
I lift these requests to You knowing that
You hear and You answer.
In Your Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Awerkamp.

INTRODUCTION OF GUESTS

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

Rep. Ohaebosim was joined on the floor by members of the African American Caucus and members of Rep. Finney's family.

Representative Gail Finney was an American businesswoman. She was a public servant who happened to be a member of the Democratic Party as well as a member of the Kansas House of Representatives, who proudly represented the 84th house district located in Wichita.

Outside of politics, she held a degree in business administration from Wichita State University and an MBA from Friends University.

She was a business owner and a mentor to many. Representative Finney always stood strong by continuously advocating for her community and being a phenomenal leader.

When it came to pushing issues, she made her priorities based on her firmly held beliefs and her ability to easily love people and humanity.

Her goals were to ensure education for all Kansas children. She understood the importance of affordable health care and the ability to purchase prescription drugs. She was one of the first advocates for the legalization of medical marijuana here in our state house.

One of her most important issues, hand-picked by her, was advocating for foster children and families.

Representative Finney didn't just speak about action. She put herself front and center in order to understand so she could better serve her constituents. She did so by becoming a foster parent, speaking directly to those who were affected by the inability to afford good Healthcare that is much needed, and diving headfirst into a problem in order to find the resolution.

Now that you've heard just a very small amount of what Representative Finney did, want you to see past all of that because she was so much more... she was a great friend who would answer a call at any time, offer a resolution when needed, a hug when necessary, and a strong tone when she stated "I WILL STAND AND FIGHT FOR YOU!"

Representative Finney will forever be remembered by her love and respect she had for her family, friends, constituents and finally her colleagues here in the legislature.

If I could say something to Representative Finney today I would say ..."Representative Finney, I thank you for being the strength for those that were weak, for offering your motherly hug & a soft smile to those that needed it most. Your constituents and friends knew that you understood and heard them and that their fight was a fight that was needed. You were there to stand your ground 10 toes down.

You will NEVER be forgotten for the person you were and the friendships you provided to many of us. We will continue to carry on your fight and allow your legacy to stand just as strong as if you were right here with us today. Representative Finney, may the light on your torch shine forever. AMEN!

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Reps. Blex and Dodson are spread upon the Journal:

In recognition of National Vietnam Veterans Day, we recognize two Vietnam veterans who served.

It is Truly an honor to recognize the brave men and women who served our country with honor, pride, and courage during a difficult period in our Nation's history. Unfortunately, closure and resolution were not available to many of these Vietnam Veterans who are with us today. It's great to be here as we honor two of our Kansas Vietnam Veterans.

We recognize the service of Charles Hayes, Sergeant, US Army and Wayne Simmons, Specialist 5, US Army, both represent all of those who have served with honor.

We recognize them today with a Vietnam Era Medallion, Medal and Certificate.

The Certificate from the state of Kansas reads:

For Your Service in the Armed Forces of the United States

On behalf of the citizens of Kansas and a grateful Nation I would like to extend to you our personal thanks and sincere appreciation for your contribution of honorable service to your country. Your service during the Vietnam War Era helped maintain the security of the Nation during this critical time in its History. The devotion to duty and spirit of self-sacrifice of our Vietnam Veterans was in proud keeping of the traditions of all who choose military service.

It is with great pride that the State of Kansas recognizes your service during the Vietnam War and awards you the Kansas Vietnam medal, medallion and certificate.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committee as indicated:

Taxation: **Sub SB 55**.

MESSAGE FROM THE SENATE

Announcing passage of **SB 147, SB 252, SB 265, SB 271, SB 291, SB 300**.

The Senate nonconcur in House amendments to **SB 17**, requests a conference and has appointed Senators Longbine, Fagg and Holscher as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **SB 27**, requests a conference and has appointed Senators Longbine, Fagg and Holscher as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **SB 44**, requests a conference and has appointed Senators Longbine, Fagg and Pittman as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **SB 66**, requests a conference and has appointed Senators Baumgardner, Erickson and Sykes as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **SB 75**, requests a conference and has appointed Senators Warren, Wilborn and Corson as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **SB 85**, requests a conference and has appointed Senators Longbine, Fagg and Holscher as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **SB 115**, requests a conference and has appointed Senators Warren, Wilborn and Corson as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **SB 119**, requests a conference and has appointed Senators Longbine, Fagg and Holscher as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **SB 123**, requests a conference and has appointed Senators Baumgardner, Erickson and Sykes as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **Sub SB 131**, requests a conference and has appointed Senators Gossage, Erickson and Pettey as conferees on the part of the

Senate.

The Senate nonconcurrs in House amendments to **SB 189**, requests a conference and has appointed Senators Warren, Wilborn and Corson as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 217**, requests a conference and has appointed Senators Warren, Wilborn and Corson as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 228**, requests a conference and has appointed Senators Warren, Wilborn and Corson as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 243**, requests a conference and has appointed Senators Warren, Wilborn and Corson 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 147, SB 252, SB 265, SB 271, SB 291, SB 300.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

On emergency motion of Rep. Estes, **HCR 5013**, by Rep. Estes, as follows, was introduced and adopted.

HOUSE CONCURRENT RESOLUTION NO. **HCR 5013--**
by Representative Estes

A CONCURRENT RESOLUTION commemorating May 2023 as Jewish American Heritage Month and honoring the contributions of the Jewish people to the United States of America and the State of Kansas.

WHEREAS, Ever since Jewish immigrants first arrived to our shores in the 16th century, the Jewish people have played a central role in the creation, growth, freedom, prosperity and strength of the United States; and

WHEREAS, The biblical and contemporary history of the Jewish people and the enduring values of the Jewish faith were vital sources of inspiration for the founding of the United States, the Civil Rights movement, the United States' global leadership in the cause of freedom, the United States' commitment to social justice and many of the United States' most central tenets; and

WHEREAS, The Jewish community has helped define the character and values of the United States through core Jewish beliefs, such as the creation of man in the image of God, the infinite value of every human life, the need for a weekly Sabbath and the importance of education in the lives of children; and

WHEREAS, Following the rebirth of Zionism and the miraculous return of the Jewish people to the Jewish homeland, the United States was the first country in the world to recognize the State of Israel in 1948; and

WHEREAS, The State of Israel is now celebrating the 75th anniversary of its modern founding; and

WHEREAS, Since 1948, the State of Israel has emerged as a beacon of freedom, prosperity and world leader in technology, agriculture, water conservation and medicine; and

WHEREAS, The United States has developed a deep friendship and unbreakable alliance with the State of Israel based upon shared values and mutual interests; and

WHEREAS, Since the Jewish people first settled in Kansas after the Kansas territory was established in 1854, the Jewish people have played an integral role in Kansas history; and

WHEREAS, The Jewish people serve in the United States Armed Forces and the Kansas National Guard; and

WHEREAS, Kansas unequivocally engages in trade and other relations with the State of Israel; and

WHEREAS, For 42 years, every United States President has declared a period of time to celebrate the Jewish people's contributions to the United States and the Jewish community's history, heritage and culture; and

WHEREAS, In February 2006, the United States Congress adopted a concurrent resolution, with bipartisan support, urging the President of the United States to issue a Jewish American Heritage Month Proclamation every May; and

WHEREAS, Since 2006, the President of the United States has declared the month of May as Jewish American Heritage Month: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: That we commemorate May 2023 as Jewish American Heritage Month and honor the contributions of Jewish Americans to the United States of America and the State of Kansas; and

Be it further resolved: That we urge all schools in Kansas to commemorate Jewish American Heritage Month through appropriate announcements and programming; and

Be it further resolved: That we further urge all Kansas museums and historical societies to host relevant programs commemorating Jewish American Heritage Month; and

Be it further resolved: That the Secretary of State shall send an enrolled copy of this resolution to Representative Estes.

Rep. Estes read portions of **HCR 5013** commemorating May 2023 as Jewish American Heritage Month, honoring the contributions of the Jewish people to the United States of America and the State of Kansas.

Rep. Estes recognized her guests, Adam Beren and Jenn Gibson, from the “Combat Antisemitism Movement.”

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Francis, the House nonconcurred in Senate amendments to **HB 2019** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Francis, Neelly and Ballard as conferees on the part of the House.

On motion of Rep. Francis, the House nonconcurred in Senate amendments to **HB 2335** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Francis, Neelly and Ballard as conferees on the part of the House.

On motion of Rep. Rahjes, the House nonconcurred in Senate amendments to **HB 2039** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Rahjes, Moser and Carlin as conferees on the part of the House.

On motion of Rep. W. Carpenter, the House nonconcurrred in Senate amendments to **HB 2059** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. W. Carpenter, Kessler and Hoye as conferees on the part of the House.

On motion of Rep. Landwehr, the House nonconcurrred in Senate amendments to **HB 2125** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Landwehr, Eplee and Ruiz, S. as conferees on the part of the House.

On motion of Rep. Tarwater, the House nonconcurrred in Senate amendments to **HB 2173** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Tarwater, Borjon and Probst as conferees on the part of the House.

On motion of Rep. Tarwater, the House nonconcurrred in Senate amendments to **HB 2234** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Tarwater, Borjon and Probst as conferees on the part of the House.

On motion of Rep. Tarwater, the House nonconcurrred in Senate amendments to **HB 2292** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Tarwater, Borjon and Probst as conferees on the part of the House.

On motion of Rep. Hoheisel, the House nonconcurrred in Senate amendments to **HB 2196** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Hoheisel, Clifford and Xu as conferees on the part of the House.

On motion of Rep. Howe, the House nonconcurrred in Senate amendments to **HB 2375** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Howe, Blew and Woodard as conferees on the part of the House.

On motion of Rep. F. Patton, the House nonconcurrred in Senate amendments to **S Sub for HB 2010** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. F. Patton, Schreiber and Carmichael as conferees on the part of the House.

On motion of Rep. Sutton, the House nonconcurrred in Senate amendments to **HB 2284** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Sutton, Penn and Neighbor as conferees on the part of the House.

On motion of Rep. Thomas, the House nonconcurrred in Senate amendments to **HB 2322** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. Thomas, Estes and Stogsdill as conferees on the part of the House.

On motion of Rep. Estes, to concur with senate amendments to **HB 2236**, Rep. Thomas offered a substitute motion to nonconcur and that a conference conference

committee be appointed.

The substitute motion of Rep. Thomas prevailed and Speaker Hawkins thereupon appointed Reps. Thomas, Estes and Stogsdill as conferees on the part of the House.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

SCR 1603, A CONCURRENT RESOLUTION urging the President of the United States to consider current geopolitical tensions and support policies to ensure America's long-term energy affordability, security, leadership and progress, was considered on final action.

On roll call, the vote was: Yeas 87; Nays 37; Present but not voting: 0; Absent or not voting: 1.

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

Nays: Alcalá, Amyx, Ballard, Boyd, Butler, Carlin, Carmichael, Carr, Featherston, Haskins, Haswood, Highberger, Hougland, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The resolution was adopted, as amended.

EXPLANATION OF VOTE

MR. SPEAKER: This resolution about “energy security” makes absolutely no mention of domestic renewable energy and it encourages actions that will contribute to global climate change. I vote NO on **SCR 1603**.—DENNIS “BOOG” HIGHBERGER, JOHN CARMICHAEL

HB 2036, AN ACT concerning property taxation; relating to exemptions; creating a property tax exemption for homestead property of certain retired and disabled veterans, 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, Amyx, Anderson, Averkamp, Ballard, Barth, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason,

Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Bergkamp.

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The bill passed, as amended.

EXPLANATION OF VOTE

Mr. Speaker: I support veterans and disabled veterans. I support Kansans and disabled Kansans. Let's craft policy that will keep all Kansans here. This bill has good parts, but it goes too far: therefore, I vote no on HB 2036 – Brian Bergkamp

HB 2140, AN ACT concerning food assistance; increasing the age range of able-bodied adults without dependents required to complete an employment and training program to receive food assistance; amending K.S.A. 2022 Supp. 39-709 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 82; Nays 42; Present but not voting: 0; Absent or not voting: 1.

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

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Concannon, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoye, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Vaughn, Weigel, Williams, L., Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The bill passed, as amended.

HB 2179, AN ACT concerning public assistance; relating to child care assistance, non-cooperation with child support; requiring the secretary to conduct reviews of cooperation; amending K.S.A. 2022 Supp. 39-709 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: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist,

Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The bill passed, as amended.

HB 2232, AN ACT concerning county appraisers; relating to qualifications for designation as a registered mass appraiser; granting authority to the director of property valuation to develop qualifying courses; amending K.S.A. 2022 Supp. 19-430 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 2; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Mason, Rhiley.

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The bill passed.

HB 2254, AN ACT concerning property taxation; relating to classification of land; including properties used for registered agritourism activities as land devoted to agricultural use; amending K.S.A. 2022 Supp. 79-1476 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 106; Nays 18; Present but not voting: 0; Absent or not voting: 1.

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Meyer, Miller, D., Miller, S., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Osman, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Sanders, Sawyer, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Younger.

Nays: Alcala, Carlin, Carmichael, Curtis, Featherston, Houglan, Hoye, Melton, Miller, V., Oropeza, Ousley, Ruiz, S., Sawyer Clayton, Schlingensiepen, Stogsdill, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The bill passed, as amended.

HB 2317, AN ACT concerning property taxation; relating to the collection of taxes; providing that certain tax notices and statements may be transmitted by electronic means by the county treasurer and county appraiser if consented to by the taxpayer; amending K.S.A. 79-2001 and 79-2017 and K.S.A. 2022 Supp. 79-1460 and repealing the existing sections, 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: Alcala, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Curtis.

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The bill passed, as amended.

HB 2412, AN ACT concerning the personal and family protection act; removing state agency fees for licenses to carry concealed handguns; amending K.S.A. 2022 Supp. 75-7c05 and 75-7c08 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 91; Nays 33; Present but not voting: 0; Absent or not voting: 1.

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

Nays: Alcala, Amyx, Ballard, Carlin, Carmichael, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoyer, Martinez, Melton, Meyer, Miller, D., Neighbor, Ohaebosim, Oropeza, Ousley, Poskin, Ruiz, L., Ruiz, S., Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Vaughn, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The bill passed.

EXPLANATION OF VOTE

Mr. Speaker: I was planning on voting for this bill, but I found the carrier's closing remarks very persuasive. I vote NO on HB 2412. – Dennis “Boog” Highberger, Jo Ella Hoyer

HB 2416, AN ACT concerning taxation; relating to sales and compensating use tax; providing for a sales tax exemption for area agencies on aging and purchases made by Kansas suicide prevention HQ, inc.; amending K.S.A. 2022 Supp. 79-3606 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 114; Nays 10; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcala, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergquist, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoyer, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Thomas, Thompson, Titus, Turk, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: Bergkamp, Blew, W. Carpenter, Highberger, Hill, Rhiley, Sutton, Tarwater, Turner, Williams, K..

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The bill passed, as amended.

HB 2439, AN ACT concerning health and healthcare; relating to medication abortions; requiring certain notifications for patients under the woman's right-to-know act; amending K.S.A. 65-6708 and repealing the existing section, 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: Anderson, Awerkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, Minnix, Moser, Murphy, Neelly, Owens, F. Patton, Penn, Pickert, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Younger.

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

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The bill passed.

EXPLANATIONS OF VOTE

MR. SPEAKER: I proudly vote Yes on **HB 2439**. This bill has received strong support from doctors, nurses, the pro-life community, and most importantly the 4,000 mothers who have saved the life of their child through the use of this medical protocol. This bill does not require anything more than a simple notification at abortion clinics statewide. Medication abortions are a 2-step process and this bill gives women, who are interested, a possible way out. When human life is in the balance this is the least we can do. – PAUL WAGGONER

MR. SPEAKER: August 2, 2022, the state of Kansas spoke loud and clear on how Kansans would like to keep healthcare decisions with the patient and their healthcare provider. This is why I vote No on **House Bill 2439**. – MELISSA OROPEZA

HB 2465, AN ACT concerning income taxation; relating to the salt parity act; clarifying the determination of taxable income of an electing pass-through entity; providing for the passing through of tax credits to electing pass-through entity owners; amending K.S.A. 2022 Supp. 79-32,287 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, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The bill passed.

SB 8, AN ACT concerning taxation; relating to property taxation; reducing penalties for the late filing of or the failure to file statements listing property for assessment and the discovery of escaped property; reporting changes after initial statement; relating to income taxation; decreasing the penalties for failing to timely remit withholding income taxes of employees by employers; amending K.S.A. 79-306, 79-332a, 79-1422, 79-1427a and 79-32,107 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 2; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcala, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Oropeza, Ruiz, L..

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The bill passed, as amended.

H Sub for SB 42, AN ACT making and concerning appropriations for the fiscal years ending June 30, 2023, June 30, 2024, June 30, 2025, June 30, 2026, June 30, 2027, and June 30, 2028, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing; authorizing and directing payment of certain claims against the state; amending K.S.A. 2-223, 12-1775a and 12-5256 and K.S.A. 2022 Supp. 65-180, 74-50,107, 74-8711, 74-99b34, 75-2263, 75-6707, 76-775, 76-7,107, 79-2959, 79-2964, 79-3425i, 79-34,171 and 79-4804 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 103; Nays 21; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Anderson, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Hoffman, Hoheisel, Howe, Howell, Howerton, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, S., Minnix, Moser, Murphy, Neelly, Ohaebosim, Osman, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Younger.

Nays: Awerkamp, Carmichael, Haskins, Haswood, Helgerson, Highberger, Hill, Houglanđ, Houser, Hoye, Jacobs, Miller, D., Miller, V., Neighbor, Oropeza, Ousley, Ruiz, L., Sawyer Clayton, Schlingensiepen, Vaughn, Xu.

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The substitute bill passed, as amended.

SB 49, AN ACT concerning wind energy conversion systems; relating to aviation obstruction lighting; requiring new wind energy conversion systems to be constructed with light-mitigating technology systems prior to the commencement of operations; requiring existing wind energy conversion systems to install light-mitigating technology systems upon execution of a long-term power offtake agreement; authorizing any county to issue revenue bonds to finance some or all of the costs of the installation of a light-mitigating technology system; making all such installations subject to the approval of the federal aviation administration, was considered on final action.

On roll call, the vote was: Yeas 118; Nays 6; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglanđ, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Martinez, Mason, Melton, Meyer, Miller, D., Miller, S.,

Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Clifford, Fairchild, Landwehr, Lewis, Maughan, Rhiley.

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The bill passed.

EXPLANATION OF VOTE

Mr. Speaker: I vote "Yes" on SB 49. I firmly believe that installing ADLS technology on wind turbines would aid in the restoration of natural twilight and nocturnal beauty to all who currently experience the distraction of red, blinking lights in the evening and night sky. To restore the night sky, with the moon and the stars undisturbed in their beauty, would be a momentous gesture of good will by the wind companies and would benefit thousands of Kansans who live inside the footprint of and under the noticeable umbrella of all existing Kansas wind systems. – Lisa Moser

H Sub for SB 73, AN ACT concerning children and minors; relating to risk and needs assessment for certain children in need of care; allowing for overall case length limit extensions for certain juvenile offenders; requiring the department of corrections to create juvenile justice data systems; increasing use of evidence-based programs account money; authorizing detention sanctions for probation violations; increasing the cumulative detention cap; amending K.S.A. 38-2203, 38-2304, 38-2361, 38-2391, 38-2392, 75-52,162 and 75-52,164 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 90; Nays 34; Present but not voting: 0; Absent or not voting: 1.

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

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Highberger, Hougland, Hoye, Meyer, Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Robinson, Ruiz, L., Ruiz, S., Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The substitute bill passed.

H Sub for SB 169, AN ACT concerning taxation; relating to income tax; providing a 5.25% tax rate for individuals and decreasing the normal tax for corporations; discontinuing possible future corporate rate decreases as a result of agreements under the attracting powerful economic expansion program act; increasing the income limit to qualify for a subtraction modification for social security income; allowing a taxpayer to elect the taxable year in which a subtraction modification for contributions to a qualified tuition program would be applied; increasing the Kansas standard deduction for single filers and further increasing by a cost-of-living adjustment; discontinuing the food sales tax credit; relating to sales and compensating use tax; reducing the rate of tax on sales of food and food ingredients; relating to property tax; increasing the extent of exemption for residential property from the statewide school levy; relating to privilege tax rates; decreasing the normal tax; amending K.S.A. 79-1107 and 79-1108 and K.S.A. 2022 Supp. 74-50,321, 79-201x, 79-32,110, 79-32,117, 79-32,119, 79-32,271, 79-3603, 79-3603d, 79-3620, 79-3703 and 79-3710 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 94; Nays 30; Present but not voting: 0; Absent or not voting: 1.

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

Nays: Amyx, Ballard, Boyd, Carlin, Carr, Curtis, Featherston, Haskins, Haswood, Hougland, Hoye, Martinez, Melton, Meyer, Miller, D., Neighbor, Ohaebosim, Oropeza, Ousley, Poskin, Ruiz, L., Ruiz, S., Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The substitute bill passed, as amended.

EXPLANATIONS OF VOTE

MR. SPEAKER: I VOTE YES ON **H Sub for SB 169**. This is a balanced bill that cuts the food sales tax to 0% on July 1, 2023, gives property tax relief to homeowners by increasing the homestead exemption from \$40,000 to \$80,000, gets rid of the Social Security tax cliff and gives a tax cut to seniors making less than \$100K. It increases the standard deduction each year tied to inflation which is good for all taxpayers. While I would prefer a more progressive income tax even that piece has been greatly improved from the original bill increasing relief for those with lower incomes. --TOM SAWYER, JASON PROBST, VIC MILLER, CHUCK SMITH, JOHN CARMICHAEL

MR. SPEAKER: By adopting a “flat tax,” the House is saying that it will only give hardworking Kansans a tax cut if wealthy Kansans receive their tax cut first. Tossing

out Kansas's decades-old progressive income tax is structurally imbalanced and fails to offset the higher effective tax rate middle and working-class Kansans pay in sales and property taxes. The House could have prioritized cutting the food sales tax and delivering real property tax relief, but instead this bill includes an unnecessary corporate income tax cut and an expensive flat. For those reasons, we vote no on **H Sub for SB 169**. – STEPHANIE SAWYER CLAYTON, JERRY STOGSDILL, RUI XU, LINDSAY VAUGHN, LOUIS RUIZ, ALLICON HOUGLAND, CHRISTINA HASWOOD, SYDNEY CARLIN, BARBARA BALLARD, JO ELLA HOYE, CINDY NEIGHBOR, MIKEAMYX, BTRADLEY BOYD, SUSAN RUIZ, FORD CARR, MELISSA OROPEZA, DENNIS MILLER, HEATHER MEYER VIRGIL WEIGEL, TOBIAS SCHLINGENSIEPEN, LINDA FEATHERSTON, ANGELA MARTINEX, LYNN MELTON

MR. SPEAKER: We vote YES on **H Sub for SB 169**. We have a rare opportunity to provide tax relief to Kansans in every major category of taxation. Every homeowner will see a reduction in their property tax burden. Every consumer will see a break at the cash register when buying groceries. Ever income tax payer, individual and businesses, will benefit from changes in our income tax code as this bill adjusts rates, exposes less income to taxation, and initiates future growth of the standard deduction with inflation. All of this while keeping the fiscal impact to the state within a sustainable range. --ADAM SMITH, BRENDA K. LANDWEHR, LISA M. MOSER, SUSAN HUMPHRIES

MR. SPEAKER: I am voting no on **SB 169**, because the fiscal note of approximately \$500 million dollars a year provides 45% of that \$500million to the top 3% of earners. This includes \$40 million in annual income tax breaks to corporations alone, only providing the average family with \$80 in property tax relief. This is a huge give away to wealthy corporations and banks, and will destabilize our state's ability to pay for needed services. – JARROD OUSLEY

Mr. Speaker: I vote NO on **H Sub for SB 169** in protest of the irresponsible and regressive flat tax which provides minimal tax relief for our middle-income Kansas families. I did so after making sure the bill had enough votes to pass without mine, for the good components that will benefit Kansans: accelerated elimination of the state food sales tax to zero in 2023 and eliminating the social security tax "cliff." Combined with my YES vote on SB42, which appropriates statutorily required funding to the LAVTRF, guaranteeing property tax relief to Kansans for the first time in decades, this is my "compromise" tax vote. – Mari-Lynn Poskin

SB 174, AN ACT concerning crimes, punishment and criminal procedure; relating to crimes against the public peace; creating the crime of interference with the conduct of a healthcare facility; increasing the criminal penalty for battery of a healthcare provider; relating to crimes involving controlled substances; adding the placing of controlled substances into pills into the definition of manufacture; excluding materials used to detect the presence of fentanyl, ketamine or gamma hydroxybutyric acid from the definition of drug paraphernalia; increasing the criminal penalties for manufacturing fentanyl-related controlled substances; creating a special sentencing rule for manufacturing fentanyl-related controlled substances; relating to crimes involving property; adding domestic battery and violation of a protection order to the list of crimes a person has intent to commit for the crimes of burglary and aggravated burglary; relating to interference with law enforcement; increasing criminal penalties when the violation involves fleeing from a law enforcement officer; authorizing the

attorney general to prosecute any crime that is part of an alleged course of criminal conduct that occurred in two or more counties; amending K.S.A. 75-702 and K.S.A. 2022 Supp. 21-5413, 21-5701, 21-5703, 21-5807, 21-5904 and 21-6805 and repealing the existing sections; also repealing K.S.A. 2022 Supp. 21-5701b, was considered on final action.

On roll call, the vote was: Yeas 84; Nays 40; Present but not voting: 0; Absent or not voting: 1.

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

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Garber, Haskins, Haswood, Helgerson, Highberger, Hougland, Houser, Hoye, Jacobs, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Stogsdill, Vaughn, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The bill passed, as amended.

EXPLANATION OF VOTE

MR. SPEAKER: This bundle of bills may well be “just the way we do things around here,” but it shouldn’t be. The vast and unprecedented expansion of the Attorney General’s criminal prosecution authority contained in this package goes far beyond what is needed to address the problem it is purportedly intended to address, and I think it will have negative consequences in the future. Despite the good policy contained elsewhere in this bill, I vote NO on **SB 174**. – DENNIS “BOOG” HIGHBERGER

MR. SPEAKER: I vote No on **Senate Bill 174**. While there are many good ideas contained in this bundled bill, I cannot countenance the dramatic expansion of the Attorney General’s power to commence criminal prosecutions in any county of the State without the request or consent of local prosecutors. I therefore vote No on **Senate Bill 174** – JOHN CARMICHAEL

SB 180, AN ACT establishing the women's bill of rights; providing a meaning of biological sex for purposes of statutory construction, was considered on final action.

On roll call, the vote was: Yeas 83; Nays 41; Present but not voting: 0; Absent or not voting: 1.

Yeas: Anderson, Awerkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Hill, Hoffman, Hoheisel, Houser,

Howe, Howell, Howerton, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, Minnix, Moser, Murphy, Neelly, Owens, F. Patton, Penn, Pickert, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Schmoe, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L..

Nays: Alcalá, Amyx, Ballard, Borjon, Boyd, Carlin, Carmichael, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The bill passed, as amended.

EXPLANATIONS OF VOTE

MR. SPEAKER: Women's bill of rights provides a scientific definition based upon biological sex at birth. This bill protects women's spaces currently designated for women and spaces currently designated for men wherever there is a statutory designation. This bill doesn't change current law, nor does it require every private/public space to be sex-segregated. It establishes a biological definition standard for spaces or institutions *already labeled* for men or women. Biological women can trust that only biological women will be in a labeled restricted area for women, such as women's prisons and rape crisis shelters. Mr. Speaker I vote yes on **SB 180** – BRENDA LANDWEHR, JOHN EPLEE, WILLIAM CLIFFORD, CHUCK SMITH

MR. SPEAKER: I vote no on **SB 180** Trans women are women. Trans men are men. But more than anything, they are all humans. We should start treating them like it. – BRANDON WOODARD

MR. SPEAKER: I am proud to vote Yes on **SB 180**. This bill makes eminent sense and reflects the will of the people of Kansas. It is somewhat sad that a bill like this is even necessary. But gender identity ideologues have tried to distort and destroy the plain meaning of human sexual differences with tragic public policy results. Biology is not bigotry and we must strongly reject those organizations and policies that pretend it is. – PAUL WAGGONER

MR. SPEAKER: I voted "PRESENT" today but was forced by a call of the House to vote YES reluctantly on **SB 180**, the women's bill of rights meant to provide a meaning of a woman. The simple definition of Female should be based on genetic sex not biological sex. Genetic sex means a male is any individual with at least one "Y" chromosome at the 23rd loci and all other individuals shall be considered female. I supported the attempt to clarify this difference for statute, but using biological sex is too broad and can be misinterpreted. – BILL RHILEY

SB 209, AN ACT concerning elections; relating to advance voting ballots; requiring the return of such ballots by 7 p.m. on the day of the election; amending K.S.A. 25-1132 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 76; Nays 48; Present but not voting: 0; Absent or not voting: 1.

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

Nays: Alcalá, Amyx, Ballard, Blew, Borjon, Boyd, Carlin, Carmichael, Carr, Clifford, Collins, Curtis, Eplee, Featherston, Haskins, Haswood, Helgerson, Highberger, Houglan, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, F. Patton, Pickert, Poskin, Probst, Robinson, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The bill passed, as amended.

SB 221, AN ACT concerning elections; relating to write-in candidates; requiring affidavits of write-in candidacy for certain locally elected offices; providing requirements for counting write-in votes on ballots; amending K.S.A. 25-305, 25-2903 and 25-3002 and repealing the existing sections; also repealing K.S.A. 25-305b, 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: Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Alcalá, Carlin, Miller, V., Ruiz, L., Sawyer.

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The bill passed, as amended.

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

COMMITTEE OF THE WHOLE

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

Recommended that **SB 144** be passed.

Committee report to **HB 2194** be adopted; and the bill be passed as amended.

Committee report to **SB 132** be adopted; and the bill be passed as amended.

Committee report to **HB 2132** be adopted; and the bill be passed as amended.

On motion of Rep. Tarwater, **HB 2275** be amended on page 1, following line 8, by inserting:

"New Section 1. As used in sections 1 through 3, and amendments thereto:

(a) "Kansas sheltered workshop employer" or "workshop employer" means a private nonprofit, state or local government institution that provides employment opportunities for individuals with intellectual, developmental or physical disabilities and provides such employment opportunities for all or a portion of such individuals under a certificate issued by the United States secretary of labor under 29 U.S.C. § 214(c).

(b) "Secretary" means the secretary of labor.

New Sec. 2. (a) There is hereby created in the state treasury the Kansas sheltered workshop transition fund. The secretary of labor shall administer the fund. All expenditures from the fund shall be for the purpose of facilitating transitions by Kansas sheltered workshop employers away from employing individuals with disabilities under a certificate issued by the United States secretary of labor under 29 U.S.C. § 214(c) and toward paying all such employees at least the minimum wage. Such purpose shall be achieved by providing matching grants from fund moneys to Kansas sheltered workshop employers that commit to paying at least the minimum wage to all employees. A grant shall be matched on a \$1-to-\$1 basis by the Kansas sheltered workshop employer from nonstate sources.

(b) Applications for matching grants shall be made by Kansas sheltered workshop employers to the secretary in the form and manner required by the secretary. In determining whether applicants should be approved and receive a grant, the secretary shall seek the assistance of the secretary for children and families, the secretary for aging and disability services or any other appropriate state agency. The secretary for children and families, secretary for aging and disability services or other state agency shall provide such assistance to the secretary as requested by the secretary. The applicant shall provide a transition plan to the secretary demonstrating how the applicant will use the grant and other funding to transition away from use of a certificate issued by the United States secretary of labor under 29 U.S.C. § 214(c). The Kansas sheltered workshop shall commit to completing the plan to receive a grant. If the secretary approves the transition plan, finds that the Kansas sheltered workshop has sufficient nonstate funding to match the grant with nonstate funds on a \$1-to-\$1 basis and approves the application, the secretary shall award the Kansas sheltered workshop a matching grant in the amount determined by the secretary. The secretary may award

subsequent additional grants to the same Kansas sheltered workshop employer upon satisfactory progress shown by such workshop employer pursuant to the workshop employer's transition plan.

(c) Kansas sheltered workshop employers that receive a matching grant shall provide such information to the secretary as requested, excluding any information prohibited from disclosure under state or federal law, regarding the use of grant funds, use of associated nonstate funds and progress made toward achievement of the transition plan as developed pursuant to subsection (b). Such information shall be utilized by the secretary to analyze and monitor the use of grant funds and compliance with and progress toward completion of the transition plan by workshop employers and to develop best uses of grant funds and transition methods to attain the goal of sections 1 through 3, and amendments thereto.

(d) On or before January 31, 2024, and annually on or before January 31 thereafter, the secretary shall report to the house of representatives standing committee on commerce, labor and economic development or its successor committee and the senate standing committee on commerce or its successor committee on the amount and uses of grant funding by each Kansas sheltered workshop employer that has received a matching grant and the progress made by each Kansas sheltered workshop employer toward the goal of sections 1 through 3, and amendments thereto.

(e) All expenditures from the Kansas sheltered workshop transition fund shall be for the purpose described in subsection (a) and shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary of labor or the secretary's designee.

(f) On July 1, 2023, and each July 1 thereafter, or as soon thereafter as moneys may be available, the director of accounts and reports shall transfer \$1,000,000 from the state economic development initiatives fund established by K.S.A. 79-4804, and amendments thereto, to the Kansas sheltered workshop transition fund.

New Sec. 3. The provisions of sections 1 through 3, and amendments thereto, shall expire on July 1, 2033. On July 1, 2033, the director of accounts and reports shall transfer all unencumbered moneys in the Kansas sheltered workshop transition fund to the state general fund. After such transfer, the Kansas sheltered workshop transition fund shall be abolished and all liabilities of the Kansas sheltered workshop transition fund shall be transferred to and imposed on the state general fund.";

On page 3, in line 14, by striking "within such division,;" in line 16, after "214(c)" by inserting "and the Kansas not-for-profit organization, including any other division within the Kansas not-for-profit organization, does not employ individuals under such a certificate";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "income taxation" and inserting "employment"; also in line 1, by striking "credits" and inserting "persons with disabilities"; in line 2, by striking "credit" and inserting "income tax credits"; in line 5, after the semicolon by inserting "establishing a grant program administered by the secretary of labor to facilitate transitions from sub-minimum to at least minimum wage

employment for persons with disabilities; creating the Kansas sheltered workshop transition fund;" and **HB 2275** be passed as amended.

INTRODUCTION OF ORIGINAL MOTIONS

On emergency motion of Rep. Croft pursuant to House Rule 2311, **HB 2132**, **HB 2194**, **HB 2275**, **SB 132** and **SB 144** were advanced to Final Action on Bills and Concurrent Resolutions.

HB 2194, AN ACT concerning children and minors; relating to the revised Kansas code for care of children; enacting the Representative Gail Finney memorial foster care bill of rights; establishing certain rights for children in need of care and foster parents; applying the federal Indian child welfare act to the Representative Gail Finney memorial foster care bill of rights; defining kinship caregivers; granting rights to kinship caregivers under the revised Kansas code for care of children; amending K.S.A. 38-2202, 38-2203, 38-2258 and 38-2261 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: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The bill passed, as amended.

SB 132, AN ACT concerning motor vehicles; relating to distinctive license plates; providing for the buffalo soldier license plate, was considered on final action.

A Call of the House was demanded during the vote for passage of **SB 132**. Rep. Poskin requested to be excused from voting under House Rule 2508(b). Having not received the approval of a 2/3 majority of members present Rep. Poskin was required to vote.

On roll call, the vote was: Yeas 94; Nays 30; Present but not voting: 0; Absent or not voting: 1.

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barth, Bergquist, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon,

Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, Melton, Miller, D., Minnix, Moser, Murphy, Neelly, Neighbor, Osman, Owens, F. Patton, Penn, Pickert, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Schlingensiepen, Schmoe, Schreiber, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Xu, Younger.

Nays: Alcalá, Bergkamp, Blew, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Houglund, Martinez, Meyer, Miller, S., Miller, V., Ohaebosim, Oropeza, Ousley, Poskin, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Seiwert, Stogsdill, Vaughn, Woodard.

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The bill passed, as amended.

EXPLANATIONS OF VOTE

MR. SPEAKER: Buffalo Soldiers:

- Many had been former slaves.
- They were commanded to kill buffaloes, an important food source for Native Americans.
- They were also commanded to help kill Native Americans.
- This during a time when racism was rampant.
- The Buffalo Soldier was fighting to obtain a freedom they never had.
- While Native Americans were fighting to hold on to a freedom they had always had.

I vote NO on **SB 132**. “This is a wedge bill.” – JOHN ALCALÁ, VIC MILLER

Mr. Speaker: I vote NO on **SB 132**. As the only Native American state legislator in our state, I do not support this initiative as it is the history often not told; that they helped suppress the indigenous peoples of Kansas. I will be voting “no” on **SB 132**. – Christina Haswood

SB 144, AN ACT concerning the video competition act; exempting providers of broadcast satellite services and video programming delivered over the internet from the provisions of such act; amending K.S.A. 12-2022 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: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez,

Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton , Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The bill passed.

EXPLANATION OF VOTE

MR. SPEAKER: The sponsors of this bill stated intent is only to maintain the status quo and “clarify existing law” and not to create an exemption that gives cable companies a new right to avoid their obligations under the Video Competition Act simply by providing additional services through their facilities in the public right-of-way. Based upon this understanding, I vote in support of **SB 144**. – CARL TURNER, CHUCK SMITH, LEO DELPERDANG, KC OHAEBOSIM, PATRICK PENN

HB 2132, AN ACT concerning postsecondary education; relating to the Kansas promise scholarship act; expanding the eligible fields of study; establishing a maximum scholarship amount for certain private postsecondary institutions; amending K.S.A. 2022 Supp. 74-32,272, 74-32,273 and 74-32,274 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: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoyer, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton , Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The bill passed, as amended.

HB 2275, AN ACT concerning income taxation; relating to credits; increasing the maximum yearly amount of credit available for purchases under the disability employment act from qualified vendors and continuing in existence such credits beyond tax year 2023; defining qualifying vendors and eligible employees; amending K.S.A. 79-32,273 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: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Poetter Parshall.

The bill passed, as amended.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 17**.

Speaker Hawkins thereupon appointed Reps. Sutton, Penn and Neighbor as conferees on the part of the House.

Also, on motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 27**.

Speaker Hawkins thereupon appointed Reps. Sutton, Penn and Neighbor as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 44**.

Speaker Hawkins thereupon appointed Reps. Hoheisel, Clifford and Xu as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 66**.

Speaker Hawkins thereupon appointed Reps. Thomas, Estes and Stogsdill as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 75**.

Speaker Hawkins thereupon appointed Reps. F. Patton, Schreiber and Carmichael as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 85**.

Speaker Hawkins thereupon appointed Reps. Sutton, Penn and Neighbor as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 115**.

Speaker Hawkins thereupon appointed Reps. Concannon, T. Johnson and Ousley as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 119**.

Speaker Hawkins thereupon appointed Reps. Sutton, Penn and Neighbor as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 123**.

Speaker Hawkins thereupon appointed Reps. Thomas, Estes and Stogsdill as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **Sub SB 131**.

Speaker Hawkins thereupon appointed Reps. Landwehr, Eplee and S. Ruiz as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 189**.

Speaker Hawkins thereupon appointed Reps. F. Patton, Schreiber and Carmichael as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 217**.

Speaker Hawkins thereupon appointed Reps. Owens, E. Smith and Highberger as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 228**.

Speaker Hawkins thereupon appointed Reps. Owens, E. Smith. and Highberger as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 243**.

Speaker Hawkins thereupon appointed Reps. F. Patton, Schreiber and Carmichael as conferees on the part of the House.

CHANGE OF CONFEREES

Speaker Hawkins announced the appointment of Rep. Poskin to replace Rep. Winn as a member of the conference committee on **H Sub for SB 83**.

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 House Concurrent Resolution was introduced and read by title:

HOUSE CONCURRENT RESOLUTION No. HCR 5014—

By Representatives Murphy, Averkamp, Barth, Bergquist, Blew, Blex, Bloom, Bryce, Buehler, Clifford, Collins, Corbet, Croft, Droge, Ellis, Essex, Garber, Gardner, Goetz, Hill, Hoffman, Hoheisel, Howe, Howell, Howerton, Humphries, Jacobs, T. Johnson, Kessler, Mason, Minnix, Moser, Neelly, Owens, Penn, Pickert, Proctor, Resman, Rhiley, Roth, Sanders, Schmoe, Seiwert, Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turner, Underhill, Waggoner, Wasinger, White and K. Williams

A CONCURRENT RESOLUTION stating findings of the legislature and directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.

WHEREAS, The Kansas Legislature and the people of Kansas acknowledge the Constitution of the State of Kansas and the Constitution of the United States as the supreme law of the land, which cannot be usurped in any form or by any outside forces, including those that may come from outside the United States; and

WHEREAS, The rights and freedoms of the people of Kansas are increasingly threatened by the alliance of large corporations, banks, investors and governmental entities in their efforts to impose environmental, social and governance (ESG) standards; and

WHEREAS, ESG standards are intended to alter how businesses and investments are evaluated, so that instead of focusing on the quality of goods and services, profits and other traditional economic metrics, businesses and investments are instead evaluated based on various environmental, social justice or corporation governance causes and assigned scores, upon which they can be compared, rewarded or potentially punished; and

WHEREAS, Central banks, governments and wealthy investors have invested trillions of dollars into ESG-related investments; and

WHEREAS, The Glasgow Financial Alliance for Net Zero (GFANZ), a group supported by the Biden administration, claims to have more than 450 banks, insurers and other asset managers in dozens of countries as members, as well as \$130 trillion in assets; and

WHEREAS, The widespread use of ESG standards by central banks, financial institutions, corporations and governments threatens to restrict individual and economic rights and to usurp legislative processes, the Constitution of the State of Kansas and the Constitution of the United States; and

WHEREAS, Klaus Schwab, founder and executive chairman of the World Economic Forum, has called for a fundamental change to Americanism when he said, "The world must act jointly and swiftly to revamp all aspects of our societies and economies, from education to social contracts and working conditions. Every country, from the United

States to China, must participate, and every industry, from oil and gas to tech, must be transformed. In short, we need a 'Great Reset' of capitalism."; and

WHEREAS, Larry Fink, the CEO of Blackrock, the world's largest asset management company, and most powerful person on Wall Street, promises to use ESG scores as a way to alter society. Fink has said, "Every company and every industry will be transformed by the transition to a net-zero world ... the question is, will you lead, or will you be led?"; and

WHEREAS, The threat to our individual freedoms from the use of ESG standards will increase significantly if the Federal Reserve adopts a digital currency, which could help banks and governments track all spending across the entire United States economy; and

WHEREAS, According to a report by the accounting firm KMPG, thousands of companies located in more than 50 countries already use ESG standards, including 82% of large companies in the United States; and

WHEREAS, ESG standards are designed to create a "great reset" of capitalism and to revamp all aspects of our society and economy, from education to social contracts and working conditions; and

WHEREAS, Free market capitalism requires a level playing field and the ability for businesses to compete; and

WHEREAS, Various states have considered legislation to address the risks of ESG to their citizens; and

WHEREAS, Legislative efforts to curtail the use and impact of ESG standards have focused on divestment from financial institutions and other businesses that discriminate against vital state sectors and the elimination of ESG, social credit or similar metrics that allow discrimination in the provision of goods and services to individuals and businesses; and

WHEREAS, States, local businesses and families should be able to control their rights, freedoms and choices; and

WHEREAS, Protecting those vital rights and freedoms is the fundamental role of our government: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: That the Joint Committee on Fiduciary Financial Institutions Oversight, the sponsors of this resolution and the State Treasurer, where appropriate, at the direction of the Kansas Legislature, shall work with concerned parties to study the topic of ESG standards and shall draft legislation that protects the State of Kansas and its citizens from the use of ESG standards; and

Be it further resolved: That the Joint Committee on Fiduciary Financial Institutions Oversight shall report such committee's findings and recommendations, along with proposed legislation, to the Legislative Coordinating Council in November 2023 and to the Kansas Legislature on or before January 8, 2024; and

Be it further resolved: That the Secretary of State shall send an enrolled copy of this resolution to the Chairperson of the Joint Committee on Fiduciary Financial Institutions Oversight and the State Treasurer.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

On emergency motion of Rep. Croft, **HCR 5015**, by Representatives Hawkins, Croft and V. Miller as follows, was introduced and adopted.

HOUSE CONCURRENT RESOLUTION NO. **HCR 5015** –
by Representatives Hawkins, Croft and V. Miller

A CONCURRENT RESOLUTION relating to the adjournment of the House of Representatives for a period of time during the 2023 regular session of the legislature.

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: That the House of Representatives shall adjourn at the close of business of the daily session convened on March 29, 2023, and shall reconvene on April 3, 2023; 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 House of Representatives 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 the House of Representatives is adjourned for more than two days, Sundays excepted; and

Be it further resolved: That members of the House of Representatives 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 such members are not authorized compensation and allowances pursuant to K.S.A. 46-137a, and amendments thereto, shall receive compensation and travel expenses and subsistence expenses or allowances as provided in K.S.A. 75-3212, and amendments thereto.

On motion of Rep. Croft, the House adjourned until 10:00 a.m., Monday, April 3, 2023.

The following bill was stricken from the Calendar in accordance with House Rule 1507: SB 13

Journal of the House

FIFTY-FIFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, April 3, 2023, 10:00 a.m.

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

The roll was called with 118 members present.

Reps. Blew, Boyd, Donohoe, Eplee, Poetter Parshall, Seiwert and Winn were excused on excused absence by the Speaker.

Present later: Reps. Blew and Eplee.

Prayer by guest chaplain, Pastor Mike Kirby, Valley Falls Christian Church, Valley Falls, and guest of Rep. Ellis.

Our Father and Creator,

As we approach a season of renewal and rebirth, we are reminded even by the changing of seasons and the greening in nature of your grace, your goodness and wisdom. We are thankful for your loving involvement in the affairs of men and women and ask for your guidance in this chamber today.

In a world that is often chaotic, we pray for order and peacefulness. In a world that is often dangerous, we pray for the safety and protection of all who are on these grounds today. In a world that is often contentious and divisive, we pray for a spirit of unity and the ability to work together. Though there may be disagreement and even division, we pray that these issues would be handled in good faith and with grace toward one another.

Lord, we ask for your wisdom that comes from above and is pure, peaceable, open to reason, impartial and sincere. We pray for the humility to see your purpose in and the privilege of serving the people of this state. Give us a heart to put others before ourselves.

Let us be steadfast in what is true and good. May we hear your voice above all the other voices trying to get our attention.

God, we pray your blessing upon this body and the state of Kansas. In your loving and powerful name, Amen.

The Pledge of Allegiance was led by Rep. Xu.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were referred to committees as indicated:

Financial Institutions and Pensions: **HCR 5014, SB 291.**
 Judiciary: **SB 265.**
 Taxation: **SB 147, SB 252, SB 300.**
 Transportation: **SB 271.**

MESSAGES FROM THE GOVERNOR

HB 2092, HB 2197, HB 2262 approved on March 31, 2023.

MESSAGES FROM THE SENATE

Announcing passage of **HB 2016**, as amended by **S Sub for HB 2016; HB 2053**, as amended by **S Sub for HB 2053; HB 2070**, as amended by **S Sub for HB 2070; HB 2138**, as amended by **S Sub for HB 2138; HB 2170**, as amended by **S Sub for HB 2170; HB 2302**, as amended by **S Sub for HB 2302, HB 2390**, as amended by **S Sub for HB 2390.**

Announcing passage of **HB 2027**, as amended, **HB 2147**, as amended, **HB 2160**, as amended, **HB 2279**, as amended, **HB 2313**, as amended, **HB 2325**, as amended, **HB 2326**, as amended, **HB 2346**, as amended, **HB 2350**, as amended.

Announcing passage of **HB 2087, HB 2114, HB 2225, HB 2290, HB 2304, HB 2395.**

Announcing passage of **SB 40, SB 287, SB 297, SB 301, SB 307, SB 314, SB 315** as amended.

The Senate concurs in House amendments to **H Sub for SB 208.**

The Senate announced the appointment of Senator Kloos to replace Senator Dietrich as a conferee on **HB 2298.**

Announcing adoption of **HCR 5015.**

Announcing passage of **HB 2002**, as amended; **HB 2021**, as amended; **HB 2024**, as amended; **HB 2172**, as amended; **HB 2216**, as amended; **HB 2264**, as amended; **HB 2323**, as amended; **HB 2336**, as amended.

Announcing passage of **HB 2060**, as amended by **S Sub for HB 2060; HB 2127**, as amended by **S Sub for HB 2127.**

Announcing passage of **SB 112.**

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 40, SB 112, SB 287, SB 297, SB 301, SB 307, SB 314, SB 315.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Sawyer Clayton, **HR 6020**, as follows, was introduced and adopted:

By Representative Sawyer Clayton

HOUSE RESOLUTION No. **HR 6020**—A RESOLUTION recognizing the contributions of Kansas Rotarians.

HR 6020 – A RESOLUTION recognizing the contributions of Kansas Rotarians to our citizens and communities.

WHEREAS, It has been proven that people of all ages lead happier, healthier and more purposeful lives when they volunteer their time and talents; and

WHEREAS, Americans, and especially Kansans, are noted for their strong community spirit and willingness to help their neighbors; and

WHEREAS, Rotary International was founded in 1905 with the motto "Service Above Self" to harness, organize and promote volunteerism, friendship and community improvement; and

WHEREAS, There are now 1.4 million Rotarians in almost every country around the world, devoting 47 million hours of service worth over \$850 million per year; and

WHEREAS, Rotarians dedicate themselves to promoting peace, fighting disease, helping disadvantaged mothers and children, supporting education, growing local economies, protecting the environment, ending polio and providing clean water, sanitation and hygiene; and

WHEREAS, In Kansas, there are 155 Rotary Clubs with over 4,000 members contributing immeasurable hours of service and funds to our neighbors, communities and citizens around the world; and

WHEREAS, Kansas Rotarians spend their volunteer hours fighting human trafficking across Kansas, cleaning our parks, streams and roadways, repairing homes for veterans, the elderly and the disabled, resettling refugees, helping mothers and families nurture and safely raise their children, mentoring students, awarding scholarships, providing water filters, shelter-boxes and hygiene supplies to victims of poverty, war and disaster, stocking food banks, feeding the hungry, hosting foreign exchange students and supporting community events and beautification efforts; and

WHEREAS, Rotary clubs are continuously seeking new members to help them expand their initiatives. If an individual is interested, Rotarians welcome and invite them to find their local Rotary club or visit with a Rotarian: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we recognize Rotarians across Kansas for their invaluable contributions and all that they have done to make our communities and state thrive and be a better place to work and live; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send an enrolled copy of this resolution to Representative Sawyer Clayton.

INTRODUCTION OF GUESTS

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

I rise today in support of **House Resolution 6020**. I invite all Rotarians to please come up and join us. With us today are several Rotary leaders from all across the state:

- Stephanie Meyer – District Governor
- Jenalea Randall – District Governor-Elect
- Chuck Udell – District Governor-Nominee
- Faron Barr – Past District Governor
- Vern Henricks – Past District Governor

- Steven Graham – Club President
- Michelle Sink – Club President
- De Ette Lombard – District Trainer

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. **HR 6021**—

By Representative Mason

HR 6021—A RESOLUTION recognizing the 125th Anniversary of the 1898 Smoky Valley Roller Mills in Lindsborg, Kansas.

A RESOLUTION recognizing the 125th anniversary of the Smoky Valley Roller Mills in Lindsborg, Kansas.

WHEREAS, The Smoky Valley Roller Mills served as a vital agricultural and commercial hub to Lindsborg, Kansas, and the surrounding region from 1898 through 1955 under the ownership of Theodore Teichgraeber and subsequently the Hagstrom and Runbeck families; and

WHEREAS, The historic building and original equipment were restored and preserved in the 1960s, 1970s and 1980s because of the efforts of numerous volunteers in the Smoky Valley community, and, in particular, the leadership and supervision of Malcolm Esping, Mary Borg and George Tesarek; and

WHEREAS, Because of these community efforts, the Smoky Valley Roller Mills is preserved in working condition today under the ownership of the Lindsborg Old Mill & Swedish Heritage Museum; and

WHEREAS, The Smoky Valley Roller Mills continues to provide great value to the Smoky Valley community and Kansas as a historical treasure, community cultural center and a beautiful marvel of engineering and ingenuity; and

WHEREAS, Smoky Valley Roller Mills has been on the National Register of Historic Places for 50 years; and

WHEREAS, The museum board of directors, staff, volunteers and many members of the Smoky Valley community are now working diligently to secure the future of these historic buildings for the next generations to enjoy; and

WHEREAS, The year 2023 marks the 125th anniversary since Smoky Valley Roller Mills was rebuilt anew in 1898, following a fire the previous year, and special celebrations of this significant milestone — including the full mill running again — are planned for the museum's annual Millfest celebration on Saturday, May 6, 2023: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we recognize the 125th anniversary of the Smoky Valley Roller Mills in Lindsborg, Kansas; and

Be it further resolved: That we urge Kansans to observe the 125th anniversary celebration of the Smoky Valley Roller Mills in Lindsborg, Kansas, on Saturday, May 6, 2023; and

Be it further resolved: That we urge Kansans to learn more about the history and tradition of agriculture, industry and Swedish culture in Lindsborg, the Smoky Valley and all of Kansas; and

Be it further resolved: That we urge Kansans to consider ways to personally support the continued preservation of the Smoky Valley Roller Mills and the Lindsborg Old Mill & Swedish Heritage Museum; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send an enrolled copy of this resolution to Representative Mason.

CHANGE OF CONFEREES

Speaker Hawkins announced the appointment of Reps. Waymaster, Hoffman, and Helgerson to replace Reps. Hoffman, Rhiley, and Amyx as members of the conference committee on **HB 2184**.

Also, the appointment of Rep. L. Williams to replace Rep. Clifford as a member of the conference committee on **SB 44**.

On motion of Rep. Croft, the House recessed until 2:00 p.m.

AFTERNOON SESSION

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

MESSAGES FROM THE SENATE

The Senate accedes to the request of the House for a conference on **S Sub for HB 2010** and has appointed Senators Warren, Wilborn and Corson as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2014** and has appointed Senators Petersen, Kloos and Corson as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2019** and has appointed Senators Petersen, Kloos and Corson as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2039** and has appointed Senators Kerschen, Ryckman and Ware as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2059** and has appointed Senators Thompson, Kloos and Faust-Goudeau as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2125** and has appointed Senators Gossage, Erickson and Pettey as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2173** and has appointed Senators Erickson, Dietrich and Holland as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2196** and has appointed Senators Longbine, Fagg and Pittman as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2234** and has appointed Senators Erickson, Dietrich and Holland as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2236** and has appointed Senators Baumgardner, Erickson and Sykes as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2284** and has appointed Senators Longbine, Fagg and Holscher as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2292** and has appointed Senators Erickson, Dietrich and Holland as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2322** and has appointed Senators Baumgardner, Erickson and Sykes as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2335** and has appointed Senators Petersen, Kloos and Corson as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2375** and has appointed Senators Baumgardner, Erickson and Sykes as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **H Sub for SB 73**, requests a conference and has appointed Senators Warren, Wilborn and Corson as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 174**, requests a conference and has appointed Senators Warren, Wilborn and Corson as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 8**, requests a conference and has appointed Senators Tyson, Peck and Holland as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 25**, requests a conference and has appointed Senators Longbine, Fagg and Holscher as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **H Sub for SB 42**, requests a conference and has appointed Senators Billinger, Claeys and Pettey as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **H Sub for SB 113**, requests a conference and has appointed Senators Baumgardner, Erickson and Sykes as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **H Sub for SB 116**, requests a conference and has appointed Senators Thompson, Kloos and Faust-Goudeau as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **H Sub for SB 169**, requests a conference and has appointed Senators Tyson, Peck and Holland as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 209**, requests a conference and has appointed Senators Thompson, Kloos and Faust-Goudeau as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 221**, requests a conference and has appointed Senators Thompson, Kloos and Faust-Goudeau as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **H Sub for SB 244**, requests a conference and has appointed Senators Warren, Wilborn and Corson as conferees on the part of the Senate.

CHANGE OF CONFEREES

Speaker pro tem Carpenter announced the appointment of Reps. Owens, E. Smith, and Highberger to replace Reps. Patton, Schreiber, and Carmichael as members of the conference committee on **S Sub for HB 2010**.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Patton, the House concurred in Senate amendments to **S Sub for HB 2016**, AN ACT concerning civil actions and civil procedure; enacting the act against abusive access litigation; creating a civil action for determining whether litigation that alleges any access violation under the Americans with Disabilities Act or similar law constitutes abusive litigation and authorizing penalties for such abusive litigation.

On roll call, the vote was: Yeas 83; Nays 37; Present but not voting: 0; Absent or not voting: 5.

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

Nays: Alcala, Amyx, Ballard, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Highberger, Houglan, Howell, Hoyer, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Robinson, Ruiz, L., Ruiz, S., Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Boyd, Donohoe, Poetter Parshall, Seiwert, Winn.

On motion of Rep. Proctor to concur in Senate amendments to **S Sub for HB 2053**, the motion did not prevail.

On roll call, the vote was: Yeas 56; Nays 64; Present but not voting: 0; Absent or not voting: 5.

Yeas: Amyx, Anderson, Ballard, Bergquist, Buehler, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Croft, Essex, Featherston, Francis, Goddard, Hawkins, Helgerson, Highberger, Hoffman, Hoheisel, Houglan, Hoyer, Humphries, Lewis, Mason, Maughan, Meyer, Miller, D., Miller, S., Neelly, Osman, Ousley, Owens, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Robinson, Roth, Sanders, Schmoe, Sutton, Tarwater, Thomas, Thompson, Turk, Vaughn, Waggoner, Wasinger, Williams, K., Williams, L., Woodard, Xu.

Nays: Alcalá, Averkamp, Barth, Bergkamp, Blew, Blex, Bloom, Borjon, Bryce, Butler, Carlin, Concannon, Corbet, Curtis, Delperdang, Dodson, M., Droge, Ellis, Eplee, Estes, Fairchild, Garber, Gardner, Goetz, Haskins, Haswood, Hill, Houser, Howe, Howell, Howerton, Jacobs, T. Johnson, Kessler, Landwehr, Martinez, Melton, Miller, V., Minnix, Moser, Murphy, Neighbor, Ohaebosim, Oropeza, F. Patton, Resman, Rhiley, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Smith, A., Smith, C., Smith, E., Stogsdill, Titus, Turner, Underhill, Waymaster, Weigel, White, Younger.

Present but not voting: None.

Absent or not voting: Boyd, Donohoe, Poetter Parshall, Seiwert, Winn.

The bill is killed.

On motion of Rep. Schreiber, the House concurred in Senate amendments to **S Sub for HB 2127**, AN ACT concerning childhood sexual abuse; permitting a prosecution for childhood sexual abuse to be commenced at any time; providing exceptions in the Kansas tort claims act for claims arising from childhood sexual abuse; extending the time to file civil actions for recovery of damages caused by childhood sexual abuse; amending K.S.A. 12-105b, 75-6104 and 75-6105 and K.S.A. 2022 Supp. 21-5107 and 60-523 and repealing the existing sections.

On roll call, the vote was: Yeas 120; Nays 0; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgersen, Highberger, Hill, Hoffman, Hoheisel, Houglund, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Boyd, Donohoe, Poetter Parshall, Seiwert, Winn.

On motion of Rep. Bergquist, the House concurred in Senate amendments to **HB 2323**, AN ACT concerning fire districts; relating to fire districts located in Johnson county; providing for the detachment and transfer of property thereof annexed by a city; amending K.S.A. 2022 Supp. 19-3623f and repealing the existing section.

On roll call, the vote was: Yeas 117; Nays 3; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Borjon, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang,

Dodson, M., Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Woodard, Xu, Younger.

Nays: Bloom, Helgerson, Jacobs.

Present but not voting: None.

Absent or not voting: Boyd, Donohoe, Poetter Parshall, Seiwert, Winn.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. F. Patton, the House nonconcurrred in Senate amendments to **HB 2027** and asked for a conference.

Speaker Pro Tem Carpenter thereupon appointed Reps. F. Patton, Schreiber and Carmichael as conferees on the part of the House.

On motion of Rep. F. Patton, the House nonconcurrred in Senate amendments to **HB 2172** and asked for a conference.

Speaker Pro Tem Carpenter thereupon appointed Reps. F. Patton, Schreiber and Carmichael as conferees on the part of the House.

On motion of Rep. F. Patton, the House nonconcurrred in Senate amendments to **HB 2216** and asked for a conference.

Speaker Pro Tem Carpenter thereupon appointed Reps. F. Patton, Schreiber and Carmichael as conferees on the part of the House.

On motion of Rep. Smith, A., the House nonconcurrred in Senate amendments to **HB 2002** and asked for a conference.

Speaker Pro Tem Carpenter thereupon appointed Reps. Smith, A., Bergkamp and Sawyer as conferees on the part of the House.

On motion of Rep. Owens, the House nonconcurrred in Senate amendments to **HB 2021** and asked for a conference.

Speaker Pro Tem Carpenter thereupon appointed Reps. Owens, Smith, E. and Highberger as conferees on the part of the House.

On motion of Rep. Owens, the House nonconcurrred in Senate amendments to **HB 2350** and asked for a conference.

Speaker Pro Tem Carpenter thereupon appointed Reps. Owens, Smith, E. and Highberger as conferees on the part of the House.

On motion of Rep. Concannon, the House nonconcurrred in Senate amendments to **HB 2024** and asked for a conference.

Speaker Pro Tem Carpenter thereupon appointed Reps. Concannon, T. Johnson and Ousley as conferees on the part of the House.

On motion of Rep. Concannon, the House nonconcurrred in Senate amendments to **S Sub for HB 2070** and asked for a conference.

Speaker Pro Tem Carpenter thereupon appointed Reps. Concannon, T. Johnson and Ousley as conferees on the part of the House.

On motion of Rep. Francis, the House nonconcurrred in Senate amendments to **HB 2147** and asked for a conference.

Speaker Pro Tem Carpenter thereupon appointed Reps. Francis, Neelly and Ballard as conferees on the part of the House.

On motion of Rep. Francis, the House nonconcurrred in Senate amendments to **HB 2346** and asked for a conference.

Speaker Pro Tem Carpenter thereupon appointed Reps. Francis, Neelly and Ballard as conferees on the part of the House.

On motion of Rep. Minnix, the House nonconcurrred in Senate amendments to **HB 2279** and asked for a conference.

Speaker Pro Tem Carpenter thereupon appointed Reps. Minnix, Howerton and Vaughn as conferees on the part of the House.

On motion of Rep. Minnix, the House nonconcurrred in Senate amendments to **S Sub for HB 2302** and asked for a conference.

Speaker Pro Tem Carpenter thereupon appointed Reps. Minnix, Howerton and Vaughn as conferees on the part of the House.

On motion of Rep. W. Carpenter, the House nonconcurrred in Senate amendments to **S Sub for HB 2170** and asked for a conference.

Speaker Pro Tem Carpenter thereupon appointed Reps. W. Carpenter, Kessler and Hoye as conferees on the part of the House.

On motion of Rep. Tarwater, the House nonconcurrred in Senate amendments to **HB 2336** and asked for a conference.

Speaker Pro Tem Carpenter thereupon appointed Reps. Tarwater, Borjon and Probst as conferees on the part of the House.

On motion of Rep. Landwehr, the House nonconcurrred in Senate amendments to **HB 2325** and asked for a conference.

Speaker Pro Tem Carpenter thereupon appointed Reps. Landwehr, Eplee and Ruiz, S. as conferees on the part of the House.

On motion of Rep. Eplee, to concur with senate amendments to **HB 2264**, Rep. Landwehr offered a substitute motion to nonconcur and that a conference committee be appointed.

The substitute motion of Rep. Landwehr prevailed and Speaker Hawkins thereupon appointed Reps. Landwehr, Eplee and Ruiz, S. as conferees on the part of the House.

On motion of Rep. Eplee, to concur with senate amendments to **S Sub for HB 2390**, Rep. Landwehr offered a substitute motion to nonconcur and that a conference committee be appointed.

The substitute motion of Rep. Landwehr prevailed and Speaker Hawkins thereupon appointed Reps. Landwehr, Eplee and Ruiz, S. as conferees on the part of the House.

On motion of Rep. Estes, to concur with senate amendments to **S Sub for HB 2138**, Rep. Thomas offered a substitute motion to nonconcur and that a conference committee be appointed.

The substitute motion of Rep. Thomas prevailed and Speaker Hawkins thereupon appointed Reps. Thomas, Estes and Stogsdill as conferees on the part of the House.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 8**.

Speaker Pro Tem Carpenter thereupon appointed Reps. Smith, A., Bergkamp and Sawyer as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 25**.

Speaker Pro Tem Carpenter thereupon appointed Reps. Sutton, Penn and Neighbor as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **H Sub for SB 42**.

Speaker Pro Tem Carpenter thereupon appointed Reps. Waymaster, Hoffman and Helgerson as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **H Sub for SB 73**.

Speaker Pro Tem Carpenter thereupon appointed Reps. Owens, Smith, E. and Highberger as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **H Sub for SB 113**.

Speaker Pro Tem Carpenter thereupon appointed Reps. Williams, K., Landwehr and Winn as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **H Sub for SB 116**.

Speaker Pro Tem Carpenter thereupon appointed Reps. W. Carpenter, Kessler and Hoye as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **H Sub for SB 169**.

Speaker Pro Tem Carpenter thereupon appointed Reps. Smith, A., Bergkamp and Sawyer as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 174**.

Speaker Pro Tem Carpenter thereupon appointed Reps. Owens, Smith, E. and Highberger as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 209**.

Speaker Pro Tem Carpenter thereupon appointed Reps. Proctor, Waggoner and Woodard as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 221**.

Speaker Pro Tem Carpenter thereupon appointed Reps. Proctor, Waggoner and Woodard as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **H Sub for SB 244**.

Speaker Pro Tem Carpenter thereupon appointed Reps. F. Patton, Schreiber and Carmichael as conferees on the part of the House.

CHANGE OF CONFEREES

Speaker pro tem Carpenter announced the appointment of Reps. Hoheisel, Clifford, and Xu to replace Reps. Sutton, Penn, and Neighbor as members of the conference committee on **HB 2100**.

MESSAGE FROM THE SENATE

The Senate adopts the Conference Committee report to agree to disagree on **HB 2020**, and has appointed Senators Petersen, Kloos and Corson as Second conferees on the part of the Senate.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2020** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

MIKE PETERSEN

RICK KLOOS

ETHAN CORSON

Conferees on part of Senate

SHANNON FRANCIS

LANCE NEELLY

BARBARA BALLARD

Conferees on part of House

On motion of Rep. Francis the conference committee report on **HB 2020** to agree to disagree, was adopted.

Carpenter thereupon appointed Speaker Francis, Neelly and Ballard as second conferees on the part of the House.

REPORT ON ENGROSSED BILLS

HB 2036, HB 2132, HB 2140, HB 2179, HB 2194, HB 2254, HB 2275, HB 2317, HB 2416 reported correctly engrossed March 30, 2023.

REPORT ON ENROLLED BILLS

HB 2080, HB 2082, HB 2226, HB 2332 reported correctly enrolled, properly signed and presented to the Governor on March 31, 2023.

REPORT ON ENROLLED BILLS

Sub HB 2121, HB 2240, HB 2269, HB 2288 reported correctly enrolled, properly signed and presented to the Governor on April 3, 2023.

On motion of Rep. Croft, the House adjourned until 10:00 a.m., Tuesday, April 4, 2023.

Journal of the House

FIFTY-SIXTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, April 4, 2023, 10:00 a.m.

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

The roll was called with 122 members present.

Reps. Poetter Parshall, L. Ruiz and Seiwert were excused on excused absence by the Speaker.

Prayer by guest chaplain, Rev. Quantae Robinson, Christian Liberty Baptist Fellowship, Topeka.

Our Heavenly Father,

We thank you for this day and this time

We thank you for all that you've done and all that you're
doing for our Families, our communities, and our Nation
Father, today I ask that we never take for granted the land in
which you've made just for us Father,
let us never forget the beauty of this land,
the diversity of this land,
and the freedom of this land.

Today, our leaders come together for another day of session
and as this session continues there will be many essential
topics being introduced into their discussions.

Many of these topics may seek to pull us apart but with
your grace, the very opposite action is possible.

Today, is a great day for us to not only speak but listen
Today, is a joyous day not only for pushing forth our own
agendas but be willing to see how
we can help others push forth their own.

Today, is a prodigious day not only for respectful
acknowledgment of differences but for looking out the
window of similarity and seeing
recognizable opportunities for hope.

The word says "Now we ask you, brothers and sisters, to
acknowledge those who work hard among you, who care
for you in the Lord and who admonish you.

Hold them in the highest regard in love because of their
work. Live in peace with each other. And we urge you,
brothers and sisters, warn those who are idle and disruptive,

encourage the disheartened, help the weak,
be patient with everyone.

Make sure that nobody pays back wrong for wrong, but
always strive to do what is good for each other and for
everyone else. Rejoice always, pray continually, give thanks
in all circumstances; for this is God's will
for you in Christ Jesus.

Do not quench the Spirit. Do not treat prophecies with
contempt but test them all; hold on to what is good,
reject every kind of evil.

May God himself, the God of peace, sanctify you through
and through. May your whole spirit, soul and body be kept
blameless at the coming of our Lord Jesus Christ. The one
who calls you is faithful, and he will do it. Brothers and
sisters, pray for us. Greet all God's people with a holy kiss.
I charge you before the Lord to have this letter read to all
the brothers and sisters.

The grace of our Lord Jesus Christ be with you."

Today, we need your grace dear Lord.

In Jesus's Name I pray, Amen.

(1 Thessalonians 5:12-28 NIV)

The Pledge of Allegiance was led by Rep. Turner.

INTRODUCTION OF GUESTS

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

Today, I would like to recognize the Macksville Mustangs boys' basketball team for winning the Division 1 1A state basketball championship. The Macksville boys' basketball team had a great year from the very beginning of the season, winning the Larned Keady Classic in December. They were runner-up to Wichita Independent in the St. John Midwinter Tournament in January. They were the #1 seed in the Little River substate, which they won by beating Central Plains in the semifinals and Little River in the championship. They were the #2 seed in the state tournament, which they won by defeating LaCrosse in the first round, South Gray in the semifinals, and Wichita Classical in the finals. They finished the year with a 24-2 record.

With me today are the following state champions:

- Hector Gomez
- Gogelio Ibarra
- Diego Esparza
- Aiden Katz
- Lance Lickiss
- Austin Neighbors
- Orion Guevara
- Kendall Grippin
- Alexis Barron
- Ryan Kuckelman
- Keven Holguin
- Alvaro Ibarra
- Parker Burr
- Carlos Ibarra
- James Granger
- Yair Triana
- Gustavo Portillo
- Ty Clawson

I would also like to recognize head coach Jeff Kuckelman, assistant coach Dan Grizzell, and managers Kyla Grizzell, Brayan Ibarra, Angelo Castaneda, and Devin McMurphy.

Please join me in recognizing the Macksville Mustangs basketball team for their outstanding achievement of winning the Division 1 1A state basketball championship.

Rep. Fairchild presented the Mustangs with a framed House certificate in honor of their championship.

INTRODUCTION OF GUESTS

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

Basketball has been the pride and joy of Kansas for well over a century now. From its humble creation origins by James Naismith 132 years ago in a YMCA, it has grown and blossomed into what you see behind me.

No, these gentlemen aren't from the University of Kansas. We won't discuss up here what happened in the NCAA bracket. They aren't even from Kansas State. No, we're talking the true Kansas champions. Blue Valley Northwest.

This year, they went 21-4 for the regular season. They were 5-0 in their district. Coming into the state tournament, they were ranked #3. They beat the #2 and the #1 seeded teams and on March 11 they were crowned the 2023 6A Kansas Basketball Champions. This is their sixth state title since 2013 and the first (so far) under head coach Aaron Ihm.

So we want to honor these coaches and players for their hard work, dedication, and perseverance. They are up here on the podium with me and in the gallery above.

Rep. Osman introduced the following coaches and players:

- Aaron Ihm, head coach
- Ryan Freivogel, coach
- Grant Stubblefield
- Landon Braun
- Aidan Behymer
- Will Rauter
- Dominic Matteoni
- Andryko Bondar
- Joey Matteoni
- Gavin Hoffman
- DJ Jones, coach
- Jake Fritz
- Jaxon Klein
- Trey Ridley
- Colin Matile
- Chase Martin
- Trevor Garlington
- Andrew Babalola

Rep. Osman presented the team with a framed House certificate honoring their achievements and congratulate you all for being the 2023 Kansas high school 6A state champions.

INTRODUCTION OF GUESTS

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

We are here today to congratulate and celebrate the Kansas Department of Wildlife and Parks, Kansas Hunter's Education program for 50 years of serving the need for Kansans to receive high quality education regarding hunting in Kansas. I am joined by Rep. W. Carpenter, Rep. Corbet, and Rep Blex.

With us today from the Kansas Department of Wildlife and Parks, Kansas Hunters Education program are Mr. Brad Loveless, Secretary Kansas Dept of Wildlife & Parks; Mr. Kent Barrett, Director; Lyndzee Rhine, Assistant Coordinator; Aaron Austin Education Section Chief; Tanna Wagner KDWP Outdoor Skills & Recruitment Coordinator; Stuart Schrag, KDWP Interim Assistant Secretary of Operations; Stacy Hageman, Sr. Administrative Specialist who makes Hunters Education a smooth operation; and Rose Corby, KHEIA Secretary.

A little History: On July 31, 1972, a letter was drafted by Richard D. Wettersten, Director of the Kansas Forestry, Fish and Game Commission to certified National Rifle Association (NRA) Hunter Safety Instructors inviting them to join forces with the state to provide hunter safety training to the citizens of Kansas. There were approximately 300 certified NRA instructors in Kansas and it became obvious that there would need to be an expansion of volunteers to meet the needs of certifying the approximately 25,000 students expected to be trained in 1973 alone.

On March 1, 1973, another letter was drafted by Director Wettersten, to all "sportsmen, affiliated clubs and instructors in Kansas" announcing that Kansas would be joining with the NRA in administering a statewide firearm's training program and asking for volunteers to be involved in the program and provide valuable service to the youth of Kansas and the sport of hunting. This mandatory program was established by the 1972 Kansas Legislature and was officially designated the Kansas Hunter Safety Program. One stated long-range objective of this new program was to reduce hunting accidents across the state and nation. I received my Hunters Education Certificate August 24, 1973.

Over this fifty-year span of time, volunteer Kansas Hunter Education instructors have certified over 595,000 students. The number of instructors who have been a part of this organization has now exceeded 20,000 in 2023. The number of hunting incidents has gone from the 1969 totals of fifty (50) total incidents with seven (7) fatalities prior to the start of the Kansas Hunter Education Program to our lowest totals in 2018 of four (4) total incidents and zero (0) fatalities. The number of incidents has consistently gone down, as the results of hunter education instruction have been demonstrated to be effective. The Kansas Hunters Education Administration team, and the volunteer Kansas Hunters Education instructors have saved the lives of countless Kansans!

So please join me today in Congratulating and celebrating Mr. Brad Loveless and Mr. Kent Barrett and their staff, on a job well done, saving lives, and to encourage the Kansas Hunter Education program to continue on educating Kansas Sportspersons!

Rep. Roth presented his guests with a framed House certificate in recognition of their 50th anniversary.

INTRODUCTION OF GUESTS

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

Good morning. Today I have the great honor to recognize two young adults from the Oskaloosa High School wrestling team. They are with us today to receive awards for achievement in the State Wrestling Tournament: Senior, Allison King and Sophomore, Holly Thacher and their coach, Chris King.

Both athletes participated in the 2022 State Wrestling Tournament, and both brought home first place wins in their respective weight classes.

This year, they returned to the State Tournament and, again, won first place in their weight classes. I want to emphasize, Allison and Holly achieved back-to-back state wrestling titles in Salina in both 2022 and 2023 along with their coach, Chris King, who is the father of Allison King.

I taught at Oskaloosa for 37 years and could not remember the last state champion. These young ladies are the first state champions in many years.

These athletes are great examples of dedication, commitment, and hard work. They have made their parents, their school and the county proud.

At this time, I present Allison King and Holly Thacher their Outstanding Achievement in State Wrestling Competition awards together with their coach, Chris King.

Rep. Ellis presented his guests with a framed House certificate in recognition of their achievements.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2470, AN ACT concerning income taxation; relating to the homestead property tax refund act; extending the period of time to file for property tax homestead claims; amending K.S.A. 79-4505 and repealing the existing section, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Corrections and Juvenile Justice: **SB 307**.

Elections: **SB 301**.

Health and Human Services: **SB 112, SB 287, SB 297, SB 314, SB 315**.

Taxation: **SB 40**.

MESSAGE FROM THE GOVERNOR

March 23, 2023

Message to the Kansas House of Representatives:

Enclosed herewith is Executive Directive No. 23-568 for your information.

Executive Directive No. 23-568
Authorizing Personnel Transactions

LAURA KELLY
Governor

The above Executive Directive is on file and open for inspection in the office of the Chief Clerk.

MESSAGES FROM THE SENATE

Announcing rejection of **HB 2141**.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Minnix, **HR 6022**, by Reps. Minnix and Ballard, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6022**—A RESOLUTION honoring the life and public service of Gayle Lavern Mollenkamp.

By Representatives Minnix and Ballard

A RESOLUTION honoring the life and public service of Gayle Lavern Mollenkamp.

WHEREAS, Gayle Lavern Mollenkamp, a former Kansas Representative from 1984-2000, passed away peacefully at the age of 93 on March 6, 2023, while surrounded by his family at his home in Bartlesville, Oklahoma, after a long life dedicated to public service; and

WHEREAS, Mollenkamp was born in Trego County, Kansas, on November 30, 1929. He was the second of two children born to Walter and Elsie (Jesse) Mollenkamp; and

WHEREAS, Mollenkamp was married to Marilyn Farmer and had three children including Lorelei (Mollenkamp) Edwards, Dwight Mollenkamp and Mark Mollenkamp; and

WHEREAS, Mollenkamp served as a Logan County Commissioner for 15 years, a member of the Russell Springs School Board, and a Kansas Representative for the 118th District for 16 years; and

WHEREAS, Mollenkamp was a church member, a cabinet member of the Men for Missions International, a member of the Soil Conservation Board and the northwest Kansas Highway Officials Association and a participant in Pilot for Wings for Missions; and

WHEREAS, Mollenkamp's greatest loves were God, family, farming, ranching and serving his community in many ways: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we honor the life and public service of Gayle Lavern Mollenkamp and extend our deepest sympathy to his family and friends; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send an enrolled copy of this resolution to Representative Minnix.

There being no objection, the following remarks of Reps. Minnix and Ballard are spread upon the Journal:

Reps. Ballard and Minnix both expressed their appreciation for former Rep. Gayle Mullenkamp and shared appreciation for his support over the years.

Rep. Ballard continued, "I served with Representative Gayle Mollenkamp on the Local Government Committee from 1993-1996. He educated me on the many local government issues. He loved this committee. I enjoyed sitting between Rep.

Mollenkamp and Rep. Bryant a veterinarian from Riley County.

Gayle was kind and welcomed this new legislator, and Democrat from Lawrence and the University of Kansas.

I remember Gayle and I am grateful I served in the Legislature with him. He served his constituents with hard work and dedication.”

On motion of Rep. Croft, the House recessed until 10:47 a.m.

LATE MORNING SESSION

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

ORIGINAL MOTIONS

Having voted on the prevailing side pursuant to House Rule 2303, on **S Sub for HB 2053**, Rep. Susan Estes moved the House of Representatives reconsider its previous adverse action of on **S Sub for HB 2053**. (See HJ page 599) The motion carried and the bill was returned to that order of business: Motions to Concur and Nonconcur.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Proctor, the House concurred in Senate amendments to **S Sub for HB 2053**, AN ACT concerning elections; providing for a presidential preference primary election; establishing voter registration and voting procedures for such election; amending K.S.A. 25-1122, 25-2311, 25-4501a, 25-4502, 25-4503, 25-4505, 25-4506 and 25-4507 and K.S.A. 2022 Supp. 25-3009 and repealing the existing sections.

On roll call, the vote was: Yeas 86; Nays 32; Present but not voting: 0; Absent or not voting: 7.

Yeas: Alcalá, Amyx, Anderson, Ballard, Barth, Bergquist, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Ellis, Eplee, Essex, Estes, Featherston, Francis, Garber, Goddard, Goetz, Hawkins, Highberger, Hill, Hoffman, Hoheisel, Hougland, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Lewis, Martinez, Mason, Maughan, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Neelly, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Schmoë, Smith, A., Tarwater, Thomas, Thompson, Titus, Turk, Turner, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Woodard, Xu.

Nays: Averkamp, Bergkamp, Blew, Carlin, Carmichael, Carr, Concannon, Curtis, Droge, Fairchild, Gardner, Haskins, Haswood, Helgerson, Houser, Jacobs, Melton, Moser, Murphy, Neighbor, Ohaebosim, Oropeza, Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Smith, C., Smith, E., Stogsdill, Sutton, Underhill, Younger.

Present but not voting: None.

Absent or not voting: Landwehr, Poetter Parshall, Poskin, Ruiz, L., Seiwert, Williams, K., Winn.

EXPLANATION OF VOTE

MR. SPEAKER: I vote No on **Senate Substitute for House Bill 2053**.

We are told the Secretary of State intends to reduce the number of polling places in Sedgwick County to reduce the cost of a presidential preference primary. Changing

polling place locations between elections sows the seeds of voter confusion and suppresses voter turnout at future elections. This is too high a price to pay for a primary which only benefits the major political parties.

I therefore vote No on **Senate Substitute for House Bill 2053**. – JOHN CARMICHAEL

On motion of Rep. Rahjes, the House concurred in Senate amendments to **HB 2160**, AN ACT concerning traffic regulations; relating to the secured loading of vehicles; exempting the transport of cotton bales from the secured load requirements under certain conditions; amending K.S.A. 8-1906 and repealing the existing section.

On roll call, the vote was: Yeas 118; Nays 0; Present but not voting: 0; Absent or not voting: 7.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, L., Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Landwehr, Poetter Parshall, Poskin, Ruiz, L., Seiwert, Williams, K., Winn.

On motion of Rep. Patton, the House concurred in Senate amendments to **HB 2326**, AN ACT concerning consumer protection; relating to the scrap metal theft reduction act; clarifying that catalytic converters are regulated scrap metal; providing that certain purchases of catalytic converters and by-products or dust are unlawful under the act; extending the expiration date of the act; amending K.S.A. 2022 Supp. 50-6,109, 50-6,111 and 50-6,112d and repealing the existing sections.

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders,

Sawyer, Sawyer Clayton , Schlingensiepen, Schmoie, Schreiber, Smith, A., Smith, C., Smith, E., Stogsdill, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Neighbor, Penn, Poetter Parshall, Ruiz, L., Seiwert, Sutton.

On motion of Rep. Landwehr, the House concurred in Senate amendments to **HB 2313**, AN ACT concerning health and healthcare; creating the born-alive infants protection act; providing legal protections for infants born alive; requiring certain standards of care by healthcare providers for infants who are born alive; providing criminal penalties and civil liability for violations of the act; amending K.S.A. 65-445 and repealing the existing section.

On roll call, the vote was: Yeas 86; Nays 36; Present but not voting: 0; Absent or not voting: 3.

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

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Highberger, Houglund, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Ruiz, S., Sawyer, Sawyer Clayton , Schlingensiepen, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L., Seiwert.

On motion of Rep. K. Williams., the House nonconcurred in Senate amendments to **S Sub for HB 2060** and asked for a conference.

Speaker Hawkins thereupon appointed Reps. K. Williams, Landwehr and Winn as conferees on the part of the House.

CHANGE OF CONFEREES

Speaker Hawkins appointed Rep. Winn to replace Rep. Poskin as a member of the conference committee on **H Sub for SB 83**.

MESSAGE FROM THE SENATE

The Senate announced the appointment of Senators Thompson, Kloos and Faust-Goudeau to replace Senators Longbine, Fagg and Holscher as conferees on **HB 2100**.

The Senate accedes to the request of the House for a conference on **HB 2021** and has appointed Senators Warren, Wilborn and Corson as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2024** and has appointed Senators Gossage, Erickson and Pettey as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2027** and has appointed Senators Warren, Wilborn and Corson as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **S Sub for HB 2070** and has appointed Senators Warren, Wilborn and Corson as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **S Sub for HB 2138** and has appointed Senators Baumgardner, Erickson and Sykes as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2147** and has appointed Senators Petersen, Kloos and Corson as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **S Sub for HB 2170** and has appointed Senators Thompson, Kloos and Faust-Goudeau as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2172** and has appointed Senators Warren, Wilborn and Corson as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2216** and has appointed Senators Warren, Wilborn and Corson as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2264** and has appointed Senators Gossage, Erickson and Pettey as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2279** and has appointed Senators Kerschen, Ryckman and Ware as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **S Sub for HB 2302** and has appointed Senators Kerschen, Fagg and Ware as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2325** and has appointed Senators Gossage, Erickson and Pettey as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2336** and has appointed Senators Erickson, Dietrich and Holland as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2346** and has appointed Senators Petersen, Kloos and Corson as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2350** and has appointed Senators Warren, Wilborn and Corson as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **S Sub for HB 2390** and has appointed Senators Gossage, Erickson and Pettey as conferees on the part of the Senate.

On motion of Rep. Croft, the House recessed until 2:00 p.m.

EARLY AFTERNOON SESSION

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

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 116** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

WILL CARPENTER

TOM KESSLER

Conferees on part of House

MIKE THOMPSON

RICK KLOOS

OLETHA FAUST-GOUDEAU

Conferees on part of Senate

On motion of Rep. W. Carpenter, the conference committee report on **H Sub for SB 116** to agree to disagree, was adopted.

Speaker pro tem Carpenter thereupon appointed Reps. W. Carpenter, Kessler and Hoye as conferees on the part of the House.

On motion of Rep. Croft, the House recessed until 4:00 p.m.

LATE AFTERNOON SESSION

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

On motion of Rep. Croft, the House adjourned until 10:00 a.m., Wednesday, April 5, 2023.

Journal of the House

FIFTY-SEVENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, April 5, 2023, 10:00 a.m.

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

The roll was called with 124 members present.

Rep. L. Ruiz was excused on excused absence by the Speaker.

Excused later: Reps. Poetter Parshall and Schlingensiepen

Present later: Rep. Schlingensiepen

Prayer by guest chaplain, Pastor Justin Panzer, District President, Kansas District Lutheran Church Missouri Synod, Topeka and guest of Rep. Howe.

In the Name of the Father and of the Son and of the Holy Spirit! Amen.

Almighty God, Your Word commands us to pray for our leaders that

“we may lead a peaceful and quiet life,

godly and dignified in every way” (1 Timothy 2:2).

It is from You that comes all rule and authority
over the nations of the world for the punishment of evildoers
and for the praise of those who do well.

To that end, guard, preserve, and direct Kansas Legislators,
our Governor, and all Your servants, who make, administer,
and judge the laws of this state and nation.

Lead them to seek Your will. In all that they do, enable them,
by Your Spirit, to pray, “Thy will be done.”

Grant them Your wisdom from above.

Equip them to use the positions entrusted to them to bring Your honor and glory.

Lead them to protect life from conception to natural death.

Guide them to make decisions that will benefit all citizens of this nation.

In all matters of deliberation, give them open ears
and discerning and understanding hearts.

Merciful God, on this Wednesday of Holy Week,

You did not spare Your only Son

but delivered Him up for us all that He might bear our sins on the Cross.

Grant that our hearts may be so fixed with steadfast faith in our Savior

that we may not fear the power of any adversaries.

We commend ourselves to You, imploring You
in the Name of Jesus Christ, our Lord and Savior,
whom You have sent to shed His precious blood on the Cross
and be bodily raised again from the grave for all people.

In Christ’s Name, we pray. Amen

The Pledge of Allegiance was led by Rep. Ohaebosim.

INTRODUCTION OF GUESTS

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

Today, it is my distinct privilege to introduce the Bonner Springs High School Women's Basketball Team. Under top notch coaching and leadership, combined with their talent and commitment to teamwork, these ladies developed into an outstanding basketball team. This season, they became champions! They improved their win record over last season by 9 games, enabling them to win 1st place in the Tonganoxie Invitational tournament and 2nd place in the Frontier League with a record of 6 - 1.

They played as a team and won as a team. Congratulations!!

Rep. Thompson introduced the following players from Bonner Springs Women's basketball team as follows:

- | | |
|----------------------------|-------------------------|
| • Addyson Thompson | • Kamryn Love |
| • McKenzie Campbell | • Pirsten Leslie |
| • Chasitee Sambol | • Lillian Kimlin |
| • Merideth Billings | • Valyssa McElwee |
| • Emily Morton | • Mariyah Noel |
| • Nya Anderson | • Wren Vancleave |
| • Manager Allison Campbell | • Coach Jacob Markovich |
| • Manager Alyssa King | • Coach Jesse Nez |
| • Coach Cody Scott | • Coach Peyton Leslie |

One young lady, Mariyah Noel, broke many of the school's Women's Basketball records this season. Some of Mariyah's accomplishments and awards are as follows:

- She was Prep Girls Hoops National Player of the Week for Jan 23rd-Jan 29th
- Mariyah hit the 1000-point mark mid-season of this year
- During the 2023 Tonganoxie Invitational, Mariyah was awarded the Most Valuable Player Award
- She made the highest number of field goals in single game -17
- Mariyah made the most free throws in a single game
- She tied with the most points in single game - 40
- Mariyah averaged 11 rebounds per game
- She broke the school record for most average points scored in a season - 27.5
- Mariyah not only became a member of the 1000 Point Club, she ended this season with a total of 1350 points... an all-time school record!

Mariyah was relatively an unknown because she didn't start playing basketball until 7th grade. She is now a Senior. In a very short time, Mariyah is now known for her athletic ability and talent. The University of Mississippi has offered Mariyah a basketball scholarship. Ole Miss is lucky to have an individual with such a strong work ethic, dedication, and commitment. I do believe KU and K-State missed a golden opportunity here!!

Mariyah, congratulations. We are excited for you and your continued success.

Please join me in recognizing this great team! Rep. Thompson presented his guests with a framed House certificate in honor of their accomplishments.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committees as indicated:

Taxation: **HB 2470**.

MESSAGES FROM THE SENATE

The Senate announced the appointment of Senator Holscher to replace Senator Faust Goudeau as a conferee on **HB 2100**.

The Senate accedes to the request of the House for a conference on **S Sub for HB 2060** and has appointed Senators **Baumgardner, Erickson** and **Sykes** as conferees on the part of the Senate.

The Senate concurs in House amendments to **SB 132**.

The Senate concurs in House amendments to **SB 180**.

The Senate concurs in House amendments to **SB 205**.

The Senate concurs in House amendments to **SCR 1603**.

Announcing passage of **HB 2058**, as amended by **S Sub HB 2058**.

CONSIDERATION OF VETO

On motion of Rep. Wasinger, the House proceeded to reconsider **HB 2238 AN ACT** concerning education; relating to student athletes; creating the fairness in women's sports act; restricting participation on women's teams to female students; providing a cause of action for violations of the act..

The Governor's objection to **HB 2238** having been read (HJ Page 444) the question being shall the bill be passed notwithstanding the Governor's veto?

On roll call, the vote was: Yeas 84; Nays 40; Present but not voting: 0; Absent or not voting: 1.

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

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Houglund, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Ruiz, L..

A two-thirds majority of the members elected to the House having voted in favor of the bill over the Governor's veto, the motion did prevail, the bill did pass.

EXPLANATIONS OF VOTE

MR. SPEAKER –I received emails claiming I hate LGBTQ and I’m dehumanizing children. That’s not my mindset nor my intent. What we’re missing today is TRUTH. After suffering postpartum depression, I learned that emotions, while very real and persuasive, are not reality. Self-truth is a freedom granted to us in the amazing country, but regardless of who we choose to be, that fact is biological women should not have to compete with biological men in any sport – the make up between a female and male is too different to make it fair. I’m voting FOR WOMEN and GIRLS who deserve fair competition.– CYNDI HOWERTON

MR SPEAKER – I vote NO on the Veto override of **HB 2238**. This is a sad day for the state of Kansas and the chamber. Today we have put targets on the backs of some of our most vulnerable children, sullied the reputation of our state and potentially caused devastating economic damage to Kansas. Today, I am embarrassed for our state and this chamber. I am very proud to have voted NO. – JERRY STOGSDILL

MR SPEAKER –I vote NO on the veto override of **HB 2238**. Trans Kansas, you are welcome here. I'm sorry were putting you through this. This discriminatory law may pass, but ultimately hate won't win. Please don't give up hope. Keep fighting to change hearts and minds. You don't deserve to sit on the sidelines. Mr. Speaker. I vote No– Jo ELLA HOYE

MR. SPEAKER – I vote NO on the Veto override of **HB 2238**, for the third year in a row, which is unnecessary and interferes with KHSAA’s responsive, local solution, as preferred in the GOP platform. That policy references consideration in two places for “unfair gender advantage.” I am the mother of a 6 ft tall daughter and a 5 ft 3” tall son and hope they would be treated individually instead of in terms of averages. I vote in favor of local control, not sweeping government overreach. – MARI-LYNN POSKIN

MR SPEAKER: – It was verified in committee that no members of the Kansas Legislature work for KSHSAA, the NCAA,USA Swimming or any other sports governing body. It is the purview of those organizations, not the Legislature, to set sports policies. These groups have policies regarding trans athletes and continue to assess their policies. **HB 2238** is legislative overreach, which is why I am voting no. We need to let sports governing bodies continue to work to set policies that are fair to all athletes and not be part of inspiring children to kill themselves. – LINDA FEATHERSTON

MR SPEAKER: For every child and adult of the LGBTQ community listening, I see you, I hear you, I stand with you. That is why I vote NO on **HB 2238**. – MELISSA ORPOZEA

MR. SPEAKER: As a proud native Kansan I vote Yes for **HB 2238**. Gender ideology should never be allowed to get the better of common sense and human biology. Sports competitions have for good reason been divided by sex. Female competitors excel if given the chance, and if given a fair playing field. To allow male athletes, who merely have to proclaim they “identify” as women, to compete in the women’s division destroys that fairness. Dozens of sports titles and championships have been lost nationally by biological women due to this madness. **HB 2238** means the end of such inequity. – PAUL WAGGONER

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Kessler, to concur with senate amendments to **S Sub for HB 2058**, Rep. W. Carpenter offered a substitute motion to nonconcur and that a conference committee be appointed.

The substitute motion of Rep. W. Carpenter prevailed and Speaker pro tem Carpenter thereupon appointed Reps. W. Carpenter, Kessler and Hoye as conferees on the part of the House.

CHANGE OF CONFEREES

Speaker pro tem Carpenter announced the appointment of Reps. W. Carpenter, Kessler, and Hoye to replace Reps. Francis, Neelly, and Ballard as members of the conference committee on **HB 2014**.

Also, the appointment of Reps. Awerkamp, Howell, and Meyer to replace Reps. Sutton, Penn, and Neighbor as members of the conference committee on **HB 2094**.

Also, the appointment of Reps. Hoheisel, L. Williams, and Xu to replace Reps. Sutton, Penn, and Neighbor as members of the conference committee on **SB 17**.

On motion of Rep. Croft, the House recessed until 2:00 p.m.

EARLY AFTERNOON SESSION

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

MESSAGES FROM THE SENATE

The Senate announced the appointment of Senators Erickson, Dietrich and Holland to replace Senators Kerschen, Ryckman and Ware as conferees on **HB 2039**.

The Senate adopts the Conference Committee report to agree to disagree on **H Sub for SB 116**, and has appointed Senators Thompson, Kloos and Faust-Goudeau as Second conferees on the part of the Senate.

The Senate announced the appointment of Senators Gossage, Erickson and Pettey to replace Senators Longbine, Fagg and Holscher as conferees on **SB 26**.

The Senate announced the appointment of Senators Thompson and Faust-Goudeau to replace Senators Petersen and Corson as conferees on **HB 2014**.

The Senate announced the appointment of Senators Gossage, Erickson and Pettey to replace Senators Longbine, Fagg and Hoslcher as conferees on **HB 2094**.

CHANGE OF CONFEREES

Speaker pro tem Carpenter announced the appointment of Reps. Proctor, Waggoner, and Woodard to replace Reps. Sutton, Penn, and Neighbor as members of the conference committee on **SB 14**.

On motion of Rep. Croft, the House recessed until 2:21 p.m.

AFTERNOON SESSION

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

MESSAGE FROM THE SENATE

Announcing adoption of **SCR 1611**.

The Senate announced the appointment of Senators Thompson, Kloos and Faust-Goudeau to replace Senators Longbine, Fagg and Holscher as conferees on **SB 14**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SCR 1611.

CONFERENCE COMMITTEE REPORTS

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 119** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, as follows:

On page 5, following line 19, by inserting:

"Sec. 4. K.S.A. 40-247 is hereby amended to read as follows: 40-247. (a) An insurance agent or broker who acts in negotiating or renewing or continuing a contract of insurance including any type of annuity by an insurance company lawfully doing business in this state, and who receives any money or substitute for money as a premium for such a contract from the insured, whether such agent or broker shall be entitled to an interest in same or otherwise, shall be deemed to hold such premium in trust for the company making the contract. If such agent or broker fails to pay the same over to the company ~~after written demand made upon such agent or broker~~, less such agent's or broker's commission and any deductions, to which by the written consent of the company such agent or broker may be entitled, such failure shall be prima facie evidence that such agent or broker has used or applied the premium for a purpose other than paying the same over to the company.

(b) (1) An agent or broker who violates the provisions of this section shall be guilty of a:

(A) Severity level 7, nonperson felony if the value of the insurance premium is \$25,000 or more;

(B) severity level 9, nonperson felony if the value of the insurance premium is at least \$1,000 but less than \$25,000; or

(C) class A nonperson misdemeanor if the value of the insurance premium is less than \$1,000.

(2) If the value of the insurance premium is less than \$1,000 and such agent or broker has, within five years immediately preceding commission of the crime, been convicted of violating this section two or more times shall be guilty of a severity level 9, nonperson felony.

Sec. 5. K.S.A. 40-2,125 is hereby amended to read as follows: 40-2,125. (a) If the commissioner determines after notice and opportunity for a hearing that any person has engaged or is engaging in any act or practice constituting a violation of any provision of Kansas insurance statutes or any rule and regulation or order thereunder, the

commissioner may in the exercise of discretion, order any one or more of the following:

(1) Payment of a monetary penalty of not more than \$1,000 for each and every act or violation, unless the person knew or reasonably should have known such person was in violation of the Kansas insurance statutes or any rule and regulation or order thereunder, in which case the penalty shall be not more than \$2,000 for each and every act or violation;

(2) suspension or revocation of the person's license or certificate if such person knew or reasonably should have known that such person was in violation of the Kansas insurance statutes or any rule and regulation or order thereunder; or

(3) that such person cease and desist from the unlawful act or practice and take such affirmative action as in the judgment of the commissioner will carry out the purposes of the violated or potentially violated provision.

(b) If any person fails to file any report or other information with the commissioner as required by statute or fails to respond to any proper inquiry of the commissioner, the commissioner, after notice and opportunity for hearing, may impose a civil penalty of up to \$1,000, for each violation or act, along with an additional penalty of up to \$500 for each week thereafter that such report or other information is not provided to the commissioner.

(c) If the commissioner makes written findings of fact that there is a situation involving an immediate danger to the public health, safety or welfare or the public interest will be irreparably harmed by delay in issuing an order under subsection (a)(3), the commissioner may issue an emergency temporary cease and desist order. Such order, even when not an order within the meaning of K.S.A. 77-502, and amendments thereto, shall be subject to the same procedures as an emergency order issued under K.S.A. 77-536, and amendments thereto. Upon the entry of such an order, the commissioner shall promptly notify the person subject to the order that: (1) It has been entered; (2) the reasons therefor; and (3) that upon written request within 15 days after service of the order the matter will be set for a hearing which shall be conducted in accordance with the provisions of the Kansas administrative procedure act. If no hearing is requested and none is ordered by the commissioner, the order will remain in effect until it is modified or vacated by the commissioner. If a hearing is requested or ordered, the commissioner, after notice of and opportunity for hearing to the person subject to the order, shall by written findings of fact and conclusions of law vacate, modify or make permanent the order.

(d) For purposes of this section:

(1) "Person" means any individual, corporation, association, partnership, reciprocal exchange, inter-insurer, Lloyd's insurer, fraternal benefit society and any other legal entity engaged in the business of insurance, rating organization, third party administrator, nonprofit dental service corporation, nonprofit medical and hospital service corporation, automobile club, premium financing company, health maintenance organization, insurance holding company, mortgage guaranty insurance company, risk retention or purchasing group, prepaid legal and dental service plan, captive insurance company, automobile self-insurer or reinsurance intermediary and any other legal entity under the jurisdiction of the commissioner. The term "person" ~~shall~~ does not include insurance agents and brokers as such terms are defined in K.S.A. 40-4902, and amendments thereto.

(2) "Commissioner" means the commissioner of insurance of this state.

Sec. 6. K.S.A. 2022 Supp. 40-2c01 is hereby amended to read as follows: 40-2c01. As used in this act:

(a) "Adjusted RBC report" means an RBC report that has been adjusted by the commissioner in accordance with K.S.A. 40-2c04, and amendments thereto.

(b) "Corrective order" means an order issued by the commissioner specifying corrective actions that the commissioner has determined are required to address an RBC level event.

(c) "Domestic insurer" means any insurance company or risk retention group that is licensed and organized in this state.

(d) "Foreign insurer" means any insurance company or risk retention group not domiciled in this state that is licensed or registered to do business in this state pursuant to article 41 of chapter 40 of the Kansas Statutes Annotated, and amendments thereto, or K.S.A. 40-209, and amendments thereto.

(e) "NAIC" means the national association of insurance commissioners.

(f) "Life and health insurer" means any insurance company licensed under article 4 or 5 of chapter 40 of the Kansas Statutes Annotated, and amendments thereto, or a licensed property and casualty insurer writing only accident and health insurance.

(g) "Property and casualty insurer" means any insurance company licensed under articles 9, 10, 11, 12, 12a, 15 or 16 of chapter 40 of the Kansas Statutes Annotated, and amendments thereto, but does not include monoline mortgage guaranty insurers, financial guaranty insurers and title insurers.

(h) "Negative trend" means, with respect to a life and health insurer, a negative trend over a period of time, as determined in accordance with the "trend test calculation" included in the RBC instructions defined in subsection (j).

(i) "RBC" means risk-based capital.

(j) "RBC instructions" means the risk-based capital instructions promulgated by the NAIC that are in effect on December 31, ~~2021~~ 2022, or any later version promulgated by the NAIC as may be adopted by the commissioner under K.S.A. 40-2c29, and amendments thereto.

(k) "RBC level" means an insurer's company action level RBC, regulatory action level RBC, authorized control level RBC or mandatory control level RBC where:

(1) "Company action level RBC" means, with respect to any insurer, the product of 2.0 and its authorized control level RBC;

(2) "regulatory action level RBC" means the product of 1.5 and its authorized control level RBC;

(3) "authorized control level RBC" means the number determined under the risk-based capital formula in accordance with the RBC instructions; and

(4) "mandatory control level RBC" means the product of 0.70 and the authorized control level RBC.

(l) "RBC plan" means a comprehensive financial plan containing the elements specified in K.S.A. 40-2c06, and amendments thereto. If the commissioner rejects the RBC plan, and it is revised by the insurer, with or without the commissioner's recommendation, the plan shall be called the "revised RBC plan."

(m) "RBC report" means the report required by K.S.A. 40-2c02, and amendments thereto.

(n) "Total adjusted capital" means the sum of:

(1) An insurer's capital and surplus or surplus only if a mutual insurer; and

(2) such other items, if any, as the RBC instructions may provide.

(o) "Commissioner" means the commissioner of insurance.;

On page 9, following line 9, by inserting:

"Sec. 8. K.S.A. 40-3203 is hereby amended to read as follows: 40-3203. (a) Except as otherwise provided by this act, it shall be unlawful for any person to provide health care services in the manner prescribed in ~~subsection (n) or subsection (r)~~ of K.S.A. 40-3202 ~~(n) or (r)~~, and amendments thereto, without first obtaining a certificate of authority from the commissioner.

(b) Applications for a certificate of authority shall be made in the form required by the commissioner and shall be verified by an officer or authorized representative of the applicant and shall set forth or be accompanied by:

(1) A copy of the basic organizational documents of the applicant such as articles of incorporation, partnership agreements, trust agreements or other applicable documents;

(2) a copy of the bylaws, regulations or similar document, if any, regulating the conduct of the internal affairs of the applicant;

(3) a list of the names, addresses, official capacity with the organization and biographical information for all of the persons who are to be responsible for the conduct of its affairs, including all members of the governing body, the officers and directors in the case of a corporation and the partners or members in the case of a partnership or corporation;

(4) a sample or representative copy of any contract or agreement made or to be made between the health maintenance organization or medicare provider organization and any class of providers and a copy of any contract made or agreement made or to be made, excluding individual employment contracts or agreements, between third party administrators, marketing consultants or persons listed in subsection (3) and the health maintenance organization or medicare provider organization;

(5) a statement generally describing the organization, its enrollment process, its operation, its quality assurance mechanism, its internal grievance procedures, in the case of a health maintenance organization the methods it proposes to use to offer its enrollees an opportunity to participate in matters of policy and operation, the geographic area or areas to be served, the location and hours of operation of the facilities at which ~~health care~~ healthcare services will be regularly available to enrollees in the case of staff and group practices, the type and specialty of ~~health care~~ healthcare personnel and the number of personnel in each specialty category engaged to provide ~~health care~~ healthcare services in the case of staff and group practices; and a records system providing documentation of utilization rates for enrollees. In cases other than staff and group practices, the organization shall provide a list of names, addresses and telephone numbers of providers by specialty;

(6) copies of all contract forms the organization proposes to offer enrollees together with a table of rates to be charged;

(7) the following statements of the fiscal soundness of the organization:

(A) Descriptions of financing arrangements for operational deficits and for developmental costs if operational one year or less;

(B) a copy of the most recent unaudited financial statements of the health maintenance organization or medicare provider organization;

(C) financial projections in conformity with statutory accounting practices prescribed or otherwise permitted by the department of insurance of the state of

domicile for a minimum of three years ~~from the anticipated date of certification and on a monthly basis from the date of certification through one year from the date of application.~~ If the health maintenance organization or medicare provider organization is expected to incur a deficit, projections shall be made for each deficit year and for one year thereafter, up to a maximum of five years. All financial projections shall include:

(i) ~~Monthly statements of revenue and expense for the first year on a gross dollar as well as per member per month basis, with quarters consistent with standard calendar year quarters;~~

(ii) ~~quarterly~~ Statements of revenue and expense for each ~~subsequent~~ year;

~~(iii)~~(ii) a ~~quarterly~~ balance sheet for each year; and

~~(iv)~~(iii) a statement and justification of assumptions;

(8) a description of the procedure to be utilized by a health maintenance organization or medicare provider organization to provide for:

(A) Offering enrollees an opportunity to participate in matters of policy and operation of a health maintenance organization;

(B) monitoring of the quality of care provided by such organization including, as a minimum, peer review; and

(C) resolving complaints and grievances initiated by enrollees;

(9) a written irrevocable consent duly executed by such applicant, if the applicant is a nonresident, appointing the commissioner as the person upon whom lawful process in any legal action against such organization on any cause of action arising in this state may be served and that such service of process shall be valid and binding in the same extent as if personal service had been had and obtained upon said nonresident in this state;

(10) a plan, in the case of group or staff practices, that will provide for maintaining a medical records system ~~which~~ that is adequate to provide an accurate documentation of utilization by every enrollee, such system to identify clearly, at a minimum, each patient by name, age and sex and to indicate clearly the services provided, when, where, and by whom, the diagnosis, treatment and drug therapy, and in all other cases, evidence that contracts with providers require that similar medical records systems be in place;

(11) evidence of adequate insurance coverage or an adequate plan for self-insurance to respond to claims for injuries arising out of the furnishing of ~~health care~~ healthcare;

(12) such other information as may be required by the commissioner to make the determinations required by K.S.A. 40-3204, and amendments thereto; and

(13) in lieu of any of the application requirements imposed by this section on a medicare provider organization, the commissioner may accept any report or application filed by the medicare provider organization with the appropriate examining agency or official of another state or agency of the federal government.

(c) The commissioner may promulgate rules and regulations the commissioner deems necessary to the proper administration of this act to require a health maintenance organization or medicare provider organization, subsequent to receiving its certificate of authority to submit the information, modifications or amendments to the items described in subsection (b) to the commissioner prior to the effectuation of the modification or amendment or to require the health maintenance organization to indicate the modifications to the commissioner. Any modification or amendment for

which the approval of the commissioner is required shall be deemed approved unless disapproved within 30 days, except the commissioner may postpone the action for such further time, not exceeding an additional 30 days, as necessary for proper consideration.";

Also on page 9, in line 10, by striking "and" and inserting ", 40-247, 40-2,125,"; also in line 10, after "40-955" by inserting "and 40-3203 and K.S.A. 2022 Supp. 40-2c01"; in line 13, by striking "Kansas register" and inserting "statute book";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "relating to insurance law;"; in line 2, by striking "obsolete"; also in line 2, by striking "therein" and inserting "in chapter 40 of the Kansas Statutes Annotated; specifying certain requirements of documents submitted by medicare provider organizations and health maintenance organizations to demonstrate fiscal soundness; removing the requirement of a documented written demand for premium as part of a prima facie case; adding certain legal entities to the definition of person for purposes of violations of insurance law; updating the version of risk-based capital insurance in effect"; in line 3, by striking the first "and" and inserting ", 40-247, 40-2,125,"; also in line 3, after "40-955" by inserting "and 40-3203 and K.S.A. 2022 Supp. 40-2c01";

And your committee on conference recommends the adoption of this report.

BILL SUTTON
PATRICK PENN
CINDY NEIGHBOR

Conferees on part of House

JEFF LONGBINE
MICHAEL FAGG
CINDY HOLSCHER

Conferees on part of Senate

On motion of Rep. Sutton, the conference committee report on **SB 119** was adopted.

On roll call, the vote was: Yeas 108; Nays 15; Present but not voting: 0; Absent or not voting: 2.

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buchler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Hill, Hoffman, Hoheisel, Houglund, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Osman, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Woodard, Younger.

Nays: Alcalá, Carlin, Carmichael, Carr, Curtis, Highberger, Meyer, Ohaebosim, Oropeza, Ousley, Ruiz, S., Stogsdill, Vaughn, Winn, Xu.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 116** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed as House Substitute for Senate Bill No. 116, as follows:

On page 1, by striking all in lines 14 through 36; by striking all on pages 2 through 10;

On page 11, by striking all in lines 1 through 21; following line 21, by inserting:

"Section 1. K.S.A. 2022 Supp. 75-7c05 is hereby amended to read as follows: 75-7c05. (a) The application for a license pursuant to this act shall be completed, under oath, on a form prescribed by the attorney general and shall only include:

(1) (A) Subject to the provisions of subsection (a)(1)(B), the name, address, social security number, Kansas driver's license number or Kansas nondriver's license identification number, place and date of birth, a photocopy of the applicant's driver's license or nondriver's identification card and a photocopy of the applicant's certificate of training course completion; (B) in the case of an applicant who presents proof that such person is on active duty with any branch of the armed forces of the United States, or is the dependent of such a person, and who does not possess a Kansas driver's license or Kansas nondriver's license identification, the number of such license or identification shall not be required;

(2) a statement that the applicant is in compliance with criteria contained within K.S.A. 75-7c04, and amendments thereto;

(3) a statement that the applicant has been furnished a copy of this act and is knowledgeable of its provisions;

(4) a conspicuous warning that the application is executed under oath and that a false answer to any question, or the submission of any false document by the applicant, subjects the applicant to criminal prosecution under K.S.A. 2022 Supp. 21-5903, and amendments thereto; and

(5) a statement that the applicant desires a concealed handgun license as a means of lawful self-defense.

(b) Except as otherwise provided in subsection (i), the applicant shall submit to the sheriff of the county where the applicant resides, during any normal business hours:

(1) A completed application described in subsection (a);

(2) ~~a nonrefundable license fee of \$132.50, if the applicant has not previously been issued a statewide license or if the applicant's license has permanently expired, which fee shall be in the form of two cashier's checks, personal checks or money orders of an amount of \$32.50 payable to the sheriff of the county where the applicant resides and \$100 payable to the attorney general for the purpose of covering the cost of taking fingerprints pursuant to subsection (c);~~

(3) if applicable, a photocopy of the proof of training required by K.S.A. 75-7c04(b)(1), and amendments thereto; and

(4) a full frontal view photograph of the applicant taken within the preceding 30 days.

(c) (1) Except as otherwise provided in subsection (i), the sheriff, upon receipt of

the items listed in subsection (b), shall provide for the full set of fingerprints of the applicant to be taken and forwarded to the attorney general for purposes of a criminal history records check as provided by subsection (d). In addition, the sheriff shall forward the application to the attorney general ~~the application and the portion of the original license fee which is payable to the attorney general. The cost of taking such fingerprints shall be included in the portion of the fee retained by the sheriff.~~ Notwithstanding ~~anything any provision~~ in this section to the contrary, an applicant shall not be required to submit fingerprints for a renewal application under K.S.A. 75-7c08, and amendments thereto.

(2) The sheriff of the applicant's county of residence or the chief law enforcement officer of any law enforcement agency, at the sheriff's or chief law enforcement officer's discretion, may participate in the process by submitting a voluntary report to the attorney general containing readily discoverable information, corroborated through public records, which, when combined with another enumerated factor, establishes that the applicant poses a significantly greater threat to law enforcement or the public at large than the average citizen. Any such voluntary reporting shall be made within 45 days after the date the sheriff receives the application. Any sheriff or chief law enforcement officer submitting a voluntary report shall not incur any civil or criminal liability as the result of the good faith submission of such report.

(3) All funds retained by the sheriff pursuant to the provisions of this section shall be credited to a special fund of the sheriff's office which shall be used solely for the purpose of administering this act.

(d) Each applicant shall be subject to a state and national criminal history records check which conforms to applicable federal standards, including an inquiry of the national instant criminal background check system for the purpose of verifying the identity of the applicant and whether the applicant has been convicted of any crime or has been the subject of any restraining order or any mental health related finding that would disqualify the applicant from holding a license under this act. The attorney general is authorized to use the information obtained from the state or national criminal history record check to determine the applicant's eligibility for such license.

(e) Within 90 days after the date of receipt of the items listed in subsection (b), the attorney general shall:

(1) (A) Issue the license and certify the issuance to the department of revenue; and

(B) if it is impractical for the division of vehicles of the department of revenue to issue physical cards consistent with the requirements of this act and the attorney general has determined that the conditions for such impracticality have existed for at least 30 days, the attorney general shall issue an authorization document in accordance with K.S.A. 75-7c03(d), and amendments thereto; or

(2) deny the application based solely on: (A) The report submitted by the sheriff or other chief law enforcement officer under subsection (c)(2) for good cause shown therein; or (B) the ground that the applicant is disqualified under the criteria listed in K.S.A. 75-7c04, and amendments thereto. If the attorney general denies the application, the attorney general shall notify the applicant in writing, stating the ground for denial and informing the applicant the opportunity for a hearing pursuant to the Kansas administrative procedure act.

(f) ~~Each~~ No person who is issued a license or has such license renewed shall be required to pay to the department of revenue a fee for the cost of the license which shall

~~be in amounts equal to the fee required pursuant to K.S.A. 8-243 and 8-246, and amendments thereto, for replacement of a driver's license or renewal except as otherwise provided in subsection (b) for the purpose of covering the cost of taking fingerprints.~~

(g) (1) A person who is a retired law enforcement officer, as defined in K.S.A. 2022 Supp. 21-5111, and amendments thereto, shall be: (A) ~~Required to pay an original license fee as provided in subsection (b)(2), to be forwarded by the sheriff to the attorney general;~~ (B) Exempt from the required completion of a handgun safety and training course if such person was certified by the Kansas commission on peace officer's standards and training, or similar body from another jurisdiction, not more than eight years prior to submission of the application; ~~(C) required to pay the license renewal fee;~~ (D) ~~required to pay to the department of revenue the fees required by subsection (f);~~ and ~~(E)~~ (B) required to comply with the criminal history records check requirement of this section.

(2) Proof of retirement as a law enforcement officer shall be required and provided to the attorney general in the form of a letter from the agency head, or their designee, of the officer's retiring agency that attests to the officer having retired in good standing from that agency as a law enforcement officer for reasons other than mental instability and that the officer has a nonforfeitable right to benefits under a retirement plan of the agency.

(h) A person who is a corrections officer, a parole officer or a corrections officer employed by the federal bureau of prisons, as defined by K.S.A. 75-5202, and amendments thereto, shall be: (1) ~~Required to pay an original license fee as provided in subsection (b)(2);~~ (2) Exempt from the required completion of a handgun safety and training course if such person was issued a certificate of firearms training by the department of corrections or the federal bureau of prisons or similar body not more than one year prior to submission of the application; ~~(3) required to pay the license renewal fee;~~ (4) ~~required to pay to the department of revenue the fees required by subsection (f);~~ and ~~(5)~~ (2) required to comply with the criminal history records check requirement of this section.

(i) A person who presents proof that such person is on active duty with any branch of the armed forces of the United States and is stationed at a United States military installation located outside this state, may submit by mail an application described in subsection (a) and the other materials required by subsection (b) to the sheriff of the county where the applicant resides. Provided the applicant is fingerprinted at a United States military installation, the applicant may submit a full set of fingerprints of such applicant along with the application. Upon receipt of such items, the sheriff shall forward to the attorney general the application ~~and the portion of the original license fee which is payable to the attorney general.~~

Sec. 2. K.S.A. 2022 Supp. 75-7c08 is hereby amended to read as follows: 75-7c08. (a) Not less than 90 days prior to the expiration date of the license, the attorney general shall mail to the licensee a written notice of the expiration and a renewal form prescribed by the attorney general. The licensee shall renew the license on or before the expiration date by filing with the attorney general the renewal form, a notarized affidavit, either in person or by certified mail, stating that the licensee remains qualified pursuant to the criteria specified in K.S.A. 75-7c04, and amendments thereto, and a full frontal view photograph of the applicant taken within the preceding 30 days ~~and a~~

~~nonrefundable license renewal fee of \$25 payable to the attorney general. The attorney general shall complete a name-based background check, including a search of the national instant criminal background check system database. A licensee who fails to file a renewal application on or before the expiration date of the license must pay an additional late fee of \$15. A renewal application is considered filed on the date the renewal form, and affidavit, and required fees are delivered in person to the attorney general's office or on the date a certified mailing to the attorney general's office containing these items is postmarked.~~

(b) Upon receipt of a renewal application as specified in subsection (a), a background check in accordance with K.S.A. 75-7c05(d), and amendments thereto, shall be completed. Fingerprints shall not be required for renewal applications. If the licensee is not disqualified as provided by this act, the license shall be renewed upon receipt by the attorney general of the items listed in subsection (a) and the completion of the background check. If the licensee holds a valid provisional license at the time the renewal application is submitted, then the attorney general shall issue a standard license to the licensee if the licensee is not disqualified as provided by this act.

(c) No license shall be renewed if the renewal application is filed six months or more after the expiration date of the license, and such license shall be deemed to be permanently expired. A person whose license has been permanently expired may reapply for licensure but an application for licensure ~~and fees~~ pursuant to K.S.A. 75-7c05, and amendments thereto, shall be submitted, and a background investigation including the submission of fingerprints, shall be conducted pursuant to the provisions of that section.

Sec. 3. K.S.A. 2022 Supp. 75-7c05 and 75-7c08 are hereby repealed.";

Also on page 11, in line 23, by striking "Kansas register" and inserting "statute book";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "concerning"; by striking all in lines 2 through 10; in line 11, by striking all before the period and inserting "the personal and family protection act; removing state agency fees for licenses to carry concealed handguns; amending K.S.A. 2022 Supp. 75-7c05 and 75-7c08 and repealing the existing sections";

And your committee on conference recommends the adoption of this report.

WILL CARPENTER

TOM KESSLER

Conferees on part of House

MIKE THOMPSON

RICK KLOOS

Conferees on part of Senate

On motion of Rep. Carpenter, W., the conference committee report on **H Sub for SB 116** was adopted.

On roll call, the vote was: Yeas 86; Nays 37; Present but not voting: 0; Absent or not voting: 2.

Yeas: Anderson, Averkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee,

Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, Miller, S., Minnix, Moser, Murphy, Neelly, Owens, F. Patton, Penn, Pickert, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Sawyer, Schmoe, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L..

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Houglund, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Ruiz, S., Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

On motion of Rep. Croft, the House recessed until 5:00 p.m.

LATE AFTERNOON SESSION

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

MESSAGES FROM THE SENATE

The Senate accedes to the request of the House for a conference on **HB 2002** and has appointed Senators Tyson, Peck and Holland as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **S Sub for HB 2058** and has appointed Senators Thompson, Kloos and Faust-Goudeau as conferees on the part of the Senate.

The Senate concurs in House amendments to **SB 44**, and requests return of the bill.

The Senate adopts the Conference Committee report on **HB 2020**.

The Senate adopts the Conference Committee report on **HB 2059**.

The Senate adopts the Conference Committee report on **HB 2147**.

The Senate adopts the Conference Committee report on **HB 2279**.

The Senate adopts the Conference Committee report on **HB 2298**.

The Senate adopts the Conference Committee report on **HB 2335**.

The Senate adopts the Conference Committee report on **HB 2346**.

Announcing the Senate here with transmits certificate of action by the Senate on **HB 2238**, AN ACT concerning education; relating to student athletes; creating the fairness in women's sports act; restricting participation on women's teams to female students; providing a cause of action for violations of the act.

The veto message from the Governor having been received, a motion was made that not withstanding the Governor's objection to **HB 2238**, the bill be passed. By a vote of 28 Yeas and 12 Nays, the motion having received the required two-thirds constitutional majority of the members elected or appointed to the Senate, voting in the affirmative, the bill passed.

On motion of Rep. Croft, the House recessed until 5:25 p.m.

 EARLY EVENING SESSION

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

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 14** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

PAT PROCTOR
PAUL WAGGONER

Conferees on part of House

MIKE THOMPSON
RICK KLOOS

Conferees on part of Senate

On motion of Rep. Proctor the conference committee report on **SB 14** to agree to disagree, was adopted.

Speaker pro tem Carpenter thereupon appointed Reps. Proctor, Waggoner and Woodard as second conferees on the part of the House.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 228** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

STEPHEN OWENS
ERIC SMITH
DENNIS "BOOG" HIGHBERGER

Conferees on part of House

KELLIE WARREN
RICHARD WILBORN
ETHAN CORSON

Conferees on part of Senate

On motion of Rep. Owens the conference committee report on **SB 228** to agree to disagree, was adopted.

Speaker pro tem Carpenter thereupon appointed Reps. Owens, Smith, E. and Highberger as second conferees on the part of the House.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 169** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

ADAM SMITH
BRIAN BERGKAMP
TOM SAWYER

Conferees on part of House

CARYN TYSON
VIRGIL PECK

Conferees on part of Senate

On motion of Rep. Smith, A. the conference committee report on **H Sub for SB 169** to agree to disagree, was adopted.

Speaker pro tem Carpenter thereupon appointed Reps. Smith, A., Bergkamp and Sawyer as second conferees on the part of the House.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 83** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

KRISTEY WILLIAMS
BRENDA LANDWEHR
VALDENIA WINN

Conferees on part of House

MOLLY BAUMGARDNER
RENEE ERICKSON
DINAH SYKES

Conferees on part of Senate

On motion of Rep. Williams, K. the conference committee report on **H Sub for SB 83** to agree to disagree, was adopted.

Speaker pro tem Carpenter thereupon appointed Reps. Williams, K., Landwehr and Winn as second conferees on the part of the House.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 66** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, as follows:

On page 1, in line 6, before "Section" by inserting "New";

On page 14, following line 25, by inserting:

"Sec. 2. K.S.A. 2022 Supp. 48-3406 is hereby amended to read as follows: 48-3406. (a) For the purposes of this section:

(1) "Applicant" means an individual who is a military spouse, military

servicemember or an individual who has established or intends to establish residency in this state. ~~"Applicant" with respect to law enforcement certification by the Kansas commission on peace officers' standards and training means an applicant who has met the employment requirement pursuant to K.S.A. 74-5605(a), and amendments thereto.~~

(2) "Complete application" means the licensing body has received all forms, fees, documentation, a signed affidavit stating that the application information, including necessary prior employment history, is true and accurate and any other information required or requested by the licensing body for the purpose of evaluating the application, consistent with this section and the rules and regulations adopted by the licensing body pursuant to this section. If the licensing body has received all such forms, fees, documentation and any other information required or requested by the licensing body, an application shall be deemed to be a complete application even if the licensing body has not yet received a criminal background report from the Kansas bureau of investigation.

(3) "Electronic credential" or "electronic certification, license or registration" means an electronic method by which a person may display or transmit to another person information that verifies the status of a person's certification, licensure, registration or permit as authorized by a licensing body and is equivalent to a paper-based certification, license, registration or permit.

(4) ~~"Licensing body"~~ means an official, agency, board or other entity of the state ~~which that~~ authorizes individuals to practice a profession in this state and issues a license, registration, certificate, permit or other authorization to an individual so authorized.

(4)(5) "Military servicemember" means a current member of any branch of the United States armed services, United States military reserves or national guard of any state or a former member with an honorable discharge.

(5)(6) "Military spouse" means the spouse of a military servicemember.

(6)(7) "Person" means a natural person.

(8) ~~"Private certification"~~ means a voluntary program in which a private organization grants nontransferable recognition to an individual who meets personal qualifications and standards relevant to performing the occupation as determined by the private organization.

(7)(9) "Scope of practice" means the procedures, actions, processes and work that a person may perform under a government issued license, registration or certification.

(10) "Verification system" means an electronic method by which the authenticity and validity of electronic credentials are verified.

(b) Notwithstanding any other provision of law, any licensing body shall, upon submission of a complete application, issue a paper-based and verified electronic license, registration or certification to an applicant as provided by this section, so that the applicant may lawfully practice the person's occupation. Any licensing body may satisfy any requirement under this section to provide a paper-based license, registration, certification or permit in addition to an electronic license, registration, certification or permit by issuing such electronic credential to the applicant in a format that permits the applicant to print a paper copy of such electronic credential. Such paper copy shall be considered a valid license, registration, certification or permit for all purposes.

(c) An applicant who holds a valid current license, registration or certification in another state, district or territory of the United States shall receive a paper-based and

verified electronic license, registration or certification:

(1) If the applicant qualifies under the applicable Kansas licensure, registration or certification by endorsement, reinstatement or reciprocity statutes, then pursuant to applicable licensure, registration or certification by endorsement, reinstatement or reciprocity statutes of the licensing body of this state for the license, registration or certification within 15 days from the date a complete application was submitted if the applicant is a military servicemember or military spouse or within 45 days from the date a complete application was submitted for all other applicants; or

(2) if the applicant does not qualify under the applicable licensure, registration or certification by endorsement, reinstatement or reciprocity statutes of the licensing body of this state, or if the Kansas professional practice act does not have licensure, registration or certification by endorsement, reinstatement or reciprocity statutes, then the applicant shall receive a license, registration or certification as provided herein if, at the time of application, the applicant:

(A) Holds a valid current license, registration or certification in another state, district or territory of the United States with licensure, registration or certification requirements that the licensing body determines authorize a similar scope of practice as those established by the licensing body of this state, or holds a certification issued by another state for practicing the occupation but this state requires an occupational license, and the licensing body of this state determines that the certification requirements certify a similar scope of practice as the licensing requirements established by the licensing body of this state;

(B) has worked for at least one year in the occupation for which the license, certification or registration is sought;

(C) has not committed an act in any jurisdiction that would have constituted grounds for the limitation, suspension or revocation of the license, certificate or registration, or that the applicant has never been censured or had other disciplinary action taken or had an application for licensure, registration or certification denied or refused to practice an occupation for which the applicant seeks licensure, registration or certification;

(D) has not been disciplined by a licensing, registering, certifying or other credentialing entity in another jurisdiction and is not the subject of an unresolved complaint, review procedure or disciplinary proceeding conducted by a licensing, registering, certifying or other credentialing entity in another jurisdiction nor has surrendered their membership on any professional staff in any professional association or society or faculty for another state or jurisdiction while under investigation or to avoid adverse action for acts or conduct similar to acts or conduct that would constitute grounds for disciplinary action in a Kansas practice act;

(E) does not have a disqualifying criminal record as determined by the licensing body of this state under Kansas law;

(F) provides proof of solvency, financial standing, bonding or insurance if required by the licensing body of this state, but only to the same extent as required of any applicant with similar credentials or experience;

(G) pays any fees required by the licensing body of this state; and

(H) submits with the application a signed affidavit stating that the application information, including necessary prior employment history, is true and accurate.

Upon receiving a complete application and the provisions of subsection (c)(2) apply

and have been met by the applicant, the licensing body shall issue the license, registration or certification within 15 days from the date a complete application was submitted by a military servicemember or military spouse, or within 45 days from the date a complete application was submitted by an applicant who is not a military servicemember or military spouse, to the applicant on a probationary basis, but may revoke the license, registration or certification at any time if the information provided in the application is found to be false. The probationary period shall not exceed six months. Upon completion of the probationary period, the license, certification or registration shall become a non-probationary license, certification or registration.

(d) Any applicant who has not been in the active practice of the occupation during the two years preceding the application for which the applicant seeks a license, registration or certification under subsection (c)(2) may be required to complete such additional testing, training, monitoring or continuing education as the Kansas licensing body may deem necessary to establish the applicant's present ability to practice in a manner that protects the health and safety of the public, as provided by subsection (j).

(e) Upon submission of a complete application, an applicant may receive an occupational license, registration or certification based on the applicant's work experience in another state, if the applicant:

(1) Worked in a state that does not use an occupational license, registration, certification or private certification to regulate an occupation, but this state uses an occupational license, registration or certification to regulate the occupation;

(2) worked for at least three years in the occupation during the four years immediately preceding the application; and

(3) satisfies the requirements of subsection (c)(2)(C) through (H).

(f) Upon submission of a complete application, an applicant may receive an occupational license, registration or certification under subsection (b) based on the applicant's holding of a private certification and work experience in another state, if the applicant:

(1) Holds a private certification and worked in a state that does not use an occupational license or government certification to regulate an occupation, but this state uses an occupational license or government certification to regulate the occupation;

(2) worked for at least two years in the occupation;

(3) holds a current and valid private certification in the occupation;

(4) is held in good standing by the organization that issued the private certification; and

(5) satisfies the requirements of subsection (c)(2)(C) through (H).

(g) An applicant licensed, registered or certified under this section shall be entitled to the same rights and subject to the same obligations as are provided by the licensing body for Kansas residents, except that revocation or suspension of an applicant's license, registration or certificate in the applicant's state of residence or any jurisdiction in which the applicant held a license, registration or certificate shall automatically cause the same revocation or suspension of such applicant's license, registration or certificate in Kansas. No hearing shall be granted to an applicant where such applicant's license, registration or certificate is subject to such automatic revocation or suspension, except for the purpose of establishing the fact of revocation or suspension of the applicant's license, registration or certificate by the applicant's state of residence or jurisdiction in which the applicant held a license, registration or certificate.

(h) In the event the licensing body determines that the license, registration or certificate currently held by an applicant under subsection (c)(2) or the work experience or private credential held by an applicant under subsections (e) or (f), who is a military spouse or military servicemember does not authorize a similar scope of practice as the license, registration or certification issued by the licensing body of this state, the licensing body shall issue a temporary permit for a limited period of time to allow the applicant to lawfully practice the applicant's occupation while completing any specific requirements that are required in this state for licensure, registration or certification that were not required in the state, district or territory of the United States in which the applicant was licensed, registered, certified or otherwise credentialed, unless the licensing body finds, based on specific grounds, that issuing a temporary permit would jeopardize the health and safety of the public.

(i) In the event the licensing body determines that the license, registration or certification currently held by an applicant under subsection (c)(2) or the work experience or private credential held by an applicant under subsections (e) or (f), who is not a military spouse or military servicemember, does not authorize a similar scope of practice as the license, registration or certification issued by the licensing body of this state, the licensing body may issue a temporary permit for a limited period of time to allow the applicant to lawfully practice the applicant's occupation while completing any specific requirements that are required in this state for licensure, registration or certification that was not required in the state, district or territory of the United States in which the applicant was licensed, registered, certified or otherwise credentialed, unless the licensing body finds, based on specific grounds, that issuing a temporary permit would jeopardize the health and safety of the public.

(j) Any testing, continuing education or training requirements administered under subsection (d), (h) or (i) shall be limited to Kansas law that regulates the occupation and that are materially different from or additional to the law of another state, or shall be limited to any materially different or additional body of knowledge or skill required for the occupational license, registration or certification in Kansas.

(k) A licensing body may grant licensure, registration, certification or a temporary permit to any person who meets the requirements under this section but was separated from such military service under less than honorable conditions or with a general discharge under honorable conditions.

(l) Nothing in this section shall be construed to apply in conflict with or in a manner inconsistent with federal law or a multistate compact, or a rule or regulation or a reciprocal or other applicable statutory provision that would allow an applicant to receive a license. Nothing in this section shall be construed as prohibiting a licensing body from denying any application for licensure, registration or certification, or declining to grant a temporary or probationary license, if the licensing body determines that granting the application may jeopardize the health and safety of the public.

(m) Nothing in this section shall be construed to be in conflict with any applicable Kansas statute defining the scope of practice of an occupation. The scope of practice as provided by Kansas law shall apply to applicants under this section.

(n) Notwithstanding any other provision of law, during a state of emergency declared by the legislature, a licensing body may grant a temporary emergency license to practice any profession licensed, certified, registered or regulated by the licensing body to an applicant whose qualifications the licensing body determines to be sufficient

to protect health and safety of the public and may prohibit any unlicensed person from practicing any profession licensed, certified, registered or regulated by the licensing body.

(o) ~~Not later than January 1, 2025, licensing bodies may shall provide paper-based and verified~~ electronic credentials to persons regulated by the licensing body. ~~For purposes of this subsection, "electronic credential" means an electronic method by which a person may display or transmit to another person information that verifies a person's certification, licensure, registration or permit.~~ A licensing body may prescribe the format or requirements of the electronic credential to be used by the licensing body. Any statutory or regulatory requirement to display, post or produce a credential issued by a licensing body may be satisfied by the proffer of an electronic credential authorized by the licensing body. A licensing body may use a third-party electronic credential system that is not maintained by the licensing body.

~~(p) On or before January 1, 2025, and subject to appropriations therefore, the secretary of administration shall develop and implement a uniform or singular license verification portal for the purpose of verifying or reporting license statuses such as credentials issued, renewed, revoked or suspended by licensing bodies or that have expired or otherwise changed in status. The secretary of administration may utilize the services or facilities of a third party for the central electronic record system. The central electronic record system shall comply with the requirements adopted by the information technology executive council pursuant to K.S.A. 75-7203, and amendments thereto. Beginning January 1, 2025, each licensing body shall be able to integrate with the uniform or singular license verification portal in the manner and format required by the secretary of administration indicating any issuance, renewal, revocation, suspension, expiration or other change in status of an electronic credential that has occurred. No charge for the establishment or maintenance of the uniform or singular license verification portal shall be imposed on any licensing body or any person with a license, registration, certification or permit issued by a licensing body. Such electronic credential system. The centralized electronic credential data management systems shall include a an instantaneous verification system that is operated by the licensing body or its licensing body's respective secretary, or the secretary's designee, or the secretary's third-party agent on behalf of the licensing body for the purpose of instantly verifying the authenticity and validity of electronic credentials issued by the licensing body. Centralized electronic credential data management systems shall maintain an auditable record of credentials issued by each licensing body.~~

(q) ~~Nothing in this section shall be construed as prohibiting or preventing a licensing body from developing, operating, maintaining or using a separate electronic credential system of the licensing body or of a third party in addition to making the reports to the central electronic record system required by subsection (p) or participating in a multistate compact or a reciprocal licensure, registration or certification process as long as the separate electronic credential system of the licensing body integrates with the uniform or singular license verification portal.~~

~~(p)(r)~~ Each licensing body shall adopt rules and regulations necessary to implement and carry out the provisions of this section.

~~(q)(s)~~ This section shall not apply to the practice of law or the regulation of attorneys pursuant to K.S.A. 7-103, and amendments thereto, or to the certification of law enforcement officers pursuant to the Kansas law enforcement training act, K.S.A.

74-5601 et seq., and amendments thereto.

~~(r)~~(t) The state board of healing arts and the state board of technical professions, with respect to an applicant who is seeking a license to practice professional engineering or engage in the practice of engineering, as defined in K.S.A. 74-7003, and amendments thereto, may deny an application for licensure, registration or certification, or decline to grant a temporary or probationary license, if the board determines the applicant's qualifications are not substantially equivalent to those established by the board. Such boards shall not otherwise be exempt from the provisions of this act.

~~(s)~~(u) This section shall apply to all licensing bodies not excluded under subsection ~~(q)~~ (s), including, but not limited to:

- (1) The abstracters' board of examiners;
- (2) the board of accountancy;
- (3) the board of adult care home administrators;
- (4) the secretary for aging and disability services, with respect to K.S.A. 65-5901 et seq. and ~~K.S.A.~~ 65-6503 et seq., and amendments thereto;
- (5) the Kansas board of barbering;
- (6) the behavioral sciences regulatory board;
- (7) the Kansas state board of cosmetology;
- (8) the Kansas dental board;
- (9) the state board of education;
- (10) the Kansas board of examiners in fitting and dispensing of hearing instruments;
- (11) the board of examiners in optometry;
- (12) the state board of healing arts, as provided by subsection ~~(r)~~ (t);
- (13) the secretary of health and environment, with respect to K.S.A. 82a-1201 et seq., and amendments thereto;
- (14) the commissioner of insurance, with respect to K.S.A. 40-241 and 40-4901 et seq., and amendments thereto;
- (15) the state board of mortuary arts;
- (16) the board of nursing;
- (17) the state board of pharmacy;
- (18) the Kansas real estate commission;
- (19) the real estate appraisal board;
- (20) the state board of technical professions, as provided by subsection ~~(r)~~ (t); and
- (21) the state board of veterinary examiners.

~~(t)~~(v) All proceedings pursuant to this section shall be conducted in accordance with the provisions of the Kansas administrative procedure act and shall be reviewable in accordance with the Kansas judicial review act.

~~(u)~~(w) Commencing on July 1, 2021, and each year thereafter, each licensing body listed in subsection ~~(s)~~ (t) ~~(u)~~ (1) through (21) shall provide a report for the period of July 1 through June 30 to the director of legislative research by August 31 of each year, providing information requested by the director of legislative research to fulfill the requirements of this subsection. The director of legislative research shall develop the report format, prepare an analysis of the reports and submit and present the analysis to the office of the governor, the committee on commerce, labor and economic development of the house of representatives, the committee on commerce of the senate, the committee on appropriations of the house of representatives and the committee on

ways and means of the senate by January 15 of the succeeding year. The director's report may provide any analysis the director deems useful and shall provide the following items, detailed by applicant type, including military servicemember, military spouse and non-military individual:

- (1) The number of applications received under the provisions of this section;
- (2) the number of applications granted under this section;
- (3) the number of applications denied under this section;
- (4) the average time between receipt of the application and completion of the application;
- (5) the average time between receipt of a complete application and issuance of a license, certification or registration; and
- (6) identification of applications submitted under this section where the issuance of credentials or another determination by the licensing body was not made within the time limitations pursuant to this section and the reasons for the failure to meet such time limitations.

All information shall be provided by the licensing body to the director of legislative research in a manner that maintains the confidentiality of all applicants and in aggregate form that does not permit identification of individual applicants.

Sec. 3. K.S.A. 2022 Supp. 48-3406 is hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "education" and inserting "occupational licensure"; in line 3, after "states" by inserting "; requiring that licensing bodies provide verified electronic credentials, in addition to paper-based credentials, to all credential holders, including military servicemembers and others receiving Kansas credentials based on their credentials from other jurisdictions; requiring licensing bodies to use centralized electronic credential data management systems capable of providing instantaneous credential verification; mandating that such systems maintain an auditable record; excepting certification of law enforcement officers from such electronic credential requirements and other provisions; amending K.S.A. 2022 Supp. 48-3406 and repealing the existing section";

And your committee on conference recommends the adoption of this report.

ADAM THOMAS

SUSAN ESTES

JERRY STOGSDILL

Conferees on part of House

MOLLY BAUMGARDNER

RENEE ERICKSON

DINAH SYKES

Conferees on part of Senate

On motion of Rep. Thomas, the conference committee report on **SB 66** was adopted.

On roll call, the vote was: Yeas 116; Nays 5; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcala, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang,

Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Osman, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Sawyer, Sawyer Clayton, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Carlin, Meyer, Oropeza, Ousley, Ruiz, S..

Present but not voting: None.

Absent or not voting: Helgerson, Poetter Parshall, Ruiz, L., Schlingensiepen.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2346** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 4, by striking all in lines 14 through 29;

And by renumbering sections accordingly;

On page 1, in the title, in line 4, by striking all after the semicolon; by striking all in line 5; in line 6, by striking "plate;"

And your committee on conference recommends the adoption of this report.

MIKE PETERSEN

RICK KLOOS

ETHAN CORSON

Conferees on part of Senate

SHANNON FRANCIS

LANCE NEELLY

BARBARA BALLARD

Conferees on part of House

On motion of Rep. Francis, the conference committee report on **HB 2346** was adopted.

On roll call, the vote was: Yeas 100; Nays 21; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcala, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergquist, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Hawkins, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Osman, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Schmoe, Schreiber, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas,

Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Younger.

Nays: Bergkamp, Blew, Carlin, Carmichael, Carr, Haswood, Highberger, Houglan, Meyer, Miller, D., Miller, S., Miller, V., Oropeza, Ousley, Ruiz, S., Sawyer, Sawyer Clayton, Seiwert, Stogsdill, Vaughn, Xu.

Present but not voting: None.

Absent or not voting: Helgerson, Poetter Parshall, Ruiz, L., Schlingensiepen.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2335** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 2, in line 35, by striking "Kansas register" and inserting "statute book";

And your committee on conference recommends the adoption of this report.

MIKE PETERSEN

RICK KLOOS

ETHAN CORSON

Conferees on part of Senate

SHANNON FRANCIS

LANCE NEELLY

BARBARA BALLARD

Conferees on part of House

On motion of Rep. Francis, the conference committee report on **HB 2335** was adopted.

On roll call, the vote was: Yeas 120; Nays 2; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Bergkamp, Fairchild.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L., Schlingensiepen.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2298** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 1, following line 13, by inserting:

"Sec. 2. The portion of United States highway 69 from its junction with K-47 highway in Crawford county then north on United States highway 69 to its junction with 650th avenue is hereby designated as the Robert Lessen memorial highway. Upon compliance with K.S.A. 68-10,114, and amendments thereto, the secretary of transportation shall place suitable signs along the highway right-of-way at proper intervals to indicate that the highway is the Robert Lessen memorial highway.";

Also on page 1, in line 15, by striking "Kansas register" and inserting "statute book";
And by renumbering sections accordingly;

Also on page 1, in the title, in line 3, after "highway" by inserting "; designating a portion of United States highway 69 as the Robert Lessen memorial highway";

And your committee on conference recommends the adoption of this report.

MIKE PETERSEN

RICK KLOOS

ETHAN CORSON

Conferees on part of Senate

SHANNON FRANCIS

LANCE NEELLY

BARBARA BALLARD

Conferees on part of House

On motion of Rep. Francis, the conference committee report on **HB 2298** was adopted.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K.,

Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L., Schlingensiepen.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2147** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 3, following line 22, by inserting:

"(e) The provisions of this section shall take effect on and after January 1, 2024.

New Sec. 2. (a) No person shall knowingly or intentionally manufacture, import, distribute, sell, offer for sale, install or reinstall a device intended to replace a supplemental restraint system component if the device is:

(1) A counterfeit supplemental restraint system component;

(2) a nonfunctional airbag; or

(3) any object in lieu of a supplemental restraint system component that was not designed in accordance with federal safety regulations for the make, model and year of the motor vehicle in which such device is or will be installed.

(b) Violation of subsection (a) shall be a class A nonperson misdemeanor.

(c) As used in this section:

(1) "Airbag" means a motor vehicle inflatable occupant restraint system device that is part of a supplemental restraint system.

(2) "Counterfeit supplemental restraint system component" means a replacement supplemental restraint system component that displays a mark identical or substantially similar to the genuine mark of a motor vehicle manufacturer or a supplier of parts to the manufacturer of a motor vehicle without authorization from that manufacturer or supplier.

(3) "Nonfunctional airbag" means a replacement airbag that:

(A) Was previously deployed or damaged;

(B) has an electric fault that is detected by the motor vehicle's diagnostic systems when the installation procedure is completed and the motor vehicle is returned to the customer who requested the work to be performed or when ownership is intended to be transferred;

(C) includes a part or object, including a supplemental restraint system component, installed in a motor vehicle to mislead the owner or operator of the motor vehicle into believing that a functional airbag has been installed; or

(D) is prohibited from being sold or leased in accordance with 49 U.S.C. § 30120(j).

(4) "Supplemental restraint system" means a passive inflatable motor vehicle occupant crash protection system designed for use in conjunction with active restraint systems as described in 49 C.F.R. § 571.208. A supplemental restraint system includes:

(A) Each airbag installed in accordance with the motor vehicle manufacturer's design; and

(B) all components required to ensure that an airbag operates as designed in the event of a crash and in accordance with the federal motor vehicle safety standards for the specific make, model and year of the motor vehicle.

(d) This section shall be a part of and supplemental to the uniform act regulating traffic on highways.";

Also on page 3, in line 23, before "K.S.A." by inserting "On and after January 1, 2024,";

On page 4, in line 6, by striking "10" and inserting "15 calendar";

On page 6, in line 8, before "K.S.A." by inserting "On and after January 1, 2024,";

On page 8, following line 36, by inserting:

"Sec. 5. On and after January 1, 2024, K.S.A. 8-1104 is hereby amended to read as follows: 8-1104. (a) Before any such vehicle and personal property is sold, the person intending to sell such vehicle shall request verification from the division of vehicles of the last registered owner and any lienholders, if any. Such verification request shall be submitted to the division of vehicles not more than 30 days after such person took possession of the vehicle. Every person intending to sell any vehicle pursuant to this section that cannot be verified by the division of vehicles shall obtain an interstate search of registered owners and lienholders unless:

(1) The vehicle is 15 years of age or older; or

(2) the vehicle is determined by the division of vehicles to be a nonrepairable vehicle pursuant to K.S.A. 8-135c, and amendments thereto.

(b) Notice of sale, as provided in this act, shall be mailed by certified mail to any such registered owner and any such lienholders within ~~10~~ 15 calendar days after receipt of verification of the last owner and any lienholders, if any. The person intending to sell such vehicle and personal property pursuant to this act shall cause a notice of the time and place of sale, containing a description of the vehicle and personal property, to be published in a newspaper published in the county or city where such sale is advertised to take place, and if there is no newspaper published in such county, then the notice shall be published in some newspaper of general circulation in such county. Notices given under this section shall state that if the amount due, together with storage, publication, notice and sale costs, is not paid within 15 days from the date of mailing, the vehicle and personal property will be sold at public auction. Notice of an auction shall be published at least seven days prior to the scheduled auction.

Sec. 6. K.S.A. 8-1723 is hereby amended to read as follows: 8-1723. (a) Any motor vehicle may be equipped with not more than two side cowl or fender lamps which shall emit an amber or white light without glare.

(b) Any motor vehicle may be equipped with not more than one running-board courtesy lamp on each side which shall emit a white or amber light without glare.

(c) Any motor vehicle may be equipped with one or more back-up lamps either separately or in combination with other lamps, but any such back-up lamp or lamps

shall not be lighted when the motor vehicle is in forward motion.

(d) Any vehicle 80 inches or more in overall width, if not otherwise required by K.S.A. 8-1710, and amendments thereto, may be equipped with not more than three identification lamps showing to the front which shall emit an amber light without glare and not more than three identification lamps showing to the rear which shall emit a red light without glare. Such lamps shall be mounted as specified in ~~subsection (g) of~~ K.S.A. 8-1710(g), and amendments thereto.

(e) Any vehicle may be equipped with one or more side marker lamps and any such lamp may be flashed in conjunction with turn or vehicular hazard warning signals. Side marker lamps located toward the front of a vehicle shall be amber and side marker lamps located toward the rear shall be red.

(f) Any motor vehicle may be equipped with ~~neon~~ ground effect lighting, except that such lighting shall not flash, be any shade of red nor shall any portion of the ~~neon tubes bulb or lighting fixture~~ be visible. "Neon-Ground effect lighting" means ~~neon tubes lights~~ placed underneath the motor vehicle for the purpose of illuminating the ground below the motor vehicle creating a halo light effect.

(g) Any motor vehicle may be equipped with head lamps which alternately flash or simultaneously flash when such motor vehicle is being used as the lead motor vehicle of a funeral procession. A funeral hearse may serve as a funeral lead vehicle.

Sec. 7. K.S.A. 8-1723 is hereby repealed.;

Also on page 8, in line 37, before "K.S.A." by inserting "On and after January 1, 2024,"; also in line 37, by striking "and" and inserting a comma; also in line 37, before "are" by inserting "and 8-1104"; in line 40, by striking "January 1, 2024, and"; also in line 40, by striking "Kansas register" and inserting "statute book";

And by renumbering sections accordingly;

On page 1, in the title, in line 9, before "amending" by inserting "modifying requirements for certified mail notices to prior owners of abandoned or towed vehicles; relating to the uniform act regulating traffic on highways; creating the crime of knowingly or intentionally manufacturing, importing, distributing, selling, offering for sale, installing or reinstalling counterfeit supplemental restraint system components and nonfunctional airbags and providing criminal penalties for violation thereof; expanding permitted lighting equipment on vehicles to include all ground effect lighting;"; also in line 9, by striking the first "and" and inserting a comma; also in line 9, before the second "and" by inserting ", 8-1104 and 8-1723";

And your committee on conference recommends the adoption of this report.

MIKE PETERSEN

RICK KLOOS

ETHAN CORSON

Conferees on part of Senate

SHANNON FRANCIS

LANCE NEELLY

BARBARA BALLARD

Conferees on part of House

On motion of Rep. Francis, the conference committee report on **HB 2147** was adopted.

On roll call, the vote was: Yeas 106; Nays 16; Present but not voting: 0; Absent or not voting: 3.

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Hoye, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, Melton, Miller, D., Miller, S., Minnix, Moser, Murphy, Neely, Neighbor, Osman, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Sawyer, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Xu, Younger.

Nays: Alcalá, Carlin, Carmichael, Carr, Houglund, Humphries, Martinez, Meyer, Miller, V., Ohaebosim, Oropeza, Ousley, Ruiz, S., Sawyer Clayton, Winn, Woodard.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L., Schlingensiepen.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2020** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 1, following line 23, by inserting:

"Sec. 2. (a) All transportation network company drivers shall be independent contractors and not employees of the transportation network company if all of the following conditions are met:

(1) The transportation network company does not prescribe specific hours that a transportation network company driver shall be logged into the transportation network company's digital network;

(2) the transportation network company imposes no restrictions on the transportation network company driver's ability to utilize digital networks from other transportation network companies;

(3) the transportation network company does not restrict a transportation network company driver from engaging in any other occupation or business; and

(4) the transportation network company and the transportation network company driver agree in writing that the driver is an independent contractor with respect to the transportation network company.

(b) The provisions of this section shall be limited to the relationship between transportation network companies and transportation network company drivers.

(c) This act shall be a part of and supplemental to the Kansas transportation network company services act.";

Also on page 1, in line 25, by striking "Kansas register" and inserting "statute book";
And by renumbering sections accordingly;

Also on page 1, in the title, in line 1, by striking "motor carriers" and inserting "transportation"; in line 3, after "vehicle" by inserting "; relating to the Kansas transportation network company services act; establishing conditions for when a driver is an independent contractor for a transportation network company";

And your committee on conference recommends the adoption of this report.

MIKE PETERSEN

RICK KLOOS

Conferees on part of Senate

SHANNON FRANCIS

LANCE NEELLY

Conferees on part of House

On motion of Rep. Francis, the conference committee report on **HB 2020** was adopted.

On roll call, the vote was: Yeas 84; Nays 38; Present but not voting: 0; Absent or not voting: 3.

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

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Robinson, Ruiz, S., Sawyer, Sawyer Clayton, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L., Schlingensiepen.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2279** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 1, in line 30, before "The" by inserting "An itemized list of all income and the source from which the income was received, including any grants and interest income earned;

- (2) an itemized list of all expenditures by the board;
- (3) an accounting of all assets currently held by the board;

(4)";

Also on page 1, by striking all in line 33;

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

On page 2, in line 23, by striking "December 31" and inserting "July 1"; in line 34, by striking all after "or"; in line 35, by striking all before the semicolon and inserting "a similar measure of future water availability can be determined based on local water use and water level data";

And your committee on conference recommends the adoption of this report.

DAN KERSHEN

RON RYCKMAN

MARY WARE

Conferees on part of Senate

JIM MINNIX

CYNDI HOWERTON

LINDSAY VAUGHN

Conferees on part of House

On motion of Rep. Minnix, the conference committee report on **HB 2279** was adopted.

On roll call, the vote was: Yeas 116; Nays 6; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schmoë, Schreiber, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Fairchild, Garber, Jacobs, Murphy, Rhiley, Seiwert.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L., Schlingensiepen.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2059** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee of the Whole amendments, as follows:

On page 1, following line 11, by inserting:

"New Section 1. (a) Notwithstanding any other provisions of state law, a food

establishment, as defined in K.S.A. 65-656, and amendments thereto, that is a microbrewery as defined in K.S.A. 41-102, and amendments thereto, and is licensed as provided in K.S.A. 41-308b, and amendments thereto, may allow live dogs in outside and inside areas on the premises if the conditions specified in subsection (c) are met.

(b) Notwithstanding any other provisions of state law, a food establishment, as defined in K.S.A. 65-656, and amendments thereto, that is not a microbrewery as defined in K.S.A. 41-102, and amendments thereto, may allow live dogs in outside areas on the premises, if the conditions as specified in subsection (c) are met.

(c) The following conditions shall be met by a food establishment for dogs to be permitted on such food establishment's premises as permitted by subsections (a) and (b):

(1) The food establishment shall prepare a written plan describing the processes and procedures in place to prevent food contamination from dogs on the premises. The plan shall be posted next to the food establishment license inside the premises of the food establishment. The employees of the food establishment shall be trained on the plan, and the plan shall be made available to the Kansas department of agriculture upon request;

(2) dogs shall be under handler control. Dogs shall be well behaved and respond to their handler's command. Dogs belonging to food establishment owners, management or employees shall not be required to be leashed. Dogs belonging to guests of the food establishment shall be leashed at all times;

(3) with respect to a food establishment that is a microbrewery, as provided by subsection (a), dogs in indoor areas shall not be permitted in food or drink preparation areas, including, but not limited to, kitchens and behind bars;

(4) dogs shall not be permitted on dining surfaces, including tables, bars or counter tops;

(5) dogs shall not be fed or watered from any food establishment equipment, including, but not limited to, plates, bowls and utensils, except for single-service items that are disposed of immediately following such use;

(6) an area outside the food establishment shall be designated for dog urination and defecation;

(7) employees shall be required to wash their hands after contact of any kind with a dog prior to handling any food, drink, utensil or food or drink production, preparation or serving equipment or the preparation or use of surfaces that may come into contact with food or drink;

(8) guests shall be advised to wash their hands after any contact with a dog; and

(9) a process for immediately sanitizing equipment or surfaces used for the production, preparation, serving or consumption of food or drink if a dog has contact with such equipment or surfaces shall be developed and followed by the food establishment. This process shall include instructions for disposing of contaminated food or drink.";

On page 7, following line 32, by inserting:

"Sec. 6. On and after July 1, 2023, K.S.A. 41-350 is hereby amended to read as follows: 41-350. (a) For the purposes of this act, the term "winery" means any maker or producer of wine whether in this state or in any other state, who holds a valid federal basic wine manufacturing permit. The terms "director" and "secretary" ~~have the meaning ascribed to these terms~~ mean the same as defined in K.S.A. 41-102, and amendments thereto.

(b) Any winery may be authorized to make direct shipments of wine to consumers in this state upon obtaining a special order shipping license from the secretary pursuant to this act.

(1) A special order shipping license shall only be issued to a winery upon compliance with all applicable provisions of this act and the regulations promulgated pursuant to this act, and upon payment of a license fee in the amount of \$100. The license term for a special order shipping license shall commence on the date specified on the license and shall end two years after that date.

(2) A special order shipping license shall entitle the winery to ship wine upon order directly to consumers for personal or household use in this state. The purchaser shall pay the purchase price and all shipping costs directly to the permit holder. Enforcement taxes collected herein shall be paid solely on the purchase price and not on the shipping costs.

(c) No holder of a special order shipping license shall be permitted to ship in excess of 12 standard cases of wine of one brand or a combination of brands into this state to any one consumer or address per calendar year.

(d) (1) Before accepting an order from a consumer in this state, the holder of a special order shipping license shall require that the person placing the order to state affirmatively that ~~he or she~~ such person is 21 years of age or older and shall verify the age of such person placing the order either by the physical examination of an approved government issued form of identification or by utilizing an internet based age and identification service approved by the director of alcoholic beverage control; or the director's designee.

(2) Every shipment of wine by the holder of a special order shipping license shall be clearly marked 'Alcoholic Beverages, Adult Signature Required' and the carrier delivering such shipment shall be responsible for obtaining the signature of an adult who is at least 21 years of age as a condition of delivery.

(e) A special order shipping license shall not authorize the shipment of any wine to any premises licensed to sell alcoholic beverages pursuant to this act or the club and drinking establishment act.

(f) The failure to comply strictly with the requirements of this act and rules and regulations promulgated pursuant to this act shall be grounds for the revocation of a special order shipping license or other disciplinary action by the director. After notice and an opportunity for hearing in accordance with the provisions of the Kansas administrative procedure act, the director may refuse to issue or renew or may revoke a shipping permit upon a finding that the permit holder has failed to comply with any provision of this section or K.S.A. 41-501 et seq., and amendments thereto, or any rules and regulations adopted pursuant to such statutes. Upon revocation of a special order shipping license for shipment of wine to a person not of legal age as required herein such winery shall not be issued any special order shipping license pursuant to this act for a period of one year from the date of revocation.

(g) The holder of a special order shipping license shall collect all gallonage taxes imposed by K.S.A. 41-501 et seq., and amendments thereto, shall on a ~~quarterly~~ monthly basis electronically remit such taxes in a manner prescribed by the secretary and shall accompany such remittance with any reports, documentation or other information as may be required by the secretary. In addition, an applicant for and a holder of a special order shipping license, as a condition of receiving and holding a valid license, shall:

(1) Collect and pay the applicable Kansas enforcement tax on each sale shipped to a consumer in Kansas imposed by K.S.A. 79-4101 et seq., and amendments thereto;

(2) accompany each remittance with such sales tax reports, documentation and other information as may be required by the director of taxation; and

(3) if the holder of the license is an out-of-state shipper, the licensee shall be deemed to have appointed the secretary of state as the resident agent and representative of the licensee to accept service of process from the secretary of revenue, the director and the courts of this state concerning enforcement of this section, K.S.A. 41-501 et seq., and amendments thereto, and any related laws and rules and regulations and to accept service of any notice or order provided for in the liquor control act.

(h) The secretary of revenue may adopt rules and regulations to implement, administer and enforce the provisions of this section.

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

On page 9, following line 31, by inserting:

"Sec. 8. K.S.A. 2022 Supp. 41-2704 is hereby amended to read as follows: 41-2704. (a) In addition to and consistent with the requirements of the Kansas cereal malt beverage act, the board of county commissioners of any county or the governing body of any city may prescribe hours of closing, standards of conduct and rules and regulations concerning the moral, sanitary and health conditions of places licensed pursuant to this act and may establish zones within which no such place may be located.

(b) Within any city where the days of sale at retail of cereal malt beverage in the original package have not been expanded as provided by K.S.A. 41-2911, and amendments thereto, or have been so expanded and subsequently restricted as provided by K.S.A. 41-2911, and amendments thereto, no cereal malt beverages or beer containing not more than 6% alcohol by volume may be sold:

(1) Between the hours of 12 midnight and 6 a.m.; or

(2) on Sunday, except in a place of business ~~which that~~ is licensed to sell cereal malt beverage for consumption on the premises, ~~which derives not less than 30% of its gross receipts from the sale of food for consumption on the licensed premises and which that~~ is located in a county where such sales on Sunday have been authorized by resolution of the board of county commissioners of the county or in a city where such sales on Sunday have been authorized by ordinance of the governing body of the city.

(c) Within any city where the days of sale at retail of cereal malt beverage in the original package have been expanded as provided by K.S.A. 41-2911, and amendments thereto, and have not been subsequently restricted as provided in K.S.A. 41-2911, and amendments thereto, no person shall sell at retail cereal malt beverage or beer containing not more than 6% alcohol by volume:

(1) Between the hours of 12 midnight and 6 a.m.;

(2) in the original package not earlier than 9 a.m. and not later than 8 p.m. on

Sunday;

(3) on Easter Sunday; or

(4) for consumption on the licensed premises on Sunday, except in a place of business ~~which that~~ is licensed to sell cereal malt beverage for consumption on the premises, ~~which derives not less than 30% of its gross receipts from the sale of food for consumption on the licensed premises and which that~~ is located in a county where such sales on Sunday have been authorized by resolution of the board of county commissioners of the county or in a city where such sales on Sunday have been authorized by ordinance of the governing body of the city.

(d) No private rooms or closed booths shall be operated in a place of business, but this provision shall not apply if the licensed premises also are licensed as a club pursuant to the club and drinking establishment act.

(e) Each place of business shall be open to the public and to law enforcement officers at all times during business hours, except that a premises licensed as a club pursuant to the club and drinking establishment act shall be open to law enforcement officers and not to the public.

(f) Except as otherwise provided by this subsection, no licensee shall permit a person under the legal age for consumption of cereal malt beverage or beer containing not more than 6% alcohol by volume to consume or purchase any cereal malt beverage in or about a place of business. A licensee's employee who is not less than 18 years of age may dispense or sell cereal malt beverage or beer containing not more than 6% alcohol by volume, if:

(1) The licensee's place of business is licensed only to sell at retail cereal malt beverage or beer containing not more than 6% alcohol by volume in the original package and not for consumption on the premises; or

(2) the licensee's place of business is a licensed food service establishment, as defined by K.S.A. 36-501, and amendments thereto, and not less than 50% of the gross receipts from the licensee's place of business is derived from the sale of food for consumption on the premises of the licensed place of business.

(g) No person shall have any alcoholic liquor, except beer containing not more than 6% alcohol by volume, in such person's possession while in a place of business, unless the premises are currently licensed as a club or drinking establishment pursuant to the club and drinking establishment act or the business is a farm winery licensed pursuant to K.S.A. 41-316, and amendments thereto, or a producer licensed pursuant to K.S.A. 41-355, and amendments thereto.

(h) Cereal malt beverages may be sold on premises that are licensed pursuant to both the Kansas cereal malt beverage act and the club and drinking establishment act at any time when alcoholic liquor is allowed by law to be served on the premises.";

Also on page 9, in line 32, after "41-307" by inserting "and K.S.A. 2022 Supp. 41-2704"; in line 33, after "41-104" by inserting ", 41-350";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "beverages" by inserting "and food establishments"; in line 5, after the second semicolon by inserting "relating to the special order shipping of wine; requiring monthly remittance of gallonage taxes; allowing businesses to sell cereal malt beverage by the drink on Sundays without requiring that 30% of the gross receipts of such businesses be derived from the sale of food; permitting food establishments to allow dogs in outside areas on the premises and

food establishments that are microbreweries to allow dogs in outside and inside areas on the premises notwithstanding certain provisions of the Kansas food code;"; in line 8, after "41-307" by inserting ", 41-350"; also in line 8, after the second "and" by inserting "K.S.A. 2022 Supp. 41-2704 and";

And your committee on conference recommends the adoption of this report.

MIKE THOMPSON
 RICK KLOOS
 OLETHA FAUST-GOUDEAU
Conferees on part of Senate

WILL CARPENTER
 TOM KESSLER
 JO ELLA HOYE
Conferees on part of House

On motion of Rep. Carpenter, W., the conference committee report on **HB 2059** was adopted.

On roll call, the vote was: Yeas 111; Nays 11; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buchler, Butler, Carlin, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Eplee, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Highberger, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neely, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Carmichael, Ellis, Featherston, Helgerson, Hill, Jacobs, Mason, Rhiley, Roth, Smith, E., Weigel.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L., Schlingensiepen.

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report to agree to disagree on **HB 2100**, and has appointed Senators Thompson, Kloos and Holscher as second conferees on the part of the Senate.

The Senate adopts the Conference Committee report on **H Sub for SB 116**.

The Senate adopts the Conference Committee report on **SB 119**.

The Senate adopts the Conference Committee report on **HB 2015**.

The Senate adopts the Conference Committee report on **HB 2065**.

The Senate adopts the Conference Committee report on **HB 2090**.

The Senate adopts the Conference Committee report on **HB 2093**.

The Senate adopts the Conference Committee report on **HB 2130**.

The Senate adopts the Conference Committee report on **HB 2131**.

The Senate adopts the Conference Committee report on **HB 2216**.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2100** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

MIKE THOMPSON

RICK KLOOS

Conferees on part of Senate

NICK HOHEISEL

WILLIAM CLIFFORD

Conferees on part of House

On motion of Rep. Hoheisel the conference committee report on **HB 2100** to agree to disagree, was adopted.

Speaker pro tem Carpenter thereupon appointed Reps. Hoheisel, Clifford and Xu as second conferees on the part of the House.

On motion of Rep. Croft, the House recessed until 8:00 p.m.

EVENING SESSION

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

On motion of Rep. Croft, the House recessed until 8:24 p.m.

NIGHT SESSION

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

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Tarwater, the House concurred in Senate amendments to **HB 2042**, AN ACT concerning self-service storage facilities; authorizing the towing by operators of such facilities of motor vehicles, watercraft or trailers if the occupant is in default for more than 60 days; granting operators protection from liability for damages; extinguishing an operator's lien on such property upon towing; providing for notice to the occupant and opportunity for redemption prior to towing; adding self-service storage facility operators to those persons who are specifically authorized to direct a wrecker or towing service to tow a motor vehicle for purposes of the creation of a lien in favor of a wrecker or towing service; amending K.S.A. 8-1103 and K.S.A. 2022 Supp. 58-817 and repealing the existing sections.

(The House requested the Senate to return the bill, which was in conference).

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

On motion of Rep. Tarwater, the House concurred in Senate amendments to **HB 2173**, AN ACT concerning political subdivisions of the state; relating to building codes or similar rules; providing that such provisions shall not prohibit refrigerants approved for use under federal law.

(The House requested the Senate to return the bill, which was in conference).

On roll call, the vote was: Yeas 111; Nays 12; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Owens, F. Patton, Penn, Pickert, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Sawyer, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Xu, Younger.

Nays: Featherston, Hoye, Meyer, Oropeza, Osman, Ousley, Poskin, Ruiz, S., Sawyer Clayton, Stogsdill, Vaughn, Woodard.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate

amendments to **HB 2015** submits the following report:

The Senate recedes from all of its amendments to the bill.

And your committee on conference recommends the adoption of this report.

KELLIE WARREN

RICHARD WILBORN

ETHAN CORSON

Conferees on part of Senate

FRED PATTON

MARK SCHREIBER

JOHN CARMICHAEL

Conferees on part of House

On motion of Rep. Patton, the conference committee report on **HB 2015** was adopted.

On roll call, the vote was: Yeas 117; Nays 6; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Fairchild, Garber, Houser, Jacobs, Murphy, Rhiley.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2065** submits the following report:

The Senate recedes from all of its amendments to the bill.

And your committee on conference recommends the adoption of this report.

KELLIE WARREN

RICHARD WILBORN

ETHAN CORSON

Conferees on part of Senate

FRED PATTON

MARK SCHREIBER

JOHN CARMICHAEL

Conferees on part of House

On motion of Rep. Patton, the conference committee report on **HB 2065** was adopted.

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgeron, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoee, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2090** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 1, following line 10, by inserting:

"Section 1. K.S.A. 40-246c is hereby amended to read as follows: 40-246c. (a) (1) On March 1 of each year, each licensed agent shall collect and pay to the commissioner a tax of 6% on the total gross premiums charged, less any return premiums, for the preceding calendar year for surplus lines insurance transacted by the licensee pursuant to the license for insureds whose home state is this state.

(2) On March 1 of each year, each licensed agent shall collect and pay to the commissioner a tax of 3% on the total gross premiums charged, less any returned premiums, for the preceding calendar year for surplus lines insurance transacted by the licensee for insureds whose home state is this state. The provisions of this paragraph shall commence with the taxable year beginning January 1, 2024.

(b) The tax on any portion of the premium unearned at termination of insurance, if any, having been credited by the state to the licensee shall be returned to the policyholder directly by the surplus lines licensee or through the producing broker. The surplus lines licensee is prohibited from rebating any part of the tax for any reason.

(c) The individual responsible for filing the statement shall be the agent who signs the policy or the agent of record with the company. The commissioner of insurance may assess a penalty up to double the amount of tax prescribed in subsection (a) from any

licensee or other individual responsible for filing the statement as described in this subsection who fails, refuses or neglects to transmit the required affidavit or statement or fails to pay the tax imposed by this section to the commissioner within the period specified.

Sec. 2. K.S.A. 40-4209 is hereby amended to read as follows: 40-4209. (a) (1) No person shall act as or hold such person out to be a prepaid service plan in this state unless such person holds a certificate of registration as a prepaid service plan issued by the commissioner of insurance. An application for such certificate may be made to the commissioner of insurance on a form on forms prescribed by the commissioner and shall be accompanied by and shall include: (A) The completed application form; (B) a list of each individual who solicits memberships on behalf of such prepaid service plan; and (C) a filing fee of \$100.

(2) The certificate of registration may be continued for successive annual periods by notifying the commissioner of such intent and, paying an annual continuation fee of \$50 and advising the commissioner of insurance of any additions to or deletions from the list of individuals who solicit memberships on behalf of such prepaid service plan since the last reporting date.

(b) The certificate of registration shall be issued to or continued for a prepaid service plan by the commissioner of insurance unless the commissioner of insurance, after due notice and hearing, determines that the prepaid service plan is not competent, trustworthy, financially responsible or of good personal and business reputation, or has had a previous application for a certificate of registration denied for cause since ~~the effective date of this act~~ January 1, 1988, or within five years of the date of application, whichever is later.";

On page 5, in line 39, after "K.S.A." by inserting "40-246c, 40-4203, 40-4209,"; in line 41, by striking "Kansas register" and inserting "statute book";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "to"; in line 2, by striking all before the second semicolon and inserting "fees, assessments and taxes imposed thereon"; in line 7, after the semicolon by inserting "discontinuing annual registration fees for prepaid service plans; modifying the requirement to report individuals who solicit memberships on behalf of such plans from semi-annually to annually and upon application for registration; decreasing the premium tax rate imposed on surplus lines insurance"; in line 8, before "40-4905" by inserting "40-246c, 40-4209,"; also in line 8, after "sections" by inserting "; also repealing K.S.A. 40-4203";

And your committee on conference recommends the adoption of this report.

JEFF LONGBINE
MICHAEL FAGG
CINDY HOLSCHER

Conferees on part of Senate

BILL SUTTON
PATRICK PENN
CINDY NEIGHBOR

Conferees on part of House

On motion of Rep. Sutton, the conference committee report on **HB 2090** was

adopted.

On roll call, the vote was: Yeas 122; Nays 1; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Ousley.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2093** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 1, following line 35, by inserting:

"Sec. 2. K.S.A. 12-2624 is hereby amended to read as follows: 12-2624. In addition to the fees required to be paid in K.S.A. ~~12-2622~~ 12-2623, and amendments thereto, and as a condition precedent to the continuation of the certificate of authority provided in this act, all group-funded pools shall pay ~~no~~ not later than 90 days after the end of each ~~fiscal~~ calendar year a tax upon the annual Kansas gross premium collected by the pool at the rate of 1% per annum applied to the collective premium relating to all Kansas members of the pool for the preceding ~~fiscal~~ calendar year. In the computation of the tax, all pools shall be entitled to deduct any annual Kansas gross premiums returned on account of cancellation or dividends returned to members of such pools or expenditures used for the purchase of specific and aggregate excess insurance, as provided in ~~subsection (h)~~ of K.S.A. 12-2618(h), and amendments thereto.

Sec. 3. K.S.A. 40-1709 is hereby amended to read as follows: 40-1709. (a) (1) Except as provided in paragraph (2), whenever a municipality provides for the payment of premiums for any health benefit plan for its firefighters, it shall pay premiums for the continuation of coverage under COBRA for the surviving spouse and eligible dependent children under the age of 26 years of a firefighter who dies in the line of duty. Premiums for continuation of coverage under COBRA shall be paid for 18 months.

(2) A municipality may not be required to pay the premiums described in paragraph (1) for a surviving spouse:

(A) On or after the end of the 18th calendar month after the date of death of the deceased firefighter;

(B) upon the remarriage of the deceased firefighter's surviving spouse; or

(C) upon the deceased firefighter's surviving spouse reaching the age of 65.

(b) For the purposes of this section:

(1) "Firefighter" means an actual member of an organized fire department, of a municipality, whether regular or volunteer.

(2) "Health benefit plan" ~~shall have the meaning ascribed to it~~ means the same as defined in K.S.A. 40-4602, and amendments thereto.

(3) "Municipality" means a city, county, fire district or township.

(4) ~~"Postsecondary educational institution" shall have the meaning ascribed to it in K.S.A. 74-3201b, and amendments thereto:"~~

On page 2, in line 5, by striking "fiscal" and inserting "calendar"; in line 7, by striking "fiscal" and inserting "calendar"; in line 13, after the comma by inserting "12-2624, 40-1709,"; in line 15, by striking "Kansas register" and inserting "statute book";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the first "pools" by inserting "and certain municipal insurance coverage"; in line 6, after the semicolon by inserting "adjusting the basis upon which certain premium tax calculations are made; requiring such premium taxes to be paid 90 days after each calendar year and basing such premium taxes upon the gross premiums collected for the previous calendar year; adding fire districts to the definition of "municipality" for purposes of the payment of COBRA premiums under certain circumstances;"; also in line 6, after "K.S.A." by inserting "12-2624, 40-1709 and"; in line 7, by striking "section" and inserting "sections";

And your committee on conference recommends the adoption of this report.

JEFF LONGBINE

MICHAEL FAGG

CINDY HOLSCHER

Conferees on part of Senate

BILL SUTTON

PATRICK PENN

CINDY NEIGHBOR

Conferees on part of House

On motion of Rep. Sutton, the conference committee report on **HB 2093** was adopted.

On roll call, the vote was: Yeas 122; Nays 1; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Owens, F. Patton, Penn,

Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Ousley.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2130** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 2, following line 4, by inserting:

"Sec. 2. K.S.A. 2022 Supp. 59-618a is hereby amended to read as follows: 59-618a.

(a) Any person possessing a decedent's will may file in the district court of the county of the decedent's last residence the decedent's will or a copy of such will and an affidavit ~~which that~~ complies with subsection (b).

(b) (1) An affidavit filed pursuant to this section shall state:

~~(1)~~(A) The name, residence address and date and place of death of the decedent;

~~(2)~~(B) the names, addresses and relationships of all the decedent's heirs, legatees and devisees which are known to the affiant after a diligent search and inquiry;

~~(3)~~(C) the name and address of any trustee of any trust established under the will;

~~(4)~~(D) that the will is being filed with the district court for the purpose of preserving it for record in the event that probate proceedings are later required; and

~~(5)~~(E) that a copy of the affidavit and will has been mailed to each heir, legatee and devisee named in the affidavit.

(2) An affidavit filed pursuant to this section on or after July 1, 2023, shall state whether the original will or a copy of such will is being filed with the court.

(c) Any will or copy of a will filed pursuant to this section within a period of six months after the death of the testator may be admitted to probate after such six-month period.";

On page 11, in line 41, after "59-403," by inserting "59-618a,";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after the semicolon by inserting "permitting a copy of a will to be filed and admitted to probate;" in line 14, after "59-403," by inserting "59-618a,";

And your committee on conference recommends the adoption of this report.

KELLIE WARREN

RICHARD WILBORN

ETHAN CORSON

Conferees on part of Senate

FRED PATTON

MARK SCHREIBER

JOHN CARMICHAEL

Conferees on part of House

On motion of Rep. Patton, the conference committee report on **HB 2130** was adopted.

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

Yeas: Alcala, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neely, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2131** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 1, following line 4, by inserting:

"Section 1. K.S.A. 2022 Supp. 20-362 is hereby amended to read as follows: 20-362. The clerk of the district court shall remit all revenues received from docket fees as follows:

(a) At least monthly to the county treasurer, for deposit in the county treasury and credit to the county general fund:

(1) A sum equal to \$10 for each docket fee paid pursuant to K.S.A. 60-2001 and 60-3005, and amendments thereto, during the preceding calendar month;

(2) a sum equal to \$10 for each \$46 or \$76 docket fee paid pursuant to K.S.A. 61-4001, or K.S.A. 61-2704 or 61-2709, and amendments thereto; and

(3) a sum equal to \$5 for each \$26 docket fee paid pursuant to K.S.A. 61-4001 or K.S.A. 61-2704, and amendments thereto, during the preceding calendar month.

(b) At least monthly to the board of trustees of the county law library fund, for deposit in the fund, a sum equal to the library fees paid during the preceding calendar month for cases filed in the county.

(c) At least monthly to the county treasurer, for deposit in the county treasury and credit to the prosecuting attorneys' training fund, a sum equal to \$2 for each docket fee paid pursuant to K.S.A. 28-172a, and amendments thereto, during the preceding

calendar month for cases filed in the county and a sum equal to \$1 for each fee paid pursuant to K.S.A. 28-170(c), and amendments thereto, during the preceding calendar month for cases filed in the county.

(d) To the state treasurer, in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, for deposit in the state treasury and credit to the law enforcement training center fund a sum equal to \$15 for each docket fee paid pursuant to K.S.A. 28-172a, and amendments thereto, during the preceding calendar month.

(e) To the state treasurer, in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, for deposit in the state treasury a sum equal to the balance ~~which that~~ remains from all docket fees paid during the preceding calendar month after deduction of the amounts specified in subsections (a), (b), (c) and (d). ~~Of the balance remitted to the state treasury pursuant to this subsection, the state treasurer shall credit 0.99% to the judicial council fund.~~ During the fiscal year ending June 30, 2022, and each fiscal year thereafter, of the remainder, the state treasurer shall deposit and credit the first \$1,500,000 to the electronic filing and management fund created in K.S.A. 2022 Supp. 20-1a20, and amendments thereto. ~~Of the balance which that~~ remains after deduction of the amounts specified in this subsection, the state treasurer shall deposit and credit the remainder to the state general fund.";

Also on page 1, following line 14, by inserting:

"Sec. 3. K.S.A. 2022 Supp. 20-2207 is hereby amended to read as follows: 20-2207. (a) The judicial council may fix, charge and collect fees for sale and distribution of legal publications in order to recover direct and indirect costs incurred for preparation, publication and distribution of legal publications. The judicial council may request and accept gifts, grants and donations from any person, firm, association or corporation or from the federal government or any agency thereof for preparation, publication or distribution of legal publications.

(b) The publications fee fund of the judicial council ~~which that~~ was established in the state treasury pursuant to appropriation acts is hereby continued in existence and shall be administered by the judicial council. Revenue from the ~~following sources fees collected under this section~~ shall be deposited in the state treasury and credited to ~~such fund~~:

(1) ~~All moneys received by or for the judicial council from fees collected under this section; and~~

(2) ~~the state general fund.~~ All moneys received as gifts, grants or donations for preparation, publication or distribution of legal publications shall be deposited in the state treasury and credited to the publications fee fund.

(c) Moneys deposited in the publications fee fund of the judicial council may be expended for operating expenditures related to preparation, publication and distribution of legal publications of the judicial council and for operating expenses that are not related to publication activities.

(d) All expenditures from the publications fee fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the chairperson of the judicial council or the chairperson's designee.

Sec. 4. K.S.A. 2022 Supp. 20-2208 is hereby amended to read as follows: 20-2208. ~~There is hereby established in the state treasury the judicial council fund. All expenditures from the judicial council fund shall be made in accordance with~~

~~appropriation acts and upon warrants of the director of accounts and reports issued pursuant to expenditures approved by the chairperson of the Kansas judicial council or by a person or persons designated by the chairperson of the Kansas judicial council~~On July 1, 2023, the director of accounts and reports shall transfer all moneys in the judicial council fund to the state general fund. On July 1, 2023, all liabilities of the judicial council fund are hereby transferred to and imposed on the state general fund, and the judicial council fund is hereby abolished.";

Also on page 1, in line 15, by striking "is" and inserting "and K.S.A. 2022 Supp. 20-362, 20-2207 and 20-2208 are"; in line 17, by striking "Kansas register" and inserting "statute book";

And by renumbering sections accordingly;

Also on page 1, in the title, in line 1, after the second semicolon by inserting "abolishing the judicial council fund; transferring all moneys and liabilities of such fund to the state general fund; eliminating the transfer of funds from docket fees to the judicial council fund; transferring annually unencumbered funds from the publications fee fund to the state general fund;"; in line 2, after "and" by inserting "K.S.A. 2022 Supp. 20-362, 20-2207 and 20-2208 and"; also in line 2, by striking "section" and inserting "sections";

And your committee on conference recommends the adoption of this report.

KELLIE WARREN

RICHARD WILBORN

ETHAN CORSON

Conferees on part of Senate

FRED PATTON

MARK SCHREIBER

JOHN CARMICHAEL

Conferees on part of House

On motion of Rep. Patton, the conference committee report on **HB 2131** was adopted.

On roll call, the vote was: Yeas 121; Nays 2; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neely, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Jacobs, Rhiley.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2216** submits the following report:

The Senate recedes from all of its amendments to the bill.

And your committee on conference recommends the adoption of this report.

KELLIE WARREN

RICHARD WILBORN

ETHAN CORSON

Conferees on part of Senate

FRED PATTON

MARK SCHREIBER

JOHN CARMICHAEL

Conferees on part of House

On motion of Rep. Patton, the conference committee report on **HB 2216** was adopted.

On roll call, the vote was: Yeas 122; Nays 1; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Jacobs.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 189** submits the following report:

The House recedes from all of its amendments to the bill.

And your committee on conference recommends the adoption of this report.

FRED PATTON

MARK SCHREIBER

JOHN CARMICHAEL

Conferees on part of House

KELLIE WARREN
 RICHARD WILBORN
 ETHAN CORSON

Conferees on part of Senate

On motion of Rep. Patton, the conference committee report on **SB 189** was adopted.

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neely, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoee, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Patton, the House concurred in Senate amendments to **HB 2027**, AN ACT concerning the Kansas probate code; relating to probate procedures; persons arrested or charged with felonious killing of the decedent; creating a procedure to prevent distribution of assets until resolution of criminal proceedings; amending K.S.A. 59-513 and repealing the existing section.

(The House requested the Senate to return the bill, which was in conference).

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neely, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoee, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus,

Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

On motion of Rep. Patton, the House concurred in Senate amendments to **HB 2172**, AN ACT concerning trusts; enacting the uniform trust decanting act; relating to the power of an authorized fiduciary to distribute property of a first trust to one or more second trusts or to modify the terms of the first trust; authorizing modification of a noncharitable irrevocable trust to provide that the rule against perpetuities is inapplicable; providing that the Kansas uniform statutory rule against perpetuities is inapplicable to trusts under certain circumstances; modifying the definition of resident trust in the Kansas income tax act; amending K.S.A. 59-3404 and K.S.A. 2022 Supp. 58a-411 and 79-32,109 and repealing the existing sections.

(The House requested the Senate to return the bill, which was in conference).

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report to agree to disagree on **HB 2094**, and has appointed Senators Gossage, Erickson and Pettey as second conferees on the part of the Senate.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2094** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

BEVRLEY GOSSAGE

RENEE ERICKSON

Conferees on part of Senate

FRANCIS AWERKAMP

LEAH HOWELL

HEATHER MEYER

Conferees on part of House

On motion of Rep. Averkamp the conference committee report on **HB 2094** to agree to disagree, was adopted.

Speaker pro tem Carpenter thereupon appointed Reps. Averkamp, Howell and Meyer as second conferees on the part of the House.

CHANGE OF CONFEREES

Speaker pro tem Carpenter announced the appointment of Reps. Waymaster, Hoffman, and Helgerson to replace Reps. Francis, Neelly, and Ballard as members of the conference committee on **HB 2019**.

REPORT ON ENROLLED BILLS

HB 2087, HB 2114, HB 2225, HB 2290, HB 2304, HB 2395 reported correctly enrolled, properly signed and presented to the Governor on April 4, 2023.

REPORT ON ENROLLED RESOLUTIONS

HR 6020 reported correctly enrolled and properly signed on April 5, 2023.

On motion of Rep. Croft, the House adjourned until 10:00 a.m., Thursday, April 6, 2023.

Journal of the House

FIFTY-EIGHTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, April 6, 2023, 10:00 a.m.

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

The roll was called with 122 members present.

Reps. Poetter Parshall, L. Ruiz and Underhill were excused on excused absence by the Speaker.

Present later: Rep. Underhill.

Excused later: Reps. Corbet, Eplee, Featherston, Houser, and Woodard.

The Session opened with *The Lord's Prayer*, sung by Representative Emil Bergquist.

The Pledge of Allegiance was led by Rep. Thomas.

CHANGE OF CONFEREES

Speaker Hawkins announced the appointment of Reps. W. Carpenter, Humphries, and Hoye to replace Reps. Landwehr, Eplee, and S. Ruiz as members of the conference committee on **S Sub for HB 2390**.

Also, the appointment of Reps. W. Carpenter, Humphries, and Hoye to replace Reps. Sutton, Penn, and Neighbor as members of the conference committee on **SB 26**.

INTRODUCTION OF GUESTS

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

The Topeka Stars Special Olympics Team competed in the 2022 Special Olympics USA Games in Orlando, Florida in June of 2022 where they went undefeated in the top division of competition on their way to earn the Gold Medal in the top division. In September of 2022, the Stars traveled to Lynchburg, Virginia to compete in the Special Olympics North America Softball Championships. Although the team is composed solely of athletes with intellectual differences, the team dominated other traditional teams to the point that the team was moved up to the highest level of competition composed of Unified teams consisting of 50% Special Olympics athletes and 50% intellectually typical partners. Even playing in the highest level of competition, the Stars earned a Silver Medal after defeating two Unified teams in the medal rounds.

The Stars' elevation from Traditional competition to Unified Competition is the first time in the history of Special Olympics Softball that a Traditional team has been moved up to compete at the highest possible level. The team is also the first Traditional Team to defeat a Unified Team in competition, and the first Traditional Team to ever medal in

a Unified bracket. The head of USA Softball stated that the Stars are undoubtedly the best Traditional Softball team that he has ever seen in over 25 years of competition. Special Olympics officials at the USA Games and at the SONA Softball Championships were equally awed by the team's excellence, sportsmanship, and demeanor, on and off the field.

The Stars concluded their season with their sixth consecutive gold medal in state competition.

The 2022 Stars team members include Jason Barrett, Jordan Eubanks, Harley Rich, Marquel Russell, Shawn McWilliams, Beau Renyer, and Justin White of Topeka, Shannon Hardin, Adam Rice, and Houston Robinson of Emporia, Marvin Lefmann of Gardner, and Ryan Pracht of Council Grove. Bekah Henderson of Topeka served as Bat Girl.

The Stars are coached by Head Coach Allan Henderson, Monty King, and Ed Lee of Topeka, Brandon Hatfield of Lawrence, and Craig Venters of Osage City. David Schumann of Topeka served as Athlete Coach.

Rep. Weigel presented a framed House certificate to the team and coaches for their accomplishments.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Reps. Blake Carpenter and Adam Turk are spread upon the Journal:

Today we are celebrating the 20th anniversary of the State Partnership Program relationship between the State of Kansas and the country Armenia. Armenia has a population of roughly 2.7 million people which is about the same size as Kansas. Armenia is a country that is located to the East of Turkey, South of Georgia, North of Iran, and West of Azerbaijan.

The State Partnership Program has been successfully building relations for 30 years and now includes 88 Partnerships with 100 nations around the globe.

The State Partnership Program evolved from a 1991 U.S. European Command decision to set up the Joint Contact Team Program in the Baltic Region with Reserve component Soldiers and Airmen. A subsequent National Guard Bureau proposal paired U.S. states with three nations emerging from the former Soviet Bloc and the State Partnership Program was born, becoming a key U.S. security cooperation tool, facilitating cooperation across all aspects of international civil-military affairs and encouraging people-to-people ties at the state level.

This cost-effective program is administered by the National Guard Bureau, guided by State Department foreign policy goals, and executed by the state Adjutants General in support of combatant commander and U.S. Chief of Mission security cooperation objectives and department of Defense policy goals.

Through the State Partnership Program, the National Guard conducts military-to-military engagements in support of defense security goals but also leverages whole-of-society relationships and capabilities to facilitate broader inter-agency and corollary engagements spanning military, government, economic and social spheres.

This 20 year state partnership between Kansas and Armenia is more valuable and relevant than it has ever been due to the current environment that exists around the world today. We greatly appreciate the people of Armenia and their ties to our state. We wish for many more years of a prosperous relationship.

Today we have joining us:

General Venerdi — Kansas TAG
Major Eloyan - Armenia

Let's welcome them to the House of Representatives!

MESSAGE FROM THE SENATE

The Senate adopts the Conference Committee report to agree to disagree on **SB 14**, and has appointed Senators Thompson, Kloos and Faust-Goudeau as second conferees on the part of the Senate.

The Senate adopts the Conference Committee report to agree to disagree on **H Sub for SB 83**, and has appointed Senators Baumgardner, Erickson and Sykes as second conferees on the part of the Senate.

The Senate adopts the Conference Committee report to agree to disagree on **H Sub for SB 169**, and has appointed Senators Tyson, Peck and Holland as second conferees on the part of the Senate.

The Senate adopts the Conference Committee report to agree to disagree on **SB 228**, and has appointed Senators Warren, Wilborn and Corson as second conferees on the part of the Senate.

The Senate adopts the Conference Committee report on **SB 66**.

On motion of Rep. Croft, the House recessed until 10:40 a.m.

LATE MORNING SESSION

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

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Estes, the House concurred in Senate amendments to **HB 2236**, AN ACT concerning education; relating to school districts; establishing parents' right to direct the education and upbringing of their children including the right to object to educational materials and activities that are not included in approved curriculum or standards or impair a parent's beliefs, values or principles.

(The House requested the Senate to return the bill, which was in conference).

On roll call, the vote was: Yeas 76; Nays 46; Present but not voting: 0; Absent or not voting: 3.

Yeas: Anderson, Awerkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Bryce, Buehler, B. Carpenter, W. Carpenter, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, Minnix, Moser, Murphy, Neelly, Owens, Penn, Pickert, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Schmoie, Seiwert, Smith, A., Smith, E., Sutton, Tarwater,

Thomas, Thompson, Titus, Turk, Turner, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L..

Nays: Alcalá, Amyx, Ballard, Borjon, Boyd, Butler, Carlin, Carmichael, Carr, Clifford, Curtis, Eplee, Featherston, Haskins, Haswood, Helgerson, Highberger, Houglund, Hoye, Martínez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, F. Patton, Poskin, Probst, Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Smith, C., Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L., Underhill.

On motion of Rep. Estes, the House concurred in Senate amendments to **HB 2322**, AN ACT concerning education; relating to exceptional children; revising the definition of "children with disabilities" to replace emotional disturbance with emotional disability and include dyslexia; amending K.S.A. 2022 Supp. 72-3404 and 75-5399 and repealing the existing sections.

(The House requested the Senate to return the bill, which was in conference).

On roll call, the vote was: Yeas 120; Nays 2; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martínez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Houser, Jacobs.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L., Underhill.

On motion of Rep. Owens, the House concurred in Senate amendments to **HB 2214**, AN ACT concerning the department of corrections; relating to facilities; changing the name of the Larned correctional mental health facility to the Larned state correctional facility; removing references to facilities that no longer exist; amending K.S.A. 75-5202 and K.S.A. 2022 Supp. 75-52,167 and repealing the existing sections.

(The House requested the Senate to return the bill, which was in conference).

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis,

Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L., Underhill.

On motion of Rep. Owens to Confer in Conference on **HB 2350**, the motion was withdrawn.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 17** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, as follows:

On page 1, by striking all in lines 9 through 33 and inserting:

"New Section 1. (a) The governing body of any city that satisfies the definition of such term under K.S.A. 12-5242(a)(2), and amendments thereto, is hereby authorized to designate reinvestment housing incentive districts within such city subject to the limitations of this section. Such city shall be subject to the provisions of K.S.A. 12-5244 through 12-5252, and amendments thereto.

(b) (1) The governing body of a city establishing a reinvestment housing incentive district under this section shall not:

(A) Designate more than 100 units within such district as for-sale units in one year or more than 100 units within such district as for-rent units in one year; and

(B) designate more than 50 units within such district associated with a single project as for-sale units in one year or more than 50 units within such district associated with a single project as for-rent units in one year.

(2) Units designated as for-sale units may be redesignated as for-rent units by the governing body if such units have not been sold within six months after the certificate of occupancy is granted.

(3) The governing body may designate for-sale and for-rent units for succeeding years as part of a proposed multi-phased, multi-year development plan adopted pursuant to K.S.A. 12-5246, and amendments thereto.

(c) The average size of each residence constructed per project within a

reinvestment housing incentive district established under this section shall not exceed 1,650 square feet. The square footage shall be calculated excluding any garage area or other exterior area, such as porches, patios or unattached storage buildings.

(d) The provisions of this section shall be a part of and supplemental to the Kansas reinvestment housing incentive district act.

Sec. 2. K.S.A. 12-5241 is hereby amended to read as follows: 12-5241. ~~This act~~ The provisions of K.S.A. 12-5241 through 12-5256, and amendments thereto, and section 1, and amendments thereto, shall be known and may be cited as the Kansas ~~rural~~ reinvestment housing incentive district act.

Sec. 3. K.S.A. 12-5242 is hereby amended to read as follows: 12-5242. Except as otherwise provided, as used in K.S.A. 12-5241 through 12-5251, and amendments thereto, and K.S.A. 12-5252 through 12-5258, and amendments thereto:

(a) "City" means the city of Topeka or any city incorporated in accordance with Kansas law:

(1) With a population of less than 60,000, as certified to the secretary of state by the director of the division of the budget on the previous July 1 in accordance with K.S.A. 11-201, and amendments thereto; ~~or~~

(2) for the purposes of a project subject to section 1, and amendments thereto, with a population of 60,000 or more, as certified to the secretary of state by the director of the budget on the previous July 1 in accordance with K.S.A. 11-201, and amendments thereto, except the city of Topeka; or

(3) for purposes of a project as defined in K.S.A. 12-5249(a)(11), and amendments thereto, within a qualified census tract, "city" includes any city with a qualified census tract located within the city.

(b) "City housing authority" means any agency of a city created pursuant to the municipal housing law, K.S.A. 17-2337 et seq., and amendments thereto.

(c) "Corporation" means the Kansas housing resources corporation.

(d) "County" means any county organized in accordance with K.S.A. 18-101 et seq., and amendments thereto:

(1) With a population of less than ~~80,000~~ 85,000, as certified to the secretary of state by the director of the division of the budget on the previous July ~~1~~ 1 in accordance with K.S.A. 11-201, and amendments thereto; or

(2) for purposes of a project as defined in K.S.A. 12-5249(a)(11), and amendments thereto, within a qualified census tract, "county" includes any county with a qualified census tract located within the county.

(e) "Developer" means the person, firm or corporation responsible under an agreement with the governing body to develop housing or related public facilities in a district.

(f) "District" means a ~~rural~~ reinvestment housing incentive district established in accordance with this act.

(g) "Governing body" means the board of county commissioners of any county or the mayor and council, mayor and commissioners or board of commissioners, as the laws affecting the organization and status of cities affected may provide.

(h) "Housing development activities" means the construction or rehabilitation of infrastructure necessary to support construction of new residential dwellings and the actual construction of such residential dwellings, if such construction is conducted by a

city housing authority.

(i) "Secretary" means the secretary of commerce of the state of Kansas.

(j) "Qualified census tract" means an economically distressed urban area that is a qualified census tract as defined and designated by the United States department of housing and urban development.

(k) "Real property taxes" means and includes all taxes levied on an ad valorem basis upon land and improvements thereon.

(l) "Taxing subdivision" means the county, the city, the unified school district, and any other taxing subdivision levying real property taxes, the territory or jurisdiction of which includes any currently existing or subsequently created ~~rural~~ reinvestment housing incentive district.

Sec. 4. K.S.A. 12-5243 is hereby amended to read as follows: 12-5243. It is hereby declared to be the purpose of this act to encourage the development and renovation of housing in ~~the rural~~ cities and counties of Kansas by authorizing cities and counties to assist directly in the financing of public improvements that will support such housing in ~~rural~~ areas of Kansas ~~which that~~ experience a shortage of housing.

Sec. 5. K.S.A. 12-5244 is hereby amended to read as follows: 12-5244. (a) The governing body of any city or county is hereby authorized to designate ~~rural~~ reinvestment housing incentive districts within such city or county. Any city governing body may designate one or more such districts in such city, and any county governing body may designate one or more such districts in any part of the unincorporated territory of such county. Prior to making such a designation, the governing body shall conduct a housing needs analysis to determine what, if any, housing needs exist within its community. After conducting the analysis, the governing body shall adopt a resolution containing a legal description of the proposed district, a map depicting the existing parcels of real estate in the proposed district, and a statement of the following findings and determinations:

(1) There is a shortage of quality housing of various price ranges in the city or county despite the best efforts of public and private housing developers;

(2) the shortage of quality housing can be expected to persist and that additional financial incentives are necessary in order to encourage the private sector to construct or renovate housing in such city or county;

(3) the shortage of quality housing is a substantial deterrent to the future economic growth and development of such city or county; and

(4) the future economic well-being of the city or county depends on the governing body providing additional incentives for the construction or renovation of quality housing in such city or county.

(b) The resolution containing the findings contained in subsection (a) shall be published at least once in the official newspaper of the city or county.

(c) Upon publication of the resolution as provided in subsection (b), the governing body shall send a certified copy of the resolution to the secretary, requesting that the secretary review the resolution and advise the governing body whether the secretary agrees with the findings contained therein. If the secretary advises the governing body in writing that the secretary agrees with each of the findings of the governing body, the governing body may proceed to establish the district as set forth in this act. If the secretary fails to agree with the findings, the secretary shall advise the governing body in writing of the specific reasons therefor.

Sec. 6. K.S.A. 12-5247 is hereby amended to read as follows: 12-5247. (a) Any governing body ~~which that~~ has established a ~~rural reinvestment~~ housing incentive district as provided in this act may purchase or otherwise acquire real property; however, the property may not be acquired through the exercise of the power of eminent domain. Relocation assistance payments shall be provided by the city or county in accordance with the provisions of K.S.A. 12-1777, and amendments thereto, to any tenants required to be relocated as a result of the acquisition of such property for any project in the district.

(b) Any property acquired by a city or county under this act may be sold or leased to any developer, in accordance with the ~~rural reinvestment~~ housing incentive plan and under such conditions as shall have been agreed to prior to the adoption of the plan. The city or county and the developer may agree to any additional terms and conditions, but if the developer requests to be released from any obligations agreed to and embodied in the plan, such release shall constitute a substantial change and subject to the requirements provided in ~~subsection (b) of K.S.A. 12-5246(b), and amendments thereto.~~

Sec. 7. K.S.A. 12-5249 is hereby amended to read as follows: 12-5249. (a) Any city or county that has established a ~~rural reinvestment~~ housing incentive district may use the proceeds of special obligation bonds issued under K.S.A. 12-5248, and amendments thereto, or any uncommitted funds derived from those sources of revenue set forth in K.S.A. 12-5248(a)(1), and amendments thereto, to implement specific projects identified within the ~~rural reinvestment~~ housing incentive district plan including, without limitation:

(1) Acquisition of property within the specific project area or areas as provided in K.S.A. 12-5247, and amendments thereto;

(2) payment of relocation assistance;

(3) site preparation;

(4) sanitary and storm sewers and lift stations;

(5) drainage conduits, channels and levees;

(6) street grading, paving, graveling, macadamizing, curbing, guttering and surfacing;

(7) street lighting fixtures, connection and facilities;

(8) underground gas, water, heating, and electrical services and connections located within the public right-of-way;

(9) sidewalks;

(10) water mains and extensions; ~~and~~

(11) renovation of buildings or other structures more than 25 years of age primarily for residential use located in a central business district or in a business or commercial district within a qualified census tract as approved by the secretary of commerce. Certification of the age of the building or other structure shall be submitted to the secretary by the governing body of the city or county with the resolution as provided by K.S.A. 12-5244, and amendments thereto. Eligible residential improvements shall include only improvements made to the second or higher floors of a building or other structure. Improvements for commercial purposes shall not be eligible; and

(12) renovation or construction of residential dwellings, multi-family units or buildings or other structures exclusively for residential use located on existing lots if:

(A) The infrastructure, including streets, sewer, water and utilities, has been in existence for at least 10 years; or

(B) the existing lot has been subject to any tax assessment levied pursuant to chapter 12, article 6a or chapter 19, article 27 of the Kansas Statutes Annotated, and amendments thereto, because such lot is located in an improvement district established pursuant to chapter 12, article 6a or chapter 19, article 27 of the Kansas Statutes Annotated, and amendments thereto.

(b) None of the proceeds from the sale of special obligation bonds issued under K.S.A. 12-5248, and amendments thereto, shall be used for the construction of buildings or other structures to be owned by or to be leased to any developer of a residential housing project within the district, except for buildings or other structures located in a central business district or in a business or commercial district within a qualified census tract as approved by the secretary of commerce.

Sec. 8. K.S.A. 12-5252 is hereby amended to read as follows: 12-5252. (a) Any city that prior to July 1, 2013, is located, in whole or in part, within the boundaries of a county designated by the United States federal emergency management agency under major disaster declaration FEMA-1711-DR or FEMA-1699, as eligible to receive individual or public assistance from the United States federal government that desires to designate a ~~rural reinvestment~~ housing incentive district pursuant to this act or such county shall be exempt from the provisions of ~~subsection (c) of~~ K.S.A. 12-5244~~(c)~~, and amendments thereto, and may adopt a plan for a designated ~~rural reinvestment~~ housing incentive district without the approval of the secretary and without conducting a public hearing on such proposed plan.

(b) For any city in a county declared by the governor to be a state of disaster after January 1, 2008, or such county if the governor finds that such disaster resulted in the destruction of a significant amount of residential housing in such city or county the governor may designate such city or county to exercise the exemption authorized by subsection (a) for a period of five years from the date of the declaration of a state of disaster.

(c) Nothing in this section shall be construed so as to exempt a city or county from any other requirement set forth in this act, or to limit any of the rights, duties and privileges of a city or county under any other provisions of this act.

Sec. 9. K.S.A. 2022 Supp. 79-32,313 is hereby amended to read as follows: 79-32,313. (a) (1) For tax year 2022 and all tax years thereafter, a credit against the income tax liability imposed pursuant to the Kansas income tax act, the privilege tax liability imposed upon any national banking association, state bank, trust company or savings and loan association pursuant to article 11 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, or the premium tax liability imposed upon an insurance company pursuant to K.S.A. 40-252, and amendments thereto, shall be allowed to:

(A) A qualified investor for a cash investment in a qualified housing project that has been approved and issued a tax credit by the director. The tax credit may be claimed in its entirety in the taxable year the cash investment is made; and

(B) a project builder or developer of a qualified housing project that has been approved and issued a tax credit by the director.

(2) To claim such tax credit, the qualified investor ~~or~~ project builder or developer or transferee shall provide all information or documentation in the form and manner required by the secretary of revenue. If the amount of the credit exceeds the taxpayer's tax liability in any one taxable year, the remaining portion of the credit may be carried

forward in the succeeding taxable years until the total amount of the credit is used, except that no credit may be claimed after four taxable years next succeeding the taxable year that such credit was issued, and any remaining credit shall be forfeited. Any portion of the credit that is carried forward may be transferred pursuant to subsection (d) and claimed by the transferee in the same manner as the transferor.

(b) (1) Tax credits may be issued by the director for a qualified housing project as follows:

(A) For qualified housing projects located in a county with a population of not more than 8,000, in an amount not to exceed \$35,000 per residential unit;

(B) for qualified housing projects located in a county with a population of more than 8,000 but not more than 25,000, in an amount not to exceed \$32,000 per residential unit; and

(C) for all other qualified housing projects, in an amount not to exceed \$30,000.

(2) A qualified housing project shall be limited to a total of 40 such residential units per year for both single-family and multi-family dwellings.

(3) Tax credits may be issued to a qualified investor in the amount of a cash investment of up to the total amount that may be issued by the director under this subsection for the qualified housing project, or as provided in the agreement required by K.S.A. 2022 Supp. 79-32,312, and amendments thereto. Project builders or developers may apply to the director each year for tax credits for additional units or phases of a project. Qualified investors may be issued tax credits for cash investments in multiple qualified housing projects. Project builders or developers may apply and be approved for multiple qualified housing projects in the same tax year.

(4) The aggregate amount of tax credits that may be issued under this section shall not exceed \$13,000,000 each tax year, except that if the director issues an aggregate amount of tax credits in one tax year that is less than \$13,000,000, then the director may carry forward the difference and issue such amount of tax credits in the immediately succeeding tax year in addition to the statutory amount that may be issued under this section. Of the aggregate amount of tax credits issued in one tax year, the director shall allocate:

(A) Not less than \$2,500,000 in tax credits for qualified housing projects located in counties with a population of not more than 8,000;

(B) not less than \$2,500,000 in tax credits for qualified housing projects located in counties with a population of more than 8,000 but not more than 25,000; and

(C) up to \$8,000,000 in tax credits for qualified housing projects located in counties with a population of more than 25,000 but not more than 75,000.

(c) A cash investment in a qualified housing project shall be deemed to have been made on the date of acquisition of the qualified security, as such date is determined by the director.

(d) ~~Any qualified investor without a current tax liability at the time of the investment in a qualified housing project that does not reasonably believe such investor will owe any such tax for the current taxable year and who receives a tax credit pursuant to this section shall be deemed to acquire an interest in the nature of a transferable credit limited to the amount of the credit issued to the qualified investor by the director. This interest~~ All or a portion of such credit may be transferred by the qualified investor or any subsequent transferee to any person, one or more persons, whether or not such person transferee is then a qualified investor and be claimed by the

transferee as a credit against the transferee's Kansas tax liability in the same manner as the transferor beginning in the year the credit is transferred. The credit may be carried forward as permitted by subsection (a). There shall be no limit on the number of times a credit or any portion thereof can be transferred. No person shall be entitled to a refund for any interest on such tax credit that may be created under this section. ~~Only the full amount of the tax credit for any one qualified housing project investment may be transferred and may only be transferred one time.~~ A credit acquired by transfer shall be subject to the limitations prescribed in this section. Any such transferee succeeds to all remaining rights and restrictions of the transferor with respect to the credit being transferred on the date of such transfer. Documentation of any credit acquired by transfer shall be provided by the taxpayer claiming such credit in the manner required by the secretary of revenue. The qualified investor or subsequent transferee transferring such credit shall provide the director and the secretary of revenue with the name, address and taxpayer identification number of each person to whom ~~tax~~ credits have been transferred and such other information as may be required by the director or the secretary of revenue. The provisions of this subsection shall apply to credits issued for tax year 2022 and all tax years thereafter.

(e) The secretary of revenue may adopt rules and regulations as necessary to implement and administer the provisions of this act.

(f) For purposes of calculating any tax due under K.S.A. 40-253, and amendments thereto, the credit allowed by this section shall be treated as a tax paid under K.S.A. 40-252, and amendments thereto.

Sec. 10. K.S.A. 12-5241, 12-5242, 12-5243, 12-5244, 12-5247, 12-5249 and 12-5252 and K.S.A. 2022 Supp. 79-32,313 are hereby repealed.";

And by renumbering sections accordingly;

Also on page 1, in the title, in line 1, by striking all after "concerning"; by striking all in lines 2 through 5; in line 6, by striking all before the period and inserting "housing; expanding the use of bond proceeds under the Kansas reinvestment housing incentive district act; transferability of income, privilege and premium tax credits issued under the Kansas housing investor tax credit act; amending K.S.A. 12-5241, 12-5242, 12-5243, 12-5244, 12-5247, 12-5249 and 12-5252 and K.S.A. 2022 Supp. 79-32,313 and repealing the existing sections";

And your committee on conference recommends the adoption of this report.

NICK HOHEISEL
LAURA WILLIAMS
RUI XU

Conferees on part of House

JEFF LONGBINE
MICHAEL FAGG
CINDY HOLSCHER

Conferees on part of Senate

On motion of Rep. Hoheisel, the conference committee report on **SB 17** was adopted.

On roll call, the vote was: Yeas 63; Nays 59; Present but not voting: 1; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Ballard, Borjon, Boyd, Buehler, Butler, Carlin, B.

Carpenter, W. Carpenter, Croft, Curtis, Donohoe, Eplee, Featherston, Francis, Goddard, Goetz, Haskins, Haswood, Hawkins, Highberger, Hoheisel, Houglan, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neelly, Neighbor, Ohaebosim, Oropeza, Osman, F. Patton, Penn, Poskin, Probst, Proctor, Rahjes, Robinson, Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Smith, A., Smith, E., Stogsdill, Thomas, Thompson, Vaughn, Waymaster, Weigel, White, Williams, L., Winn, Woodard, Xu.

Nays: Awerkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Bryce, Carmichael, Carr, Collins, Concannon, Corbet, Delperdang, Dodson, M., Droge, Ellis, Essex, Estes, Fairchild, Garber, Gardner, Helgerson, Hill, Hoffman, Houser, Howe, Howell, Howerton, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, Minnix, Moser, Murphy, Ousley, Owens, Pickert, Resman, Rhiley, Roth, Sanders, Seiwert, Smith, C., Sutton, Tarwater, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Williams, K., Younger.

Present but not voting: Clifford.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 85** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, as follows:

On page 16, following line 20, by inserting:

"Sec. 12. K.S.A. 75-6513 is hereby amended to read as follows: 75-6513. (a) ~~The health care benefits program fund is hereby abolished and any reference to the health care benefits program fund in any statute, contract or other document shall be deemed to be a reference to the cafeteria benefits fund established by this section. There is hereby created in the state treasury the cafeteria benefits fund. On the effective date of this act, the director of accounts and reports shall transfer all moneys in the health care benefits program fund to the cafeteria benefits fund and all liabilities of the health care benefits program fund are hereby transferred to and imposed upon the cafeteria benefits fund.~~

(b) The cost of the state ~~health care~~ healthcare benefits program, including the costs of administering the program, shall be paid from the cafeteria benefits fund. ~~The cost of the long-term care insurance, including the costs of administration, purchased pursuant to K.S.A. 75-6523, and amendments thereto, shall be paid from the cafeteria benefits fund.~~ The Kansas state employees health care commission shall remit all moneys received by or for the commission pursuant to the state ~~health care~~ healthcare benefits program or from the purchase of long-term care insurance to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the cafeteria benefits fund.

(c) Each state agency shall pay into the cafeteria benefits fund amounts specified by the secretary of administration to pay for costs of administering the cafeteria plan as provided by law, including the costs of benefits provided thereunder.

(d) All expenditures from the cafeteria benefits fund shall be made in accordance

with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by: (1) The chairperson of the Kansas state employees health care commission or by a person or persons designated by the chairperson, for expenditures relating to the ~~health care state healthcare~~ benefits program; and (2) the secretary of administration or by a person or persons designated by the secretary, for expenditures relating to administering the cafeteria plan as provided by law, including the costs of benefits provided thereunder. The director of accounts and reports shall issue warrants pursuant to vouchers approved under this section for payments from the cafeteria benefits fund notwithstanding the fact that claims for such payments were not submitted or processed for payment from money appropriated for the fiscal year in which the fund first became liable to make such payments.";

Also on page 16, in line 21, by striking "is" and inserting "and 75-6513 are"; also on line 21, after "repealed" by inserting "; also repealing K.S.A. 75-6521, 75-6522 and 75-6523"; in line 23, by striking "Kansas register" and inserting "statute book";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "travel"; in line 3, after the first semicolon by inserting "relating to insurance for state employees;"; in line 6, after the second semicolon by inserting "eliminating the requirement that the Kansas state employee health care commission offer long-term care insurance and indemnity insurance;"; in line 7, after "40-4903" by inserting "and 75-6513"; also in line 7, by striking "section" and inserting "sections; also repealing K.S.A. 75-6521, 75-6522 and 75-6523";

And your committee on conference recommends the adoption of this report.

BILL SUTTON
PATRICK PENN
CINDY NEIGHBOR

Conferees on part of House

JEFF LONGBINE
MICHAEL FAGG
CINDY HOLSCHER

Conferees on part of Senate

On motion of Rep. Sutton, the conference committee report on **SB 85** was adopted.

On roll call, the vote was: Yeas 118; Nays 5; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn,

Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Fairchild, Garber, Jacobs, Ousley, Rhiley.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2138** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

MOLLY BAUMGARDNER

RENEE ERICKSON

Conferees on part of Senate

ADAM THOMAS

SUSAN ESTES

Conferees on part of House

On motion of Rep. Thomas the conference committee report on **S Sub for HB 2138** to agree to disagree, was adopted.

Speaker pro tem Carpenter thereupon appointed Reps. Thomas, Estes and Stogsdill as second conferees on the part of the House.

MESSAGES FROM THE SENATE

The Senate accounced the appointment of Senators Billinger, Claeys and Pettey to replace Senators Petersen, Kloos and Corson as conferees on **HB 2019**.

The Senate adopts the Conference Committee report on **S Sub for HB 2058**.

The Senate adopts the Conference Committee report on **S Sub for HB 2170**.

The Senate adopts the Conference Committee report on **HB 2196**.

The Senate adopts the Conference Committee report to agree to disagree on **S Sub for HB 2138**, and has appointed Senators Baumgardner, Erickson and Sykes as second conferees on the part of the Senate.

On motion of Rep. Croft, the House recessed until 2:00 p.m.

EARLY AFTERNOON SESSION

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

MESSAGE FROM THE SENATE

The Senate adopts the Conference Committee report to agree to disagree on **S Sub for HB 2010**, and has appointed Senators Warren, Wilborn and Corson as second conferees on the part of the Senate.

On motion of Rep. Croft, the House recessed until 2:20 p.m.

AFTERNOON SESSION

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

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 42** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee of the Whole amendments, as follows:

On page 1, by striking all in lines 14 through 36;

By striking all on pages 2 through 340;

On page 341, by striking all in lines 1 through 18; following line 18, by inserting:

"Section 1. K.S.A. 65-6209 is hereby amended to read as follows: 65-6209. (a) A hospital provider that is a state agency, the authority, as defined in K.S.A. 76-3304, and amendments thereto, a state educational institution, as defined in K.S.A. 76-711, and amendments thereto, ~~or~~ a critical access hospital, as defined in K.S.A. 65-468, and amendments thereto, or a rural emergency hospital licensed under the rural emergency hospital act, K.S.A. 2022 Supp. 65-481 et seq., and amendments thereto. is exempt from the assessment imposed by K.S.A. 65-6208, and amendments thereto.

(b) A hospital operated by the department in the course of performing its mental health or developmental disabilities functions is exempt from the assessment imposed by K.S.A. 65-6208, and amendments thereto.

Sec. 2. K.S.A. 80-2506 is hereby amended to read as follows: 80-2506. (a) Every hospital shall be governed by a board composed of members who are qualified electors of the county where the hospital is located or of any county adjacent to such county and, if such member is a qualified elector of an adjacent county, such member shall own real property located in the territory included in the taxing district of the hospital. The board shall be composed of three, five, seven or nine members. A majority of the members of the board shall be residents of the county where the hospital is located. Whenever the number of members of a board is increased, the expiration of the terms of the members selected for the new positions on the board shall be fixed to coincide with the expiration of the terms of the members serving on the board at the time of the creation of the new positions so that not more than a simple majority of the members of the board is selected at the same time.

(b) Upon presentation to the board of commissioners of the county ~~in which where~~ the hospital district, or the greater portion of the territory thereof, is located, of a petition requesting a change in the number of board members signed by not less than 5% of the qualified electors of the district, it shall be the duty of the board of county commissioners, at its next regular meeting, to examine the petition. The petition shall set forth the requested number of board members. If the board of county commissioners finds that the petition is sufficient and regular and in due form as is provided in this section, the board of county commissioners shall direct the county election officer of the county to prepare ballots for a special election, including ballots for that portion of the district located in any other county. The county election officers of each county shall present the question to the qualified voters of the district at the next general election in the counties, and the board of county commissioners of each county shall certify the results of the votes cast in the county to the board of county canvassers in the county ~~in which where~~ the ballots were prepared. The change in number shall become effective at the next election for board members if a majority of the qualified electors voting on the

question vote in favor of the change in number of board members.

(c) Subject to the provisions of ~~subsection (b)~~ of K.S.A. 80-2508(b), and amendments thereto, members of the board of every existing hospital shall serve as members of such board for the terms for which they were selected and until their successors are selected and qualified. Except as provided by ~~subsection (a)(4)~~ of K.S.A. 80-2508(a)(4), and amendments thereto, successors to such members shall be selected to serve for a term of three years.

(d) Terms of members of the first board of any hospital established under the provisions of this act shall be as provided for in ~~subsection (b)~~ of K.S.A. 80-2504(b), and amendments thereto, and shall be staggered so that terms of not more than a simple majority of the members expire at the same time. Thereafter, except as provided by ~~subsection (a)(4)~~ of K.S.A. 80-2508(a)(4), and amendments thereto, upon the expiration of terms of members first selected, successors to such members shall be selected to serve for terms of three years.

(e) Vacancies in the membership of a board occasioned by death, removal, resignation or any reason other than expiration of a term shall be filled for the unexpired term by appointment by the chairperson of the board with the advice and consent of the remaining members of the board.

Sec. 3. K.S.A. 65-6209 and 80-2506 are hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "ACT"; by striking all in lines 2 through 10; in line 11, by striking all before the period and inserting "concerning hospitals; relating to the hospital provider assessment; exempting rural emergency hospitals from such assessment; relating to the qualifications of hospital board members; requiring that a member be a qualified elector of the county where the hospital is located or a qualified elector of an adjacent county and owner of real property in the hospital taxing district and a majority of members be residents of the county where the hospital is located; amending K.S.A. 65-6209 and 80-2506 and repealing the existing sections";

And your committee on conference recommends the adoption of this report.

TROY WAYMASTER

KYLE HOFFMAN

HENRY HELGERSON

Conferees on part of House

RICK BILLINGER

J R CLAEYS

PAT PETTEY

Conferees on part of Senate

On motion of Rep. Waymaster, the conference committee report on **H Sub for SB 42** was adopted.

On roll call, the vote was: Yeas 82; Nays 41; Present but not voting: 0; Absent or not voting: 2.

Yeas: Anderson, Awerkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Helgerson, Hill, Hoffman, Hoheisel, Howe, Howell, Howerton, Humphries, T. Johnson, Kessler,

Landwehr, Mason, Maughan, Minnix, Moser, Murphy, Neelly, Owens, F. Patton, Penn, Pickert, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Younger.

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Highberger, Hougland, Houser, Hoye, Jacobs, Lewis, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Titus, Vaughn, Weigel, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

EXPLANATION OF VOTE

MR. SPEAKER: I vote No on **SB 42** because it is the same as **SB 194**, which I also voted against and was defeated in the House 50-73 – DAN OSMAN

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 221** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, as follows:

On page 1, in line 32, after "(e)" by inserting "An affidavit of write-in candidacy for the offices of United States senator and United States house of representatives shall be filed with the secretary of state not later than 12:00 noon on the fourth Monday preceding the election at which the write-in candidate seeks nomination or election.

(f)";

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

On page 3, in line 22, by striking "which" and inserting "that"; in line 39, after "(6)" by inserting "A write-in vote for candidates for the offices of United States senator and United States house of representatives shall not be counted unless the candidate has filed an affidavit of candidacy pursuant to K.S.A. 25-305, and amendments thereto.

(7)";

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

On page 4, following line 7, by inserting:

"(10) When a registered voter who is unaffiliated with a political party has cast a provisional partisan ballot in a primary election, the canvassers shall count the votes for those offices or issues for which an unaffiliated voter may cast a vote. The canvassers shall not count the votes for those offices for which only a voter who is affiliated with a political party may cast a vote.

New Sec. 4. (a) The secretary of state shall be responsible for assisting and advising county election officers in conducting elections in compliance with federal and state laws and rules and regulations.

(b) Each county election officer shall be the sole public officer responsible for planning, conducting and coordinating elections held within such officer's county. Such officer shall be responsible for ensuring that all such elections comply with federal and state law and rules and regulations.

New Sec. 5. No person shall serve as a county election officer if such person has been convicted of any crime described in chapter 25 of the Kansas Statutes Annotated, and amendments thereto, or of any crime in any other jurisdiction that is substantially the same as any such crime.

New Sec. 6. (a) Except as provided in subsection (b), no county election officer or any employee or agent thereof shall create, or permit any other person to create, or disclose to any person an image of the hard drive of any electronic or electromechanical voting system, optical scanning equipment or any other voting system that contains a hard drive component without the written consent of the secretary of state.

(b) Each county election officer shall create a backup copy of the hard drive of any electronic or electromechanical voting system, optical scanning equipment or any other voting system that contains a hard drive component. Such backup copies shall be created immediately prior to and immediately after any system updates, repairs or improvements and prior to and after each general election. The county election officer shall maintain such backup copies in a secured location for not less than 22 months.

Sec. 7. K.S.A. 10-120 is hereby amended to read as follows: 10-120. (a) Whenever an election is required for the issuance of bonds for any purpose by any municipality other than an irrigation district or where a different procedure for giving notice of the election is specifically provided by law, upon compliance with the legal requirements necessary and precedent to the call for the election, the proper municipal officers shall call an election. The election shall be held within ~~45~~ 60 days after compliance with the necessary requirements, or within 90 days, should the longer period include the date of a general election.

(b) Notice of the election shall be published in a newspaper of general circulation in the municipality once each week for two consecutive weeks. The first publication shall be not less than 21 days prior to the election. Notice of the election shall also be published on the website of the county election office of any county where the election is to be conducted. Such notice shall be published not less than 21 days prior to the election and shall remain on the website until the day after the election. The notice shall set forth the time and place of holding the election and the purpose for which the bonds are to be issued and shall be signed by the county election officer. The election shall be held at the usual place of holding elections and shall be conducted by the officers or persons provided by law for holding elections in the municipality.

Sec. 8. K.S.A. 15-809 is hereby amended to read as follows: 15-809. (a) Any city of the third class ~~which that~~ owns an electric light or waterworks plant, electric transmission line; or water, gas or electric distribution system may sell the same, except that the sale shall not be made until the proposition of whether to sell has been submitted to a vote of the qualified electors of the city. If a majority of the qualified electors who vote in the election vote in favor of the sale, the governing body may dispose of the plant, transmission line or distribution system; according to the proposition voted on at the election. The proposition submitted to the electors shall

contain a statement of the proposed sale price and the name of the purchaser.

(b) When the governing body of such city decides to put the proposition to a vote, the governing body shall pass an ordinance calling an election to be held within 40 60 days after the passage of the ordinance. The mayor shall cause a notice of the election to be published once a week for two consecutive weeks, with the first publication to be not less than 21 days preceding the election. Notice of the election shall also be published on the website of the county election office of any county where the election is to be conducted. Such notice shall be published not less than 21 days prior to the election and shall remain on the website until the day after the election. The notice shall state the purpose of the election, giving the sale price and the name of the purchaser, the date of the election, and the places of voting. The proposed purchaser shall bear all the expenses of the election.

(c) All sales shall be for cash, and the proceeds of the sale shall be applied upon the payment of any outstanding bonds or obligations incurred in the purchase, erection or improvement of the property sold. The excess, if any, shall be paid into the general fund of the city. If the city is unable to purchase the unmatured bonds issued for the purchase, erection or improvement of the property sold, the governing body may invest the money necessary to take up such bonds at maturity in investments authorized by K.S.A. 12-1675, and amendments thereto, in the manner prescribed therein or in any municipal bonds of this state, which and such bonds shall become due prior to the due date of the bonds issued for the purchase, erection or improvement of the property sold, or in government bonds or federal landbank bonds. The purchase price and proceeding of the sale shall be filed with the state corporation commission.

Sec. 9. K.S.A. 19-303 is hereby amended to read as follows: 19-303. If a vacancy in the office of county clerk should occur by death, resignation, or otherwise, the vacancy shall be filled by appointment of a qualified elector ~~of the county~~ this state in the manner herein provided in this section. If the vacancy occurs on or after May 1 of the second year of the term, the person so appointed shall serve for the remainder of the unexpired term and until a successor is elected and qualifies. If the vacancy occurs before May 1 of the second year of the term, the person appointed to fill the vacancy shall serve until a successor is elected and ~~qualifies~~ qualified at the next general election to serve the remainder of the unexpired term. Nomination and election of such successor shall be in the same manner as nomination and election of a county clerk for a regular term. Appointments hereunder shall be made in the manner provided by law for filling vacancies in the office of member of the house of representatives.

Sec. 10. K.S.A. 19-804 is hereby amended to read as follows: 19-804. Except in those counties operating under the provisions of consolidated law enforcement acts, whenever a vacancy occurs in the office of sheriff of any county, the undersheriff of such county shall in all things execute the office of sheriff until a sheriff shall be appointed by the governor in the manner provided by law for filling vacancies in the office of member of the house of representatives. Any individual appointed to the office of sheriff shall be a qualified elector of the county on the day such individual is sworn in as sheriff of such county. If the vacancy occurs on or after May 1 of the second year of the term, the person so appointed shall serve for the remainder of the unexpired term and until a successor is elected and ~~qualifies~~ qualified. If the vacancy occurs before May 1 of the second year of the term, the person appointed to fill the vacancy shall serve until a successor is elected and ~~qualifies~~ qualified at the next general election to

serve the remainder of the unexpired term. Nomination and election of such successor shall be in the same manner as nomination and election of a sheriff for a regular term. Any default or misfeasance in office of such undersheriff in the meantime, as well as before such vacancy, shall be deemed to be a breach of the condition of the bond given by the sheriff who appointed the undersheriff, and also a breach of the condition of the bond executed by such undersheriff to the sheriff by whom the undersheriff was appointed.

Sec. 11. K.S.A. 19-3419 is hereby amended to read as follows: 19-3419. In counties of this state having a population exceeding ~~130,000~~ 125,000, as certified to the secretary of state by the director of the division of the budget on the previous July 1 in accordance with K.S.A. 11-201, and amendments thereto, or as otherwise determined pursuant to K.S.A. 11-202, and amendments thereto, there shall be an office of commissioner of elections, ~~which that~~ shall be administered by an election commissioner. The election commissioner shall be appointed by the secretary of state and shall hold office for a term of four years and until a successor is appointed and qualified. The secretary, in consultation with the chairperson of the board of county commissioners for the county where an election commissioner is to be appointed, shall form a search committee to identify, interview and recommend to the secretary at least three candidates for the position of election commissioner. Such search committee shall include the chairperson of the board of county commissioners for such county, or a county commissioner for such county as designated by the chairperson, a representative of such county's human resources department and three representatives of the secretary of state's office. The secretary of state may remove the election commissioner for official misconduct. Upon occurrence of a vacancy in the office of county election commissioner, the secretary of state shall appoint a successor. If the vacancy occurs before the expiration of a term of office, the appointment shall be for the unexpired term. ~~Such election commissioner shall have been a qualified elector and a resident of the county at least two years prior to appointment.~~ Such election commissioner shall have been a resident of the state at least two years prior to appointment. Within 10 days after receiving official notice of the appointment and before entering upon the duties of the office, the election commissioner shall take, subscribe and cause to be filed in the office of the secretary of state an oath of office for the faithful discharge of official duties. The election commissioner shall be a resident of the county on the day such election commissioner files the oath of office.

Sec. 12. K.S.A. 19-3422 is hereby amended to read as follows: 19-3422. All the jurisdiction, powers and duties now or hereafter conferred by law upon the county clerks and city, school and township officers relating to the conduct, supervision and control of elections, are hereby withdrawn from ~~said such~~ county clerks and city, school and township officers; in all counties having a population of more than ~~one hundred thousand (100,000)~~ 125,000, as certified to the secretary of state by the director of the division of the budget on the previous July 1 in accordance with K.S.A. 11-201, and amendments thereto, or as otherwise determined pursuant to K.S.A. 11-202, and amendments thereto, and ~~the same such jurisdiction, powers and duties~~ are conferred upon the election commissioner appointed as provided in K.S.A. 19-3419; ~~and, and amendments thereto.~~ All laws of the state relating to the registration, qualification, challenging and voting of electors at any election in any such county are conferred upon and made applicable to the county election commissioner.

Sec. 13. K.S.A. 2022 Supp. 19-3424 is hereby amended to read as follows: 19-3424. (a) The election commissioner, in the conduct of elections, shall operate under the general supervision of the secretary of state and shall comply with the statutes, rules and regulations and standards and directives that relate to the registration of voters and the conduct of elections. The election commissioner shall:

(1) Establish and fix the boundaries of wards and precincts within the county and in all cities the greater part of the population of which is located in the county. The commissioner shall accept and file nomination petitions and ~~declaration papers~~ declarations of intention of candidates and declarations of party affiliation;

(2) give notice by publication in the official county paper; and on the website of the county election office of any county where the election is to be conducted. Such notice shall be published at least 15 days ~~before the holding of~~ prior to any election, except as otherwise provided by law, ~~of and shall provide~~ the time of ~~holding~~ the election, ~~and~~ the officers at that time to be chosen; and any other matters to be voted upon;

(3) publish notice giving the proper party designation if required by law, the title of each office, the names and addresses of all persons seeking national and state offices ~~and~~, as certified to the county election officer by the secretary of state, and of all persons from whom nomination ~~papers~~ petitions or declarations of intention have been filed with the election officer, giving the name and address of each, the title to the office, the day of the election, the hours during which the polls will be open and the location of the voting place in each precinct or area, and mail to all persons whose nomination petitions or ~~declaration papers~~ declarations of intention are on file with the election officer; a copy of the first issue containing the publication notice;

(4) have charge of the printing of the ballots for all elections to which this act applies held within the county, or held within any city, school district, township or drainage district located in the county. The commissioner shall conduct negotiations for the letting of the contract to print ballots and shall let the contract, with the approval of the board of county commissioners; and

(5) be the clerk of the court for the trial of contested elections except national and state elections, and all intentions to contest any election shall be filed with the election commissioner.

(b) In the administration of the office of the election commissioner, any action taken by the election commissioner shall be subject to the following provisions established by the board of county commissioners applicable to all county departments, agencies and officials:

- (1) Personnel policies and procedures;
- (2) any pay plan, compensation plan and benefits for county employees;
- (3) purchasing policies and procedures;
- (4) budgeting policies and procedures;
- (5) financial policies and procedures; and
- (6) auditing policies and procedures.

(c) Each year, consistent with the county's budgeting procedures, the election commissioner shall submit to the board of county commissioners a requested budget for the office of the election commissioner showing the amount of funding deemed necessary to pay the costs for salaries of the election commissioner, any deputy or assistant election commissioners; and other employees of the office, together with the projected costs and expenses of the office for the next ensuing budget year. The board

of county commissioners shall consider the request in the same manner as other departments and agencies of the county and shall approve and adopt a budget for the office of election commissioner within the county budget in an amount determined by the board of county commissioners to be sufficient and adequate for the performance of the duties of the office and the conduct of elections as required by law.

Sec. 14. K.S.A. 19-3439 is hereby amended to read as follows: 19-3439. Notwithstanding the provisions of any statute to the contrary, in any county ~~having a population of more than one hundred and forty thousand (140,000) and less than two hundred and twenty thousand (220,000), where an election commissioner has been appointed~~ all ward and precinct boundary lines shall be established and may be changed from time to time, exclusively by the election commissioner of any such county. No precinct shall be divided by a ward boundary line. Whenever the governing body of any city proposes to adopt an annexation ordinance, at least seven ~~(7)~~ days prior to such adoption, ~~it~~ the governing body shall notify the county election officer by transmitting a copy of the proposed ordinance to ~~him~~ such officer, together with a statement of the date the proposed ordinance, if passed, will take effect in accordance with the provisions of K.S.A. 12-523, and amendments thereto. If the county election officer is of the opinion that the date such ordinance takes effect will materially interfere with any election, ~~he~~ such officer shall so certify, stating ~~his~~ the reasons therefor, to the governing body of such city and deliver a copy of such certificate to the secretary of state. Whenever any such certificate is filed with the governing body of a city and the secretary of state, the ordinance to which it applies shall not take effect until the day after the election with which it will interfere, and if such an ordinance will materially interfere with the primary ~~state-wide~~ statewide election in the opinion of the county election officer, such ordinance shall not take effect until the day after the ~~state-wide~~ statewide general election. In the event that the governing body of any city ~~which that~~ receives a certificate under this ~~act~~ section is aggrieved thereby because the reasons for the opinion of the county election officer are deemed incorrect or insufficient, such governing body may appeal the decision to the district court. In any such case the district court shall advance the appeal for immediate determination as the public interest may require. A copy of any such appeal shall be filed with the secretary of state at the time the appeal is made, and the secretary of state shall file a statement of position with respect to the matter in controversy with the district court.

Sec. 15. K.S.A. 25-105 is hereby amended to read as follows: 25-105. Except as otherwise provided by law, the county election officer shall cause notice of the time of the holding of any general election to be published once at least ~~15~~ 30 days before such election, ~~except in the case of special elections, when 10 days' notice shall be given.~~ Such notice shall be published in a paper or papers having circulation in such county. Notice of the election shall also be published on the website of the county election office of any county where the election is to be conducted. Such notice shall be published not less than 30 days prior to the election and shall remain on the website until the day after the election. Such notice shall state the date and times of such election, the name of each person nominated for any public office to be voted upon and any propositions to be voted upon. If such election is not held in conjunction with another election for which notice of voting areas and polling places has been published, the notice required by this section shall also include such information. When the names to appear on general election ballots are definitely known ~~and~~ not later than ~~25~~ 50

days prior to any general election, the county election officer shall mail a copy of such notice to each person nominated for any public office, except candidates for president and vice president of the United States, and to judicial retention candidates.

Sec. 16. K.S.A. 25-203 is hereby amended to read as follows: 25-203. ~~(a) Except as otherwise provided in subsection (b),~~ The primary national, state, county and township election shall be held on the first Tuesday of August in even-numbered years for the nomination of all candidates to be voted for at the next following general election.

~~(b) In the year 1992, if new boundary lines are defined and districts established in the manner prescribed by law for the offices of representative in the United States congress, senator and representative in the legislature of the state of Kansas, and member of the state board of education, on or after June 13, 1992, the primary national, state, county and township election shall be held on August 25, 1992, for the nomination of all candidates to be voted for at the next following general election.~~

Sec. 17. K.S.A. 25-208a is hereby amended to read as follows: 25-208a. (a) Within 10 days, Saturdays, Sundays and holidays not included, from the date of the filing of nomination petitions or a declaration of intention to become a candidate for United States senator or representative or for state office, the secretary of state shall determine the validity of such petitions or declaration.

The secretary of state shall send a copy of all petitions to the county election officer of the county of the district in which the nomination petition was passed. The county election officer shall check the petitions only for valid signatures and certify the results of such check to the secretary of state within 10 days, including Saturdays, Sundays and holidays, of the date the petitions were filed with the secretary. The secretary of state upon receipt of the validated petition from the county election officer shall notify the candidate of the validity of the petition.

(b) Within three days from the date of the filing of nomination petitions or a declaration of intention to become a candidate for county or township office or for precinct committeeman or committeewoman, the county election officer shall determine the validity of such petitions or declaration. The county election officer shall verify the party affiliation of the candidate at the time a declaration of intention is filed to become a candidate for precinct committeeman or committeewoman.

(c) If any nomination petitions or declarations are found to be invalid, the secretary of state or the county election officer, as the case may be, shall notify the candidate on whose behalf the petitions or declaration was filed that such nomination petitions or declaration have been found to be invalid and the reason for the finding. Such candidate may make objection to the finding of invalidity by the secretary of state or the county election officer in accordance with K.S.A. 25-308, and amendments thereto.

Sec. 18. K.S.A. 25-211 is hereby amended to read as follows: 25-211. The county election officer shall, at least ~~two (2) weeks before~~ 50 days prior to the primary election, mail to each person whose name is to appear on the official ballot in such county, ~~to the address given in such papers, a copy of the first issue of the county paper containing the names and addresses and to the chairpersons of the political parties of such county a list of those candidates whose names will be printed on the national, state, county and township primary election ballots, including the office, the candidate's name, the city where the candidate resides and the candidate's political party, as such information will appear on the primary election ballot.~~ The chairman chairperson of each political party shall or any candidate may, on or before the eleventh 45th day preceding such primary

election, suggest to the county election officer any changes ~~that he may consider should be made in~~ to the ballot applicable to his party, and, if upon examination the county election officer shall find any error or omission in ~~said such~~ the county election officer ballot, ~~he the county election officer~~ shall correct the ballot and cause ~~the same such ballot~~ to be printed and distributed as required by law in the case of ballots for the national, state, county and township general election. The number of ballots of each party to be furnished to each precinct shall be adequate in the opinion of the county election officer.

Sec. 19. K.S.A. 25-213 is hereby amended to read as follows: 25-213. (a) At all national and state primary elections, the national and state offices as specified for each in this section shall be printed upon the official primary election ballot for national and state offices and the county and township offices as specified for each in this section shall be printed upon the official primary election ballot for county and township offices.

(b) The official primary election ballots shall have the following heading:

OFFICIAL PRIMARY ELECTION BALLOT

_____ Party

To vote for a person whose name is printed on the ballot make a cross or check mark in the square at the left of the person's name. To vote for a person whose name is not printed on the ballot, write the person's name in the blank space, if any is provided, and make a cross or check mark in the square to the left.

The words national and state or the words county and township shall appear on the line preceding the part of the form shown above.

The form shown shall be followed by the names of the persons for whom nomination petitions or declarations have been filed according to law for political parties having primary elections, and for the national and state offices in the following order: United States senator, United States representative from _____ district, governor and lieutenant governor, secretary of state, attorney general, state treasurer, commissioner of insurance, senator _____ district, representative _____ district, district judge _____ district, district magistrate judge _____ district, district attorney _____ judicial district, and member state board of education _____ district. For county and township offices the form shall be followed by the names of persons for whom nomination petitions or declarations have been filed according to law for political parties having primary elections in the following order: Commissioner _____ district, county clerk, treasurer, register of deeds, county attorney, sheriff, township trustee, township treasurer, township clerk. When any office is not to be elected, it shall be omitted from the ballot. Other offices to be elected but not listed; shall be inserted in the proper places. For each office there shall be a statement of the number to vote for.

To the left of each name there shall be printed a square. Official primary election ballots may be printed in one or more columns. The names certified by the secretary of state or county election officer shall be printed on official primary election ballots and no others. In case there are no nomination petitions or declarations on file for any particular office, the title to the office shall be printed on the ballot followed by a blank line with a square, and such title, followed by a blank line, may be printed in the list of candidates published in the official paper. No blank line shall be printed following any office where there are nomination petitions or declarations on file for the office except following the offices of precinct committeeman and precinct committeewoman.

(c) Except as otherwise provided in this section, no person's name shall be printed more than once on either the official primary election ballot for national and state offices or the official primary election ballot for county and township offices. No name that is printed on the official primary election ballot as a candidate of a political party shall be printed or written in as a candidate for any office on the official primary election ballot of any other political party. If a person is a candidate for the unexpired term for an office, the person's name may be printed on the same ballot as a candidate for the next regular term for such office. The name of any candidate on the ballot may be printed on the same ballot as such candidate and also as a candidate for precinct committeeman or committeewoman. No name that is printed on the official primary election ballot for national and state offices shall be printed or written in elsewhere on the ballot or on the official primary election ballot for county and township offices except for precinct committeeman or committeewoman. No name that is printed on the official primary election ballot for county and township offices shall be printed or written in on the official primary election ballot for national and state offices or elsewhere on the county and township ballot except for precinct committeeman or committeewoman.

(d) No person shall be elected to the office of precinct committeeman or precinct committeewoman where no nomination petitions or declarations have been filed, unless the person receives at least five write-in votes, resides in such precinct, is a qualified elector and is a member of such party as shown by the party affiliation list maintained in the county election office. As a result of a primary election, no person shall receive the nomination and no person's name shall be printed on the official general election ballot when no nomination petitions or declarations were filed, unless the person receives votes equal in number to not less than 5% of the total of the current voter registration designated in the state, county or district in which the office is sought, as compiled by the office of the secretary of state, except that a candidate for township office may receive the nomination and have such person's name printed on the ballot where no nomination petitions or declarations have been filed if such candidate receives three or more write-in votes. No such person shall be required to obtain more than 5,000 votes.

(e) The secretary of state by rules and regulations shall develop the official ballot for municipal elections in odd-numbered year elections.

(f) A person who won the primary election as a result of the person's name being written in on the primary ballot shall have such person's name printed on the official general election ballot for national, state, county, township or municipal office, unless the person notifies, in writing, the secretary of state for national or state office or the county election office for all other offices within 10 days following the canvass of the primary election that the person does not want such person's name on the official general election ballot.

Sec. 20. K.S.A. 25-303 is hereby amended to read as follows: 25-303. (a) This section shall not apply to city and school elections, nor to election of other officers provided by law to be elected in ~~April~~ odd-numbered years.

(b) All nominations other than party nominations shall be independent nominations. No person who has declared and retains a party affiliation in accordance with K.S.A. 25-3301, and amendments thereto, shall be eligible to accept an independent nomination for any office.

(c) Independent nominations of candidates for any office to be filled by the voters

of the state at large may be made by nomination petitions signed by not less than 5,000 qualified voters for each candidate and in the case of governor and lieutenant governor for each pair of such candidates.

~~(e)~~(d) Independent nominations of candidates for offices to be filled by the voters of a county, district or other division less than a state may be made by nomination petitions signed by voters equal in number to not less than 4% of the current total of qualified voters of such county, district or other division as compiled by the office of the secretary of state in the case of state offices and as compiled in the office of the county election officer and certified to the secretary of state in accordance with K.S.A. 25-2311, and amendments thereto, in the case of local offices, and in no case to be signed by less than 25 nor more than 5,000 qualified voters of such county, district or division, for each candidate.

~~(d)~~(e) Independent nominations of candidates for offices to be filled by the voters of a township may be made by nomination papers signed by not less than 5% of the current total of qualified voters of such township, computed as above provided, for each candidate, and in no case to be signed by less than 10 such voters of such township for each candidate.

~~(e)~~(f) The signatures to such nomination petitions need not all be appended to one paper, but each registered voter signing an independent certificate of nomination shall add to the signature such petitioner's place of residence and post office address. All signers of each separate nomination petition shall reside in the same county and election district of the office sought. The affidavit of the candidate or a petition circulator shall be appended to each petition and shall contain, at the end of each set of documents carried by each circulator or candidate, a verification, signed by the circulator or candidate, to the effect that such circulator or candidate personally witnessed the signing of the petition by each person whose name appears thereon.

~~(f)~~(g) No such nomination ~~paper~~ petition shall contain the name of a candidate for governor without in the same such ~~paper~~ petition containing the name of a candidate for lieutenant governor, and if it does it shall be void.

~~(g)~~(h) No person shall join in nominating more than one person for the same office, and if this is done, the name of such petitioner shall not be counted on any certificate.

(i) Within 20 days after receipt of an independent nominating petition, but not later than the date of the meeting of the state board of canvassers in accordance with K.S.A. 25-3205, and amendments thereto, the secretary of state shall determine the validity of such independent nominating petition. If any independent nomination petitions are found to be invalid, the secretary of state shall notify the candidate on whose behalf the independent nomination petitions were filed that such nomination petitions have been found to be invalid and the reason for such finding of invalidity. Such candidate may make objection to the finding of invalidity by the secretary of state in accordance with K.S.A. 25-308, and amendments thereto.

Sec. 21. K.S.A. 25-308 is hereby amended to read as follows: 25-308. (a) Any certificate of nomination, nomination petitions or declaration of intention to become a candidate, filed or issued in apparent conformity with law, shall be deemed to be valid unless:

- (1) An objection ~~thereto~~ is made in writing within three days from the date the certificate, petitions or declaration is filed with or issued by the proper officers; or
- (2) in the case of certificates of nomination, nomination petitions and declarations

of intention to become a candidate, the secretary of state or the county election officer finds them to be invalid pursuant to K.S.A. 25-208a, and amendments thereto.

(b) If the secretary of state or the county election officer finds any certificates of nomination, nomination petitions or declaration of intention to become a candidate to be invalid pursuant to K.S.A. 25-208a, and amendments thereto, the candidate on whose behalf the certificates, petitions or declaration was filed may make objection to such finding in writing within three days of receipt by the candidate of notice of such finding.

(c) In the case of nominations of national and state officers, objections shall be filed with the secretary of state and shall be considered by the lieutenant governor, secretary of state, and attorney general, or such officer's designee, and a decision of a majority of these officers, or such officers' designees, shall be final. In the case of nominations for county, township, city and school officers, objections shall be filed with the county election officer and shall be considered by the county election officer, county attorney or district attorney and an elected official of the county whose position is not involved in the controversy, who shall be designated by the county election officer. The decision of a majority of these officers shall be final.

(d) In any case where objection is made, notice shall be given immediately, by the officer with whom the objections are filed, to the other officers required to determine the matter and to the candidates affected by such objection, addressed in the case of candidates to their places of residence as given in the nomination petitions, declaration of intention to become a candidate or certificate of nomination. The notice shall state the time when the objection will be considered. Such time shall not be more than five days following the giving of such notice in the case of nomination of a national or state officer and not be more than three days following the giving of such notice in the case of nomination of a county, township, city or school officer, and the place where such objections will be considered.

(e) The causes for objection under this section as to any office may be any of those causes listed in K.S.A. 25-1436, and amendments thereto. The officers determining any objections under this section may assess any costs arising from such determination to either the objector or objectee in accordance with the determination made. Such costs shall be paid to the secretary of state or the county election officer, as the case may be, and deposited in the treasury of the state or county to the credit of its general fund. If such costs are not paid within 10 days after being fixed, the secretary of state or county election officer shall make a certificate of the facts and file it with the clerk of the district court in the county where the person resides who must pay such costs. Such clerk of the district court shall collect such costs as in cases of collection of court costs, and when collected such costs shall be disposed of as are court costs in such district court.

(f) All mandamus proceedings to compel an officer to certify and place upon the ballot any name or names, and all injunction proceedings to restrain an officer from certifying and placing upon the ballot any name or names, must be commenced not less than ~~45~~ 60 days before the election.

Sec. 22. K.S.A. 25-321 is hereby amended to read as follows: 25-321. A person appointed to the office of state representative under the provisions of this act may hold the office for the remainder of the term. Any person appointed to the office of senator under the provisions of this act may hold the office: (a) If the vacancy occurs prior to

May 1 of the second year of the term, until the next general election, when a senator shall be elected to fill the term; or (b) if such vacancy occurs ~~after~~ on or after May 1 of the second year of the term, for the remainder of the term. In cases where the appointment of a senator is until the next general election, nomination and election of such successor shall be in the same manner as nomination and election of a senator for a regular term.

Sec. 23. K.S.A. 25-432 is hereby amended to read as follows: 25-432. An election shall not be conducted under this act unless:

(a) Conducted on a date, mutually agreed upon by the governing body of the political or taxing subdivision and the county election officer, not later than 120 days following the date the request is submitted by the political or taxing subdivision;

(b) the secretary of state approves a written plan for conduct of the election, ~~which shall include~~ including, but not limited to, a written timetable for the conduct of the election, submitted by the county election officer;

(c) the election is nonpartisan;

(d) the election is not one at which any candidate is elected, retained or recalled;

(e) the election is not held on the same date as another election in which the qualified electors of that subdivision of government are eligible to cast ballots, except this restriction shall not apply to mail ballot elections held under K.S.A. 79-2925c, and amendments thereto; and

(f) the election is a question submitted election at which all of the qualified electors of one of the following subdivisions of government are the only electors eligible to vote:

(1) Counties;

(2) cities;

(3) school districts, except in an election held pursuant to K.S.A. 72-635 et seq., and amendments thereto;

(4) townships;

(5) benefit districts organized under K.S.A. 31-301, and amendments thereto;

(6) cemetery districts organized under K.S.A. 15-1013 or 17-1330, and amendments thereto;

~~(7) combined sewer districts organized under K.S.A. 19-27,169, and amendments thereto;~~

~~(8) community college districts organized under K.S.A. 71-1101 et seq., and amendments thereto;~~

~~(9)~~(8) fire districts organized under K.S.A. 19-3601 or 80-1512, and amendments thereto;

~~(10)~~(9) hospital districts;

~~(11)~~(10) improvement districts organized under K.S.A. 19-2753, and amendments thereto;

~~(12)~~(11) Johnson county park and recreation district organized under K.S.A. 19-2859, and amendments thereto;

~~(13) sewage disposal districts organized under K.S.A. 19-27,140, and amendments thereto;~~

~~(14)~~(12) water districts organized under K.S.A. 19-3501 et seq., and amendments thereto;

~~(15)~~(13) transportation development districts created pursuant to K.S.A. 2022

Supp. 12-17,140 et seq., and amendments thereto; or

~~(16)~~(14) any tract of land annexed pursuant to K.S.A. 12-521, and amendments thereto.

Sec. 24. K.S.A. 25-433 is hereby amended to read as follows: 25-433. (a) The county election officer shall mail all official ballots with a return identification envelope and instructions sufficient to describe the voting process to each elector entitled to vote in the election on one date not sooner than the 20th day before the date of the election and not later than the 10th day before the date of the election. Ballots mailed by the county election officer shall be addressed to the address of each elector appearing in the registration records, and placed in an envelope ~~which that~~ is prominently marked "Do Not Forward." Ballots shall not be mailed to any inactive voter who, based on information provided by the postal service, appears to have moved to a residence address outside the county in which the voter is currently registered and who has been mailed a confirmation notice as described in ~~subparagraph (4) of subsection (c) of~~ K.S.A. 25-2316c~~(c)~~(4), and amendments thereto, or because a "Forwarding Order Expired" or "Moved — No Forwarding Address" notice was received from the post office. Any inactive voter who believes such voter is entitled to vote in the election may request a replacement ballot as provided for in subsection (d) of this section.

(b) Upon receipt of the ballot the elector shall mark it, sign the return identification envelope supplied with the ballot and comply with the instructions provided with the ballot. The elector may return the marked ballot to the county election officer by United States mail, if it is received by the county election officer by the date of the election, or personally deliver the ballot to the office of the county election officer before noon on the date of the election. The ballot shall be returned in the return identification envelope. The county election officer shall provide for the payment of postage for the return of ballot envelopes.

(c) The return identification envelope shall contain the following form:

I declare under penalty of election perjury, a felony, that I am a resident and a qualified voter for this election as shown on voter registration records and that I have voted the enclosed ballot and am returning it in compliance with Kansas law, and amendments thereto, and have not and will not vote more than one ballot in this election.

I also understand that failure to complete the information below will invalidate my ballot.

Signature

Residence Address

(d) If the ballot is destroyed, spoiled, lost or not received by the elector, the elector may obtain a replacement ballot from the county election officer as provided in this subsection. An elector seeking a replacement ballot shall sign a statement verified on oath or affirmation, on a form prescribed by the secretary of state, that the ballot was destroyed, spoiled, lost or not received. The applicant shall deliver the statement to the county election officer before noon on the date of the election. The applicant may mail the statement to the county election officer, except a county election officer shall not transmit a ballot by mail under this subsection unless the application is received prior to the close of business on the second day prior to the election. When an application is

timely received under this subsection, the county election officer shall deliver the ballot to the voter if the voter is present in the office of the county election officer, or promptly transmit the ballot by mail to the voter at the address contained in the application, except when prohibited in this subsection. The county election officer shall keep a record of each replacement ballot provided under this subsection.

(e) A ballot shall be counted only if: (1) It is returned in the return identification envelope; (2) the envelope is signed by the elector to whom the ballot is issued; and (3) the signature has been verified as provided in this subsection. The county election officer shall verify the signature of each elector on the return identification envelope with the signature on the elector's registration records and may commence verification at any time prior to the canvass of the election. The county election office shall attempt to contact each person who submits a mail ballot if there is no signature or the signature does not match with the signature on file and allow such elector the opportunity to correct the deficiency before the commencement of the county canvass. Verification of the voter's signature shall not be required if the voter has a disability preventing the voter from signing the ballot or preventing the voter from having a signature consistent with such voter's registration form. Signature verification may occur by electronic device or human inspection. If the county election officer determines that an elector to whom a replacement ballot has been issued under subsection (d) has voted more than once, the county election officer shall not count any ballot cast by that elector.

(f) The county election officer shall supervise the procedures for the handling and canvassing of ballots to insure the safety and confidentiality of all ballots properly cast.

(g) The names of voters whose mail ballot envelopes are returned to the county election officer as "undeliverable" shall be subject to removal from the voter registration book and party affiliation list in the manner provided in ~~subsection (d) of~~ K.S.A. 25-2316c(d), and amendments thereto.

Sec. 25. K.S.A. 25-604 is hereby amended to read as follows: 25-604. (a) ~~Except as otherwise provided in subsection (b),~~ The county election officers shall have charge of the printing of the ballots for all elections, primary, special and general.

~~(b) The secretary of state may provide for the printing of all or any portion of the ballots for a presidential preference primary election. The secretary of state shall determine, with the advice of the director of printing, the most efficient manner in which to print ballots for a presidential preference primary election for any county in the state of Kansas.~~

~~(c) Nothing in this subsection shall apply to the printing of ballot labels for use on voting machines.~~

(c) The ballots shall be printed on paper of sufficient strength as not to be punctured by ordinary pencil marking. Ballots shall be put in the possession of the county election officer at least five days before the election, accompanied by sufficient number, not to exceed 50 for each precinct or area, of exact copies of such ballots, printed on paper of any color, except white, as authorized by rules and regulations adopted by the secretary of state, for the inspection of candidates and their agents of the candidates and for distribution through each of the party organizations. If any mistakes are discovered they shall be corrected without delay. County election officers may also obtain and distribute ballots or lists of candidates and other questions to be voted upon on paper of any color authorized by rules and regulations adopted by the secretary of state stamped "SAMPLE BALLOT" in large letters, and these ballots, lists of

candidates and other questions to be voted upon shall be used for educational purposes and the distribution shall be for such purpose. The county election officers shall cause to be delivered to the supervising judges, not less than 12 hours before the time fixed by law for the opening of the polls, a number of properly printed ballots fully sufficient to meet the demands and needs of all the voters. Such ballots shall be put in separate sealed packages of 25, 50 or 100 ballots each, with marks on the outside clearly designating the voting place for which they are intended and the number of ballots enclosed. The county election officer shall retain at the county election office an additional supply of ballots to meet any emergency need for such ballots that might arise from loss or destruction of ballots, enlarged vote or any other legitimate cause. The county election officer may make a charge for all sample ballots, lists and materials distributed in an amount not to exceed the actual cost of the materials, printing and the distribution thereof.

Sec. 26. K.S.A. 25-901 is hereby amended to read as follows: 25-901. (a) Every committee, club, organization, municipality or association designed to promote or engaged in promoting the success or defeat of any party or the election or defeat of any candidate or candidates for any city of the second and third class, unified school district, except unified school districts having 35,000 or more ~~pupils~~ students regularly enrolled in the preceding school year, any community college or township office; or the adoption or defeat of any question submitted at any city, unified school district, community college, township or county election, shall have a treasurer, and shall cause to be kept a detailed account of all moneys or property or other thing of value received by it, and of the manner in which the same shall be expended; ~~and, Such committee, club, organization, municipality or association~~ shall file annually with the county election officer of the county in which such committee, club, organization, municipality or association has its headquarters a statement of all its receipts and expenditures, showing in detail from whom such moneys or property or other thing of value were received, to whom such moneys or property or other thing of value were paid, for what specific purposes each payment was made, and the exact nature of the service rendered in consideration thereof.

(b) ~~The annual statement herein required shall be filed on or before December 31; such statement and~~ shall cover the period ending on December 1 immediately preceding. ~~The accounts of the state committee of each political party shall be audited annually by a certified public accountant and a copy of the audit filed with the secretary of state.~~

(c) ~~This section and K.S.A. 25-905, and amendments thereto, shall not be construed to require any committee, club, organization, municipality or association which that is subject to the campaign finance act (K.S.A. 25-4101 et seq.), and amendments thereto, to file reports required by this act.~~

Sec. 27. K.S.A. 25-1115 is hereby amended to read as follows: 25-1115. (a) "General election" means the elections held on the Tuesday following the first Monday in November of both even-numbered and odd-numbered years, and in the case of ~~special elections~~ an election of any officers to fill vacancies held on a date other than the Tuesday following the first Monday in November, the election at which any such officer is finally elected.

(b) "Primary election" means the elections held on the first Tuesday in August of both even-numbered and odd-numbered years; and any other preliminary election held

on a date other than the first Tuesday in August at which part of the candidates for ~~special~~ election to any national, state, county, city, school or other municipal office are eliminated by the process of the election but at which no officer is finally elected.

(c) "Special election" means any election that is not a general or primary election, including, but not limited to, any mail ballot election conducted pursuant to K.S.A. 25-431 et seq., and amendments thereto. A special election shall not be held within 45 days of a general or primary election but may be held on the same day as a general or primary election.

Sec. 28. K.S.A. 25-1122 is hereby amended to read as follows: 25-1122. (a) Any registered voter may file with the county election officer where ~~the such~~ person is a resident, or where ~~the such~~ person is authorized by law to vote as a former precinct resident, an application for an advance voting ballot. The signed application shall be transmitted only to the county election officer by personal delivery, mail, facsimile or as otherwise provided by law.

(b) If the registered voter is applying for an advance voting ballot to be transmitted in person, the voter shall provide identification pursuant to K.S.A. 25-2908, and amendments thereto.

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

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

(1) The voter is unable or refuses to provide current and valid identification; or

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

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

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

therewith that can be verified; and

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

(f) Applications for advance voting ballots to be transmitted to the voter by mail shall be filed only at the following times:

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

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

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

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

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

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

(g) Unless an earlier date is designated by the county election office, applications for advance voting ballots transmitted to the voter in person ~~in the office of the county election officer~~ shall be filed on the Tuesday next preceding the election and on each subsequent business day until no later than 12 noon on the day preceding such election. If the county election officer so provides, applications for advance voting ballots transmitted to the voter in person in the office of the county election officer also may be filed on the Saturday preceding the election. Upon receipt of any such properly executed application, the county election officer shall deliver to the voter such ballots and instructions as are provided for in this act.

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

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

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

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

(j) If a person on the permanent advance voting list fails to vote in four consecutive general elections ~~held on the Tuesday succeeding the first Monday in November of each even-numbered and odd-numbered year,~~ the county election officer may mail a notice to such voter. The notice shall inform the voter that the voter's name will be removed from the permanent advance voting list unless the voter renews the application for permanent advance voting status within 30 days after the notice is mailed. If the voter fails to renew such application, the county election officer shall remove the voter's name from the permanent advance voting list. Failure to renew the application for permanent advance voting status shall not result in removal of the voter's name from the voter registration list.

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

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

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

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

(D) the following statement: "Disclosure: This is not a government mailing. It is from a private individual or organization."

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

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

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

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

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

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

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

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

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

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

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

Sec. 29. K.S.A. 25-1214 is hereby amended to read as follows: 25-1214. As used in this act: (a) "Federal act" means the uniformed and overseas citizens absentee voting act (42 U.S.C. § 1973ff et seq.), 52 U.S.C. § 20301 et seq.

(b)(1) "Persons in federal services" means:

~~(1)(A)~~ Members of the armed forces of the United States, while in the active service, and their spouses and dependents;

~~(2)(B)~~ members of the merchant marine of the United States and their spouses and

dependents; and

~~(3)~~(C) citizens of the United States residing outside the territorial limits of the United States and the District of Columbia and their spouses and dependents when residing with or accompanying them.

(2) Persons in federal service does not include any person who has failed to respond to a selective service call as certified by the local draft board to the county election officer or who is a deserter from any United States military service.

Sec. 30. K.S.A. 25-1903 is hereby amended to read as follows: 25-1903. (a) A person may become a candidate for election to the office of state board member by either one of the methods provided in this section.

(1) Any person who is an elector of any board member district may petition to be a candidate for member of the state board from the board member district in which such person resides. Any such person shall file with the secretary of state a petition for the candidacy of such person signed by not less than 200 electors residing in such board member district.

(2) Any person who is an elector of any board member district may become a candidate for member of the state board from the board member district in which such candidate resides by filing in the office of the secretary of state a declaration of intent to be such a candidate and payment of a filing fee in the amount of \$25.

(b) Any such petition or declaration of ~~intent~~ intention filed by a candidate to run in the primary election held in accordance with K.S.A. 25-203, and amendments thereto, shall be filed no later than 12:00 noon, June ~~10~~ 1, prior to such primary election, or if such date falls on Saturday, Sunday or a holiday, then before 12:00 noon of the next following day that is not a Saturday, Sunday or a holiday. Any such petition or declaration of ~~intent~~ intention filed by an independent candidate for the office of state board member shall be filed no later than 12:00 noon on the Monday preceding the date fixed for the holding of primary elections in accordance with K.S.A. 25-203, and amendments thereto.

Sec. 31. K.S.A. 25-2005 is hereby amended to read as follows: 25-2005. (a) "School district" means all of a school district or all of its territory.

(b) ~~"Plan of change" means a specific proposal to change the voting plan or the method of election, or both, in a school district.~~

(c) ~~"Voting plan" means one of the three voting plans described in this act. "Voting plan-A" is election at large in both primary and general elections. "Voting plan-B" is voting by a district method in the primary and by election at large in the general election. "Voting plan-C" is voting by a district method in both the primary and general elections.~~

Sec. 32. K.S.A. 25-2008 is hereby amended to read as follows: 25-2008. (a) "School office" or "school officer" means members of the governing body of any school district.

(b) ~~"State board" means the state superintendent of public instruction until that office is abolished and thereafter the constitutional state board of education.~~

Sec. 33. K.S.A. 25-2018 is hereby amended to read as follows: 25-2018. (a) Notices of board member elections and question submitted elections of a school district shall be made as provided in this section.

(b) On or before June 10 of odd-numbered years, the county election officer shall publish a notice of election one time in a newspaper having general circulation in the

school district. Notice of the election shall also be published on the website of the county election office of any county where the election is to be conducted. Such notice shall remain on the website until the day after the election. The notice for board member elections shall state: (1) The name of the school district; (2) the date of the general election; (3) the date of the primary election if one is held; (4) the filing deadline and the place of filing; and (5) the offices or positions to be filled.

(c) All notices provided for by this section shall be given in the form prescribed by the secretary of state to the extent that any notice or part thereof is prescribed by the secretary of state. The provisions of this section shall not be construed to require the secretary of state to prescribe any particular form.

(d) On or before June 10 of each odd-numbered year, a notice of primary elections shall be published by the county election officer one time in a newspaper having general circulation in the school district, if a primary election is required to be held. Notice of the election shall also be published on the website of the county election office of any county where the election is to be conducted. Such notice shall remain on the website until the day after the election. ~~The publication shall be made one time and~~ notice shall state: (1) The name of the school district; (2) the date of the primary election; (3) the names of the candidates and the office or position for which each is a candidate; (4) the voting place or places and the area each voting place is to serve; and (5) the times of opening and closing of the polls. Description of areas shall be in the terms determined by the county election officer.

(e) On or before September 1 of each odd-numbered year, a notice of the general election shall be published by the county election officer one time in a newspaper having general circulation in the school district. Notice of the election shall also be published on the website of the county election office of any county where the election is to be conducted. Such notice shall be published not less than 21 days prior to the election and shall remain on the website until the day after the election. The notice shall state: (1) The name of the school district; (2) the date of the general election; (3) the names of the candidates and the office or position for which each is a candidate; (4) the voting place or places and the area each voting place is to serve; and (5) the time of opening and closing of polls. Description of areas shall be in such terms as may be determined by the county election officer.

(f) Notice of any question submitted election of any school district shall be made in the manner provided by K.S.A. 10-120, and amendments thereto. The notice shall state: (1) the name of the school district; (2) the date of the election; (3) the amount of bonds to be issued, if a bond election; (4) the proposition to be voted upon; (5) the hours of opening and closing of the polls; (6) the voting place or places and the area each voting place is to serve; and (7) any other information specifically required by law. Description of areas shall be in the terms determined by the county election officer.

Sec. 34. K.S.A. 25-2021 is hereby amended to read as follows: 25-2021. (a) In school districts in which a member district method of election is in effect, if there are more than three qualified candidates for any member position in any member district, the county election officer shall call, and there shall be held, a primary election in each such member district. The names of the two candidates receiving the greatest number of votes for any member position at the primary election shall appear on the ballots in the general election. If there are three or fewer qualified candidates for any member position, there shall not be a primary election and the names of the candidates shall be

placed on the ballots in the general election.

(b) In school districts in which the election at large method of election is in effect, if there are more than three times the number of candidates as there are board members to be elected, the county election officer shall call, and there shall be held, a primary election. The names of twice the number of candidates as there are board members to be elected who received the greatest number of votes at the primary election shall appear on the ballots in the general election. If there are not more than three times the number of candidates as there are board members to be elected, there shall not be a primary election and the names of the candidates shall be placed on the ballots in the general election.

(c) If a member is to be elected to fill an unexpired term, the office shall be listed separately on the ballots. If there are more than three candidates for such unexpired term, the county election officer shall call, and there shall be held, a primary election. The names of the two candidates for such unexpired term receiving the greatest number of votes shall appear on the ballots in the general election. If there are three or fewer qualified candidates for the unexpired term of any member position, there shall not be a primary election and the names of the candidates shall be placed on the ballots in the general election.

(d) On the ballots in general school elections, blank lines for the names of write-in candidates shall be printed at the end of the list of candidates for each different office. The number of blank lines for such elected office shall be equal to the number to be elected thereto. The purpose of such blank lines shall be to permit the voter to insert the name of any person not printed on the ballot who is a qualified elector residing in the district for whom such voter desires to vote for such office. No lines for write-in candidates shall appear on primary school election ballots.

Sec. 35. K.S.A. 25-21a02 is hereby amended to read as follows: 25-21a02. ~~(a) The secretary of state shall develop a public information program to inform the public generally of changes made as a result of moving spring elections to fall elections. Such public information program shall include, at a minimum, the explanation of which public office elections are being transferred from spring to fall elections. The program shall include the use of advertisements and public service announcements as well as posting of information on the opening pages of the official internet websites of the secretary of state and county election officers. The secretary of state and county election officers shall develop dedicated websites to provide voter education and sample ballots for elections.~~

~~(b)~~—The county election officers in consultation with the secretary of state shall develop ways to reduce the ballot length and expedite the voting process on election days.

Sec. 36. K.S.A. 25-2310 is hereby amended to read as follows: 25-2310. County election officers shall ~~cause publication,~~ publish notice of places and dates for registration and the closing thereof before each election in a newspaper having general circulation in the county ~~of the county election officer, of a notice of places and dates for registration and the closing thereof before each election.~~ Such notice shall also be published on the website of the county election office of any county where the election is to be conducted. Such notice shall remain on the website until the day after the registration closes. Such notice also shall give information for registration by mail. Such notice shall be given in such form and at such time or times as is specified by

rules and regulations of the secretary of state.

Sec. 37. K.S.A. 25-2502 is hereby amended to read as follows: 25-2502. (a) "General election" means the elections held on the Tuesday following the first Monday in November of both even-numbered and odd-numbered years, and in the case of ~~special elections~~ an election of any officers to fill vacancies held on a date other than the Tuesday following the first Monday in November, the election at which any such officer is finally elected.

(b) "Primary election" means the elections held on the first Tuesday in August of both even-numbered and odd-numbered years; and any other preliminary election held on a date other than the first Tuesday in August at which part of the candidates for ~~special~~ election to any national, state, county, township, city, school or other municipal office are eliminated by the process of the election but at which no officer is finally elected.

(c) "Special election" means any election that is not a general or primary election, including, but not limited to, any mail ballot election conducted pursuant to K.S.A. 25-431 et seq., and amendments thereto. A special election shall not be held within 45 days of a general or primary election but may be held on the same day as a general or primary election.

Sec. 38. K.S.A. 25-2507 is hereby amended to read as follows: 25-2507. (a) "Poll book" means a book in which each voter may sign the voter's signature and a number is assigned by one of the clerks of the election board when the voter is given a ballot or set of ballots. If the county election officer determines that voters shall sign the poll book, such book shall also contain on each page the declaration prescribed by subsection (d).

(b) "Registration book" means:

(1) A book or list containing the names and other information relating to registered voters. Registration books shall have the names entered therein before the same or copies thereof are delivered to the supervising judges. Registration books may also contain blank lines on which each voter shall sign the voter's signature. If the county election officer determines that voters shall sign the registration book, such book shall also contain on each page the declaration prescribed by subsection (d); or

(2) a book meeting the requirements of ~~K.S.A. 25-2507(b)(1), and amendments thereto; paragraph (1), and~~ containing:

(A) Blank lines on which each voter shall sign the voter's signature; ~~containing on each page~~

(B) the declaration prescribed by subsection (d) ~~on each page of the book; and containing~~

(C) the numbers assigned by one of the clerks of the election board when voters are given ballots or sets of ballots.

(c) "Party affiliation lists" means a list containing the names of all registered voters of a county who have lawfully designated a party affiliation.

(d) "Declaration" means the following: "I, the undersigned, declare under penalty of perjury that I am a registered voter in the state of Kansas, county of _____, that I have not signed a name other than my own in order to represent myself as any other registered voter, and that I am qualified to vote and have not previously voted and will not vote again in the election held on this date, in this or any other jurisdiction in the United States, for any offices or ballot issues."

(e) "Abstract" means a list of election results for a particular precinct or district

with the total votes for each candidate for elected office or the total votes for and against any constitutional amendment or question presented on the ballot.

Sec. 39. K.S.A. 25-26a03 is hereby amended to read as follows: 25-26a03. (a) Notwithstanding any other law or provisions to the contrary, no election precinct shall be created, divided, abolished or consolidated or the boundaries thereof changed;

(1) During the period four months prior to each primary election and the succeeding general election; or

(2) between January 1 of a year the last digit of which is 8 and December 1 of a year the last digit of which is 0, and from and after January 1, 1993, between January 1 of a year the last digit of which is 7 0 and the time when the legislature has been redistricted in a year the last digit of which is 2, except in the following cases:

(a) ~~(1)~~(A) If required by the creation of a political subdivision, new precincts may be created.

(2) ~~(B)~~ If there is an alteration of a political subdivision by annexation, new precincts may be created.

(3) ~~(C)~~ If a political subdivision annexes an area adjacent to the political subdivision boundary, the annexed area may be included in a precinct immediately adjacent to it, if the annexed area is in the same legislative district.

(4) ~~(D)~~ A municipality or county election officer may establish new election precincts lying entirely within the boundaries of any existing precinct and shall designate the new precincts by name or number, or a combination of name and number, ~~which shall include~~ including the designated name or number of the former precinct.

(5) ~~(E)~~ If required to conform and coincide with a federal census block boundary established by the federal bureau of the census, a county election officer may change precinct boundaries.

(b) When necessary to comply with the provisions of this act, not less than 45 days after the legislature has been redistricted, or by June ~~10 1~~ in a year the last digit of which is 2 ~~(, whichever occurs first)~~, precinct boundaries shall be reestablished.

Sec. 40. K.S.A. 25-2702 is hereby amended to read as follows: 25-2702. The county election officer may establish more than one precinct in any township or divide any township into precincts. Such division shall be made by a declaration made at least ~~ninety (90)~~ ninety (90) days before any county or state primary or general election, ~~and~~ Notice of such division, showing the boundaries of each precinct, shall be published once each week for three ~~(3)~~ consecutive weeks in a newspaper of general circulation in the county in which such township is located. Notice of the election shall also be published on the website of the county election office of any county where the election is to be conducted. A division once made shall remain the same until changed by subsequent declaration and publication notice as herein required. Upon making such division into precincts, the county election officer shall designate the boundaries of each precinct. A voter shall not be eligible to vote at any national, state, county or township election in any voting area other than the one in which ~~he or she~~ such voter resides.

Sec. 41. K.S.A. 25-2704 is hereby amended to read as follows: 25-2704. (a) The county election officer shall provide ballot boxes for each voting place. The secretary of state may adopt rules and regulations authorizing, in certain cases, additional or fewer ballot boxes than specified in subsection (b) ~~of this section~~ to be supplied.

(b) Unless otherwise provided by rules and regulations adopted ~~under this section~~ by the secretary of state, a separate ballot box shall be provided for each of the types of

ballots named in the following list, if such ballots are to be voted at the election:

- (1) A box for "national and state ballots";
- (2) a box for "county and township ballots";
- (3) a box for "judicial ballots";
- (4) a box for "city ballots";
- (5) a box for "school ballots";
- (6) a box for "ballots for constitutional amendments"; and
- (7) a box for "questions submitted."

(c) Each ballot box shall be labeled according to its appropriate designation as set out in ~~quotation marks in~~ subsection (b) ~~of this section~~.

(d) The provisions of this section shall only apply to elections conducted in counties that do not use tabulators or optical scanners to count votes.

Sec. 42. K.S.A. 25-2705 is hereby amended to read as follows: 25-2705. ~~(a)~~ At the time ~~that the a~~ voting place is opened, the supervising judge shall cause the ballot boxes to be opened in the presence of people there assembled. The ballot boxes shall be turned upside down so as to empty ~~them~~ such boxes of everything therein, ~~and the same~~. Each ballot box shall then be locked securely and shall not be opened again until opened for the purpose of canvassing.

(b) The provisions of this section shall only apply to elections conducted in counties that do not use tabulators or optical scanners to count votes.

Sec. 43. K.S.A. 25-2706 is hereby amended to read as follows: 25-2706. (a) The county election officer shall prepare and furnish copies of all registrations and all books, maps, instructions and blanks needed for the use and guidance of election boards and voters. County election officers may adopt such rules and regulations for elections as may be needed and not in conflict with state law or rules and regulations. Such rules and regulations shall be submitted to the secretary of state for approval.

(b) The county election officer shall furnish printed instructions to election boards; ~~defining their duties of such officers~~ and the law governing elections.

(c) (1) The county election officer shall furnish and publish on the website of the county election office:

- (A) Printed instructions to voters;
- (B) a list of voters' rights and responsibilities;
- (C) a sample ballot;
- (D) notification of the date of the election; and
- (E) the polling place hours.

(2) Each of the items in paragraph (1) shall be posted in every voting place at every election.

(3) Wherever the secretary of state deems it advisable, all items listed in ~~subsection (c) paragraph (1)~~ shall be printed in English and in a language or languages other than English.

(d) The secretary of state shall specify the form and contents of instructions to voters, list of voters' rights and responsibilities and instructions to election boards. Such specifications shall be transmitted to county election officers and may be changed from time to time by the secretary of state.

Sec. 44. K.S.A. 25-2805 is hereby amended to read as follows: 25-2805. If any judges or clerks shall fail or refuse to appear and serve at the proper time and place, or for any cause are or become disqualified, then the electors present shall promptly notify

the county election officer thereof. The county election officer shall appoint such person as ~~he~~ such officer may select to fill any such vacancy. ~~If such a vacancy continues for more than one hour after notice to the county election officer, the electors present may select from their number, viva voce, judges and clerks to fill such vacancies.~~

Sec. 45. K.S.A. 25-2812 is hereby amended to read as follows: 25-2812. ~~From and after January 1, 2010-~~ (a) Not less than 60 days before any election, the county election officer may contact the administrator or operator at each nursing facility, assisted living facility and ~~hospital-based~~ hospital-based long-term care unit to request that the registered voters in ~~the such~~ such facility be offered the opportunity to vote in such election according to the procedures outlined in this section. If the administrator or operator of the facility agrees, the county election officer and the administrator or operator shall establish a date, mutually agreed upon, for such voting to take place. The provisions of this section shall not apply to mail ballot elections conducted pursuant to K.S.A. 25-431 et seq., and amendments thereto.

(b) The county election officer shall appoint a special election board of two or more members to administer ballots to registered voters who are residents of any facility designated in subsection (a) and ~~which that~~ which has agreed to participate. The members of such special election board shall be appointed and trained by the county election officer in the same manner as members of election boards serving in polling places on election day. The members of a special election board shall possess the qualifications of registered voters in Kansas and in the county where ~~they such members~~ such members serve and shall subscribe the oath prescribed by law. The members of the board shall not all be affiliated with the same political party, to the extent practicable, and shall not be candidates for any offices, other than the offices of precinct committeemen or precinct committeewomen, to be elected in the election at which ~~they such members~~ such members serve.

(c) The special election board shall, to the extent practicable, follow advance voting procedures as provided for ~~in Kansas~~ by law. All persons who are registered voters of the county and who are current residents of the facility may request a ballot from the special election board. In the case of a voter who has applied for and received permanent advance voting status pursuant to ~~subsection (g) of~~ subsection (h) of K.S.A. 25-1122, and amendments thereto, the special election board may deliver such voter's ballot to the voter instead of mailing the ballot as required by K.S.A. 25-1123, and amendments thereto. Any voter may receive assistance from a member of the special board or from a person of such voter's choice. Any person rendering assistance to a voter shall sign a written statement as provided for in ~~subsection (d) of~~ subsection (e) of K.S.A. 25-1124, and amendments thereto, and shall file such statement with the special board or with the county election officer.

(d) The special election board shall ensure that the privacy of each voter is preserved and shall cause each voter's ballot to be sealed in an envelope or deposited in a locked ballot box. In cases where ~~direct recording~~ electronic or electromechanical voting systems are used, the special election board shall ensure that the voting equipment is secured from tampering and unauthorized access. At the conclusion of the voting process at a facility, the ballots, voting equipment, voting records and materials shall be returned to the county election officer. All the members of the special election board shall certify the receipt and return of the ballots, voting equipment, voting records and materials.

(e) The county election officer shall ensure that the ballots received from any such

special election board shall be tabulated according to procedures established by law for the tabulation of advance voting ballots and shall ensure that the tabulated returns are included with other official election returns and presented to the county board of canvassers for the canvass as provided by law. Any ballot cast by a voter pursuant to this section may be challenged in the same manner as other ballots are challenged.

(f) The county election officer shall ensure that mobile voting sites established under this act are clearly posted as such during the hours voting is allowed.

(g) (1) For the purposes of this section, the term:

(A) "Assisted living facility" ~~shall have the meaning ascribed to it~~ means the same as defined in K.S.A. 39-923, and amendments thereto.

(B) "~~Hospital-based~~ Hospital-based long-term care unit" means a unit that provides physician services and continuous nursing supervision for patients who:

(i) Are not in an acute phase of illness; and

(ii) currently require nursing care that is primarily of a convalescent, restorative or long-term nature. Long-term care unit also includes medicare-certified, distinct-part long-term care units.

(C) "Nursing facility" ~~shall have the meaning ascribed to it~~ means the same as defined in K.S.A. 39-923, and amendments thereto.

Sec. 46. K.S.A. 25-2905 is hereby amended to read as follows: 25-2905. (a) If not already folded, the election board shall fold each ballot before handing the same to a voter. If more than one ballot is to be handed to a voter, the ballots in the set shall be folded separately. Ballots shall be folded so that the names of candidates are concealed and the printed endorsement and ballot number are on the outside of the folded ballot. Before leaving the voting booth, the voter shall refold each of ~~his~~ such voter's ballots separately in the manner ~~he~~ received ~~it~~ and so that the names of candidates and marks on the ballot are concealed. Upon leaving the booth, the voter shall deliver ~~his~~ the ballot or set of ballots to one of the judges, who shall ~~forthwith,~~ promptly and in the presence of the voter and of the election board, properly clip the number therefrom and deposit the ballots in their respective ballot boxes.

(b) The provisions of this section shall only apply to elections conducted in counties that do not use tabulators or optical scanners to count votes.

Sec. 47. K.S.A. 25-3005 is hereby amended to read as follows: 25-3005. At all elections authorized poll agents shall be allowed to be present and observe the proceedings at all original, intermediate and final canvasses of elections, at all recounts authorized by K.S.A. 25-3107, and amendments thereto, at all audits conducted after an election pursuant to K.S.A. 25-3009, and amendments thereto, and at the time and place of casting ballots, subject to such limitations as are prescribed by law or rules and regulations ~~of adopted by~~ the secretary of state. The supervising judge of each voting place shall be in charge thereof and may direct authorized poll agents as to their conduct ~~within the voting place,~~ but such directions shall not favor agents of one kind or party over agents of another kind or party, and such directions shall not be contrary to law, rules and regulations ~~of adopted by~~ the secretary of state; or instructions of the county election officer.

Sec. 48. K.S.A. 2022 Supp. 25-3009 is hereby amended to read as follows: 25-3009.(a) After an election and prior to the meeting of the county board of canvassers to certify the official election results for any election in which the canvassers certify the results, the county election officer shall conduct a manual audit or tally of each vote

cast, regardless of the method of voting, in 1% of all precincts, with a minimum of one precinct located within the county. The precinct or precincts shall be randomly selected and the selection shall take place after the election.

(b) (1) The audit shall be performed manually and shall review all paper ballots selected pursuant to subsection (a). The audit shall be performed by a sworn election board consisting of bipartisan trained board members. The county election officer shall determine the members of the sworn election board who will conduct the audit.

(2) The audit shall review contested races as follows:

(A) In presidential election years:

- (i) One federal race;
- (ii) one state legislative race; ~~and~~
- (iii) one county race; ~~and~~
- (iv) one constitutional amendment question, if any.

(B) In even-numbered, non-presidential election years:

- (i) One federal race;
- (ii) one statewide race;
- (iii) one state legislative race; ~~and~~
- (iv) one county race; ~~and~~
- (v) one constitutional amendment question, if any.

(C) In even-numbered election years, any federal, statewide or state legislative race that is within 1% of the total number of votes cast tallied on election night, as determined by the secretary of state, shall be audited. The county election officer shall conduct the audit in the manner set forth in subsection (a) in 10% of all county precincts in the specified race, with a minimum of one precinct in the county. The precincts audited pursuant to this subsection shall be in addition to the precincts audited under ~~subsections~~ subparagraphs (2)(A) and (B).

(D) In odd-numbered election years, two local races will be randomly selected, and the selection shall take place after the election.

(c) At least five days prior to the audit, notice of the time and location of the audit shall be provided to the public on the official county website. The audit shall be conducted in a public setting. Any candidate or entity who is authorized to appoint a poll agent may appoint a poll agent for the audit.

(d) The results of the audit shall be compared to the unofficial election night returns and a report shall be submitted to the county election office and to the secretary of state's office prior to the meeting of the county board of canvassers. If a discrepancy is reported between the audit and the unofficial returns and cannot be resolved, the county election officer or the secretary of state may require audits of additional precincts. Once the audit has been completed, the results of the audit shall be used by the county board of canvassers when certifying the official election results.

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

(f) The secretary of state shall adopt rules and regulations governing the conduct and procedure of the audit, including the random selection of the precincts and offices

involved in the audit.

Sec. 49. K.S.A. 25-3104 is hereby amended to read as follows: 25-3104. The original canvass of every election shall be performed by the election boards at the voting places. The county election officer shall present the original returns, together with the ballots, books and any other records of the election, for the purpose of canvass, to the county board of canvassers at any time between 8 a.m. and 10 a.m. on the Monday next following any election held on a Tuesday, except that the county election officer may move the canvass to any business day not later than 13 days following any election. Notice of the time and place of the canvass shall be published in a newspaper of general circulation in the county prior to the canvass and shall also be published on the website of the county election office. For elections not held on a Tuesday, the canvass by the county board of canvassers shall be held on a day and hour designated by it, and not later than the 13th day following the day of such election.

Sec. 50. K.S.A. 25-3107 is hereby amended to read as follows: 25-3107. (a) At the time of commencement of any canvass by the county board of canvassers the county election officer shall present to the county board of canvassers the preliminary abstracts of election returns, together with the ballots and records returned by the election boards and, as provided by rules and regulations adopted by the secretary of state as authorized by K.S.A. 25-1132(b), and amendments thereto, advance voting ballots received after the closing of the polls pursuant to K.S.A. 25-1132(b), and amendments thereto. The county board of canvassers shall inspect and check the records presented by the county election officer and shall hear any questions which the county election officer believes appropriate for determination of the board. The county board of canvassers shall do what is necessary to obtain an accurate and just canvass of the election and shall finalize the preliminary abstract of election returns by making any needed changes, and certifying its authenticity and accuracy. The certification of the county board of canvassers shall be attested by the county election officer. Neither the county board of canvassers nor the county election officer shall open or unseal sacks or envelopes of ballots, except as is required by K.S.A. 25-409, 25-1136 and 25-1337, and amendments thereto, or other specific provision of law or as is authorized to carry out a recount under subsection (b), or as authorized under subsection (e).

(b) If a majority of the members of the county board of canvassers shall determine that there are manifest errors appearing on the face of the poll books of any election board, which might make a difference in the result of any election, or if any candidate shall request the recount of the ballots cast in all or in only specified voting areas for the office for which the person is a candidate, or if any registered elector who cast a ballot in a question submitted election requests a recount in all or only specified voting areas to determine the result of the election, the county board of canvassers shall cause a special election board appointed by the county election officer to meet under the supervision of the county election officer and recount the ballots with respect to any office or question submitted specified by the county board of canvassers or requested by the candidate or elector. If a recount is required in a county that uses optical scanning systems as defined in K.S.A. 25-4601 et seq., and amendments thereto, or electronic or electromechanical voting systems, as defined in K.S.A. 25-4401, and amendments thereto, the method of conducting the recount shall be at the discretion of the person requesting the recount. The county election officer shall not be a member of the special election board. Before the special election board meets to recount the ballots upon a

properly filed request, the party who makes the request shall file with the county election officer a bond, with security to be approved by the county or district attorney, conditioned to pay all costs incurred by the county in making the recount. In the event that the candidate requesting the recount is declared the winner of the election as a result of the recount, or if as a result of the recount a question submitted is overturned, no action shall be taken on the person's bond and the county shall bear the costs incurred for the recount. Any recount must be requested in writing and filed with the county election officer not later than 5 p.m. on the day following the last meeting of the county board of canvassers. The request shall specify which voting areas are to be recounted. The county election officer shall immediately notify any candidate involved in the election for which the recount is requested, or shall notify the county chairperson of each candidate's party. ~~Any~~ the recount shall be initiated not later than the following day and shall be completed not later than 5 p.m. on the fifth day following the filing of the request for a recount, including Saturdays, Sundays and holidays. Upon completion of any recount under this subsection, the election board shall package and reseal the ballots as provided by law and the county board of canvassers shall complete its canvass. The members of the special election board shall be paid as prescribed in K.S.A. 25-2811, and amendments thereto, for time actually spent making the recount.

(c) (1) The provisions of this subsection shall apply to ~~candidates~~ at any election for:

- (A) Any state or national office elected on a statewide basis;
- (B) the office of president or vice president of the United States;
- (C) the office of members of the United States house of representatives;
- (D) the office of members of the state senate or house of representatives whose district is located in two or more counties; ~~and~~
- (E) the office of members of the state board of education; and
- (F) a constitutional amendment.

(2) Any candidate may request a recount in one or more counties. Any registered elector who cast a ballot in an election for a constitutional amendment submitted may request a recount in one or more counties. Any such recount ~~must~~ shall be requested in writing and filed with the secretary of state not later than 5 p.m. on the ~~second Friday following the election day following the last meeting of the county board of canvassers~~ second Friday following the election day following the last meeting of the county board of canvassers ~~canvassing votes in the election for which the recount is requested.~~ The request shall specify which counties or precincts are to be recounted. If a recount is required in a county that uses optical scanning ~~systems~~ equipment, as defined in K.S.A. 25-4601, and amendments thereto, or electronic or electromechanical voting systems, as defined in K.S.A. 25-4401, and amendments thereto, the method of conducting the recount shall be at the discretion of the person requesting the recount. Except as provided by this subsection and subsection (d), the person requesting the recount shall file contemporaneously with a request for a recount, a bond with the secretary of state ~~a bond~~, with security to be approved by the secretary of state, conditioned to pay all costs incurred by the counties and the secretary of state in making the recount. The amount of the bond shall be determined by the secretary of state. A candidate described in subsection (c)(1)(D) and (E) may post a bond as provided by subsection (b) in lieu of the bond required by this subsection. In the event that the candidate requesting the recount is declared the winner of the election as a result of the recount, no action shall be taken on the candidate's bond and the counties shall bear the costs incurred for the

recount.

(3) The secretary of state immediately shall notify each county election officer affected by the recount and any candidate involved in the election for which the recount is requested. If the candidate cannot be reached, then the secretary of state shall notify the state chairperson of such candidate's party. Any such recount shall be conducted under the supervision of the county election officers at the direction of the secretary of state, and shall be initiated not later than the following day and shall be completed not later than 5 p.m. on the fifth day following the filing of the request for a recount, including Saturdays, Sundays and holidays. Each county election officer involved in the recount shall appoint a special election board to recount the ballots. The members of the special election board shall be paid as prescribed in K.S.A. 25-2811, and amendments thereto, for time actually spent making the recount. Upon completion of any recount under this subsection, the special election board in each county shall package and reseal the ballots as provided by law and the county board of canvassers shall complete its canvass. The county election officer in each county immediately shall certify the results of the recount to the secretary of state.

(d) (1) The provisions of this subsection shall apply to ~~candidates at~~ any general elections for:

- (A) Any state or national office elected on a statewide basis;
- (B) the office of president or vice president of the United States;
- (C) the office of members of the United States house of representatives;
- (D) the office of members of state senate or house of representatives; and
- (E) the office of members of the state board of education.

(2) Whenever the election returns reflect that a candidate for office was defeated by $\frac{1}{2}$ of 1% or less of the total number of votes cast and if the candidate requests a recount in one or more counties ~~of the ballots, no bond shall be required and~~ the state shall bear the cost of any recount performed using the method by which the ballots were counted originally.

(3) Not later than 60 days following a recount conducted pursuant to this subsection, the board of county commissioners of each county in which the recount occurred shall certify to the secretary of state the amount of all necessary direct expenses incurred by the county. Payment for such expenses shall be made to the county treasurer of the county upon warrants of the director of accounts and reports pursuant to vouchers approved by the secretary of state. Upon receipt of such payment and reimbursements, the county treasurer shall deposit the entire amount thereof in the county election fund, if there is one and if there is not then to the county general fund.

(4) The secretary of state, with the advice of the director of accounts and reports, shall determine the correctness of each amount certified under this section and adjust any discrepancies discovered before approving vouchers for payment to any county.

(e) Procedures for canvassing and challenging advance voting ballots received by mail after the closing of the polls pursuant to K.S.A. 25-1132(b), and amendments thereto, shall be as set forth in rules and regulations adopted by the secretary of state as authorized by K.S.A. 25-1132(b), and amendments thereto.

Sec. 51. K.S.A. 25-3201 is hereby amended to read as follows: 25-3201. The governor, secretary of state and attorney general, or such officers' designee, shall constitute the state board of canvassers. Any two of such members may act for such board.

Sec. 52. K.S.A. 25-3301 is hereby amended to read as follows: 25-3301. (a) Each registered voter of this state who has declared a party affiliation as provided in this section or in K.S.A. 25-3304, and amendments thereto, shall be entitled to vote at every partisan primary election. Each political party entitled to nominate candidates by primary election shall notify the secretary of state in writing on or before January 15 of any year in which a partisan general election is to be held whether voters who are unaffiliated with such political party may vote in such party's primary election.

(b) The county election officer shall prepare for each voting place at each partisan primary election a party affiliation list, duly certified by such officer, ~~which that~~ clearly indicates the party affiliation of each registered voter in the voting area who has declared a party affiliation. The registration book prepared for a voting place pursuant to K.S.A. 25-2318, and amendments thereto, may be used as such list, but no registration book prepared for use at a voting place in an election other than a partisan primary election or an election held at the same time as a partisan primary election shall indicate in any manner the party affiliation of any voter. Such list shall be delivered by the supervising judge to the voting place before the opening of the polls.

(c) The party affiliation list provided for by subsection (b) shall be used to determine the party affiliation of a voter offering to vote at a partisan primary election and of a voter applying for an advance voting ballot pursuant to K.S.A. 25-1122, and amendments thereto. If a voter's party affiliation is not indicated on the party affiliation list, such voter shall state the voter's party affiliation in writing on a form prescribed by the secretary of state. A judge at the precinct polling place, or the county election officer or such officer's designee, shall give such voter a primary ballot of the voter's party affiliation, and such person thereupon shall be entitled to vote. Such a statement of party affiliation shall constitute a declaration of party affiliation, and all such signed statements shall be returned to the county election officer, who shall cause them to be recorded on the party affiliation list.

(d) Party affiliation statements shall be preserved for five years. The county election officer may dispose of the statements in the manner approved for destruction of ballots as provided in K.S.A. 25-2708, and amendments thereto.

(e) The county election officer shall update party affiliation lists as provided by rules and regulations of the secretary of state.

Sec. 53. K.S.A. 25-3303 is hereby amended to read as follows: 25-3303. Whenever a name is ~~purged removed~~ from the voter registration books as provided by K.S.A. 25-2316c, and amendments thereto, such name shall also be ~~purged or~~ removed from the party affiliation list.

Sec. 54. K.S.A. 25-3304 is hereby amended to read as follows: 25-3304. (a) Any person who has declared such person's party or voter affiliation in the manner provided by law shall be listed on a voter affiliation list as a member of a registered political organization, or on a party affiliation list if a member of a recognized political party, unless the person's name is ~~purged or removed therefrom~~ as provided by K.S.A. 25-3303, and amendments thereto, or unless the person changes party or voter affiliation as provided in this section.

(b) Any person, who, having declared a party or voter affiliation, desires to change the same, may file a written declaration with the county election officer, stating the change of party or voter affiliation. Such declaration cannot be filed during the time from the candidate filing deadline, as prescribed in K.S.A. 25-205, 25-305 and 25-4004,

and amendments thereto, through the time when the primary election results are certified by the secretary of state. The county election officer shall enter a record of such change on the party or voter affiliation list of such preceding primary election in the proper column opposite the voter's name.

Sec. 55. K.S.A. 25-3801 is hereby amended to read as follows: 25-3801. (a) At each primary election, the members of the party residing in each precinct in each county of the state shall elect a man of their number from such members as precinct committeeman and a woman of their number from such members as precinct committeewoman. No person shall be eligible to file a declaration of intention to be a candidate for, to be a candidate for or hold the office of precinct committeeman or precinct committeewoman of a party in any precinct unless such the person actually lives, resides and occupies a place of abode in such precinct, and is in all other respects a qualified elector and is shown as a member of such party on the party affiliation list; maintained in the office of the county election officer. Each precinct committeeman and committeewoman shall assume the duties of precinct committeeman and committeewoman on the day after the primary election and shall not be required to take an oath under K.S.A. 54-106, and amendments thereto.

(b) Except as provided in subsection (b) (c), any vacancy occurring in the office of precinct committeeman or committeewoman shall be promptly filled by appointment by the county chairperson, except that for any vacancy which that occurs because the party had no candidate at such the primary election shall not be filled until the county central committee has elected or reelected its chairperson. Not later than three days after appointment of precinct committeemen and committeewomen, the county chairperson making the appointments shall notify the county election officer of such appointments and include the name, address, email address, if available, and a phone number or phone numbers, including a mobile phone number, if available, of each appointee in such notification. The county election officer shall make such appointments public immediately upon receipt thereof. As used in this act, "primary election" means the statewide election held in August of even-numbered years.

~~(b)(c)(1)~~ When a convention is to be held under article 39 of chapter 25 of Kansas Statutes Annotated, and amendments thereto, to fill a vacancy, no appointments shall be made under subsection (a):

~~(1)(A)~~ After the county chairperson has received notice from the county election officer of a vacancy or a pending vacancy in a county elected office; or

~~(2)(B)~~ after the county chairperson in each county, all or a part of which, is located within a legislative district has received notice from the secretary of state of a vacancy or a pending vacancy in a legislative office.

(2) After the vacancy has been filled by a person elected at a convention held under article 39 of chapter 25 of the Kansas Statutes Annotated, and amendments thereto, any vacancy in the office of precinct committeeman or committeewoman shall be filled as provided by subsection (a).

(d) If a precinct committeeman or committeewoman is elected as a write-in candidate, the county clerk shall request from the appropriate county chairperson the name, address, email address, if available, and a phone number or phone numbers, including a mobile phone number, if available, of such elected precinct committeeman or committeewoman.

(e) Each precinct committeeman and committeewoman shall report any changes in

such person's name, address, email address and phone numbers to the county election officer not later than 10 days after such change.

(f) The county election officer shall send to the secretary of state within seven days after each primary election in even-numbered years a list of who holds the office of precinct committeeman or committeewoman along with the name, address, phone number and email address, if available, of each such person. The county officer shall report all updates of such information at the time such updates are received to the secretary of state. The secretary of state shall keep an updated list of all precinct committeepersons, including their names, addresses, phone numbers and their email addresses, if available.

(g) As used in this section, "primary election" means the election held on the first Tuesday in August of even-numbered years.

Sec. 56. K.S.A. 25-4004 is hereby amended to read as follows: 25-4004. The provisions of K.S.A. 25-205, and amendments thereto, shall not apply to the offices of governor and lieutenant governor. The names of candidates for governor and lieutenant governor shall be printed upon the official primary ballot when each pair thereof shall have qualified to become candidates in one or the other of the following methods ~~and none other: First, they shall have had filed in~~

(a) Nomination petitions shall be filed on their behalf, not later than 12 noon, June 1, prior to such primary election, or if such date falls on Saturday, Sunday or a legal holiday, then before 12 noon the following business day; ~~nomination papers, commonly called nomination petitions, as provided for in K.S.A. 25-4005, and amendments thereto; or, second, they~~

(b) such persons shall have filed not later than the time for filing nomination ~~papers petitions, as above provided in paragraph (a), with the secretary of state, as hereinafter prescribed;~~ a declaration of intention to become candidates; accompanied by a fee as provided in K.S.A. 25-4006, and amendments thereto.

Sec. 57. K.S.A. 25-4005 is hereby amended to read as follows: 25-4005. (a) The nomination papers or petitions as mentioned described in K.S.A. 25-4004, and amendments thereto, shall be in substantially the following form:

I, the undersigned, an elector of the county of _____, and state of Kansas, and a duly registered voter and a member of the _____ party, hereby nominate

(Here insert name and city)

and state of Kansas as a candidate for the office of governor, and running with such candidate

(Here insert name and city)

and state of Kansas as a candidate for the office of lieutenant governor to be voted for at the primary to be held on the first Tuesday in August in _____, as representing the principles of such party; and I further declare that I intend to support the candidates herein named and that I have not signed and will not sign any nomination ~~or nomination paper~~ petition for any other persons, for such offices at the next ensuing election.

(HEADING)

Name of Signers	Street Number Date of or RR Signing (as Registered)	Name of City
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All nomination ~~papers~~ petitions shall have substantially the foregoing form, written or printed at the top thereof. No signature shall be counted unless it is upon a sheet having such written or printed form at the top thereof.

(b) Each signer of a nomination ~~paper~~ petition shall sign ~~but only~~ one such ~~paper~~ petition for governor and lieutenant governor, and shall declare that such signer intends to support the candidates ~~therein~~ named, ~~and shall add to the signer's signature in such petition.~~ The signer's residence, ~~if in a city, by including the street and number, if any; or, otherwise by, or such~~ address as otherwise shown on such signer's registration shall be included with such signer's signature. No signature shall be counted unless the place of residence of the signer is clearly indicated and the date of signing given as herein required and if ditto marks are used to indicate address ~~they~~ such marks shall be continuous and clearly made. Such sheets shall not be cut or pasted together.

(c) (1) All signers of each separate nomination ~~paper~~ petition shall reside in the same county. The affidavit of a petition circulator, as defined in K.S.A. 25-3608, and amendments thereto, shall be appended to each such nomination ~~paper~~ petition, stating that to the best of such petition circulator's knowledge and belief;

(A) All the signers thereof are qualified electors of that county; ~~that the petition circulator knows that they~~

(B) such signers signed the ~~same~~ petition with full knowledge of the contents thereof; ~~that their~~

(C) such signers' respective residences are correctly stated therein; ~~that~~

(D) each signer signed the ~~same~~ petition on the date stated opposite such signer's name; ~~and that~~

(E) the affiant intends to support the candidates therein named.

(2) Such affidavit shall be prima facie evidence of the facts ~~therein~~ stated in such affidavit.

(d) Such nomination ~~papers~~ petition shall be signed by not less than 1% of the total vote of the party designated in the state. The basis of the percentage shall be the vote of the party for secretary of state at the last preceding general election of secretary of state; or, in case of a new party, the basis of a percentage shall be the vote cast for the successful candidate for secretary of state at the last preceding general election of secretary of state.

Sec. 58. K.S.A. 25-4148d is hereby amended to read as follows: 25-4148d. (a) Every treasurer for a party committee or political committee shall file reports of contributions as prescribed by this act. Reports shall be filed with the secretary of state. Reports required by this section shall be in addition to any other reports required by law.

(b) (1) The report shall contain the name and address of each person who makes a contribution to the party committee or political committee in an aggregate amount or value in excess of \$300 or more during the period commencing 11 days before a

primary or general election at which a state or local officer is to be elected and ending at 11:59 p.m. on the Wednesday preceding the date of the election. Such report shall contain the amount and date of each such contribution. The report shall be made on or before the close of business on the Thursday preceding the date of the election.

(2) In addition, a separate report shall be made on a daily basis for the Thursday, Friday, Saturday and Sunday immediately preceding the election. Each daily report shall contain the information required in paragraph (1) ~~of this section~~. Each report shall be filed by 5:00 p.m. on the next day respectively.

(c) Reports required by this section shall be filed with the secretary of state during regular business hours by hand delivery, or express delivery service, ~~facsimile transmission~~ or at any time by any electronic method authorized by the secretary of state.

(d) (1) "Contribution" ~~shall have the meaning ascribed to it~~ means the same as defined in K.S.A. 25-4143, and amendments thereto.

(2) "Party committee" ~~shall have the meaning ascribed to it~~ means the same as defined in K.S.A. 25-4143, and amendments thereto.

(3) "Political committee" ~~shall have the meaning ascribed to it~~ means the same as defined in K.S.A. 25-4143, and amendments thereto.

(e) The provisions of this section shall be a part of and supplemental to the campaign finance act.

Sec. 59. K.S.A. 25-4322 is hereby amended to read as follows: 25-4322. (a) Before any petition for recall of a local officer is circulated, a copy thereof accompanied by names and addresses of the recall committee and sponsors shall be filed in the office of the county election officer with whom the petitions are required to be filed. The copy of the petition so filed shall be subscribed by the members of the recall committee in the presence of such county election officer. The recall committee shall represent all sponsors and subscribers in matters relating to the recall. Notice on all matters pertaining to the recall may be served on any member of the recall committee in person or by mail addressed to a committee member as indicated on the petition so filed. The county election officer, upon request, shall notify the recall committee of the official number of votes cast for all candidates for the office of the local officer sought to be recalled, such percentage to be based upon the last general election for the current term of office of the officer sought to be recalled.

(b) Before any petition for recall of a local officer is circulated, the county election officer shall transmit a copy of such petition to the county or district attorney or to the attorney designated pursuant to subsection (c) for determination of the sufficiency of the grounds stated in the petition for recall. Within five business days of receipt of the copy of the petition from the county election officer, the county or district attorney or the attorney designated pursuant to subsection (c) shall make such determination and notify the county election officer, the officer sought to be recalled and the recall committee of such determination. Such determination shall include whether:

(1) The facts do not support the grounds for recall as stated in the petition for recall;

(2) the petition is not substantially in the required form;

(3) the petition was filed during the first 120 days of the term of office of the official sought to be recalled or within less than 180 days of the termination of the term of office of the officer sought to be recalled;

- (4) the person named in the petition is not a local officer;
- (5) there is an insufficient number of required signatures of any kind;
- (6) the local officer sought to be recalled has been or is being subjected to another recall election during such officer's current term of office; or
- (7) the application does not conform to any other requirement of this act.

(c) In the case of a recall of the county or district attorney, a judge of the district court of such county shall designate an attorney to determine the sufficiency of the grounds stated in the petition for recall. Such attorney shall perform the duties imposed on the county or district attorney in the recall of other local officers.

(d) All mandamus proceedings to compel a recall election and all injunction proceedings to restrain a recall election shall be commenced within 30 days after the county or district attorney's decision.

Sec. 60. K.S.A. 2022 Supp. 25-4414 is hereby amended to read as follows: 25-4414. (a) Electronic or electromechanical voting system or electronic poll book fraud is:

~~(a)(1)~~ Being in unlawful or unauthorized possession of electronic or electromechanical voting system equipment, electronic poll book equipment, computer programs, operating systems, firmware, software or ballots;

(2) accessing without authorization or facilitating the unauthorized access to electronic or electromechanical voting system equipment, electronic poll book equipment, computer programs, operating systems, firmware, software or ballots;

(3) knowingly publishing or causing to be published any password or other confidential information relating to electronic or electromechanical voting system equipment, electronic poll book equipment, computer programs, operating systems, firmware or software; or

~~(b)(4)~~ intentionally tampering with, altering, disarranging, defacing, impairing or destroying any electronic or electromechanical voting system, electronic poll book or component part thereof, or any ballot used by such electronic or electromechanical voting systems.

(b) Electronic or electromechanical voting system or electronic poll book fraud is a severity level 9, nonperson felony.

Sec. 61. K.S.A. 25-4612 is hereby amended to read as follows: 25-4612. (a) Optical scanning equipment fraud is:

~~(a)(1)~~ Being in unlawful or unauthorized possession of ballots, optical scanning equipment, computer programs, operating systems, firmware or software;

(2) accessing without authorization or facilitating the unauthorized access to optical scanning equipment;

(3) knowingly publishing or causing to be published any password or other confidential information relating to optical scanning equipment; or

~~(b)(4)~~ intentionally tampering with, altering, disarranging, defacing, impairing or destroying any optical scanning equipment or component part thereof, or any ballot, operating system, firmware or software used by a system.

(b) Optical scanning equipment fraud is a severity level 9, nonperson felony.

Sec. 62. K.S.A. 25-4703 is hereby amended to read as follows: 25-4703. As used in this act:

(a) "Arbitrator" means a neutral third party selected by the secretary of state who resolves the dispute between the complainant and respondent, and whose decision is final.

(b) "Complainant" means the person who files a complaint with the Kansas secretary of state under this act.

(c) "Respondent" means any state or local election official whose actions are asserted to be in violation of title III in a complaint filed under this act.

(d) "Title III" means title III of the help America vote act of 2002, public law 107-252, 116 Stat. 1666 (2002), codified at ~~42 United States code §§ 15481-15485~~ 52 U.S.C. §§ 21081-21102.

Sec. 63. K.S.A. 25-4709 is hereby amended to read as follows: 25-4709. (a) Except as provided in subsection (c), if requested by the complainant, the secretary of state shall conduct a hearing on the record to review the complaint. The secretary of state or other person designated by the secretary of state shall serve as the hearing officer.

(b) The hearing shall be conducted no later than 30 days after the secretary of state receives the complaint. The secretary of state shall give at least ~~5~~ five days advance notice of the date, time, and place of the hearing to the complainant and each named respondent.

(c) After reviewing a complaint and giving all inferences to the complainant, the secretary of state, after consultation on such complaint with the attorney general, may dismiss the complaint without a hearing if the complaint fails to allege facts that assert a violation of title III.

Sec. 64. K.S.A. 71-1415 is hereby amended to read as follows: 71-1415. (a) In college districts in which a district method of election is in effect, if there are more than three qualified candidates for any member position, the county election officer shall call, and there shall be held, a primary election in each such member district. The names of the two candidates receiving the greatest number of votes for any member position at the primary election shall appear on the ballots in the general election. If there are three or fewer qualified candidates for any member position, there shall not be a primary election and the names of the candidates shall be placed on the ballots in the general election.

(b) In college districts in which the election at large method of election is in effect, if there are more than three times the number of candidates as there are trustees to be elected, the county election officer shall call, and there shall be held, a primary election. The names of twice the number of candidates as there are trustees to be elected who receive the greatest number of votes at the primary election shall appear on the ballots in the general election. If there are not more than three times the number of candidates as there are trustees to be elected, there shall not be a primary election and the names of the candidates shall be placed on the ballots in the general election.

(c) If a member is to be elected to fill an unexpired term, the office shall be listed separately on the ballots. If there are more than three candidates for such unexpired term, the county election officer shall call, and there shall be held, a primary election. The names of the two candidates for such unexpired term receiving the greatest number of votes shall appear on the ballots in the general election. If there are three or fewer qualified candidates for the unexpired term of any member position, there shall not be a primary election and the names of the candidates shall be placed on the ballots in the general election.

(d) On the ballots in general college district elections, blank lines for the names of write-in candidates shall be printed at the end of the list of candidates for each different office. The number of blank lines for each elected office shall be equal to the number of

candidates to be elected thereto. The purpose of such blank lines shall be to permit the voter to insert the name of any person who is a qualified elector residing in the district and whose name is not printed on the ballot but for whom such voter desires to vote for such office. No lines for write-in candidates shall appear on primary college district election ballots.";

Also on page 4, in line 8, by striking "25-305, 25-305b,"; also in line 8, by striking "25-2903 and 25-3002" and inserting "10-120, 15-809, 19-303, 19-804, 19-3419, 19-3422, 19-3439, 25-105, 25-203, 25-208a, 25-211, 25-213, 25-222, 25-303, 25-305, 25-305b, 25-308, 25-321, 25-432, 25-433, 25-604, 25-901, 25-1115, 25-1122, 25-1214, 25-1709, 25-1710, 25-1903, 25-2005, 25-2008, 25-2018, 25-2021, 25-21a02, 25-2310, 25-2502, 25-2507, 25-2601, 25-26a03, 25-2702, 25-2704, 25-2705, 25-2706, 25-2805, 25-2812, 25-2903, 25-2905, 25-3002, 25-3005, 25-3104, 25-3107, 25-3201, 25-3301, 25-3303, 25-3304, 25-3801, 25-4004, 25-4005, 25-4148d, 25-4322, 25-4612, 25-4703, 25-4709 and 71-1415 and K.S.A. 2022 Supp. 19-3424, 25-3009 and 25-4414";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "write-in candidates" and inserting "election procedures"; by striking all in line 4; in line 5, by striking all before the period and inserting "clarifying duties and qualifications of certain election officials; redefining certain election crimes; amending K.S.A. 10-120, 15-809, 19-303, 19-804, 19-3419, 19-3422, 19-3439, 25-105, 25-203, 25-208a, 25-211, 25-213, 25-303, 25-305, 25-308, 25-321, 25-432, 25-433, 25-604, 25-901, 25-1115, 25-1122, 25-1214, 25-1903, 25-2005, 25-2008, 25-2018, 25-2021, 25-21a02, 25-2310, 25-2502, 25-2507, 25-26a03, 25-2702, 25-2704, 25-2705, 25-2706, 25-2805, 25-2812, 25-2903, 25-2905, 25-3002, 25-3005, 25-3104, 25-3107, 25-3201, 25-3301, 25-3303, 25-3304, 25-3801, 25-4004, 25-4005, 25-4148d, 25-4322, 25-4612, 25-4703, 25-4709 and 71-1415 and K.S.A. 2022 Supp. 19-3424, 25-3009 and 25-4414 and repealing the existing sections; also repealing K.S.A. 25-222, 25-305b, 25-1709, 25-1710 and 25-2601";

And your committee on conference recommends the adoption of this report.

PAT PROCTOR

PAUL WAGGONER

BRANDON WOODARD

Conferees on part of House

MIKE THOMPSON

RICK KLOOS

OLETHA FAUST-GOUDEAU

Conferees on part of Senate

On motion of Rep. Waggoner, the conference committee report on **SB 221** was adopted.

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

Yeas: Alcala, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Houser, Howe, Howell,

Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2010** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

KELLIE WARREN

RICK WILBORN

ETHAN CORSON

Conferees on part of Senate

STEPHEN OWENS

ERIC SMITH

DENNIS "BOOG" HIGHBERGER

Conferees on part of House

On motion of Rep. Owens the conference committee report on **S Sub for HB 2010** to agree to disagree, was adopted.

Speaker pro tem Carpenter thereupon appointed Reps. Owens, E. Smith and Highberger as second conferees on the part of the House.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2058** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed as Amended by Senate on Final Action, as follows:

On page 1, by striking all in lines 11 through 36;

By striking all on pages 2 through 4;

On page 5, by striking all in lines 1 through 25; by striking all in lines 37 through 43;

By striking all on page 6;

On page 7, by striking all in lines 1 and 2; in line 3, by striking "21-6109, 21-6110,"; also in line 3, by striking all after "46-2305"; in line 4, by striking all before "hereby" and inserting "is";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after the semicolon; in line 2, by

striking all before "relating"; in line 5, by striking all after the semicolon; by striking all in line 6; in line 7, by striking all before "amending"; also in line 7, by striking all after "Supp."; in line 8, by striking "and 74-8823"; also in line 8, by striking "sections" and inserting "section";

And your committee on conference recommends the adoption of this report.

MIKE THOMPSON
 RICK KLOOS
 OLETHA FAUST-GOUDEAU
Conferees on part of Senate

WILL CARPENTER
 TOM KESSLER
 JO ELLA HOYE
Conferees on part of House

On motion of Rep. Carpenter, W., the conference committee report on **S Sub for HB 2058** was adopted.

On roll call, the vote was: Yeas 94; Nays 29; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Ballard, Barth, Bergkamp, Blew, Borjon, Boyd, Bryce, Buehler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Goddard, Haskins, Haswood, Hawkins, Highberger, Hoheisel, Hougland, Howell, Hoye, Humphries, T. Johnson, Kessler, Martinez, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Pickert, Poskin, Probst, Proctor, Resman, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Vaughn, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Averkamp, Bergquist, Blex, Bloom, Butler, Ellis, Garber, Gardner, Goetz, Helgerson, Hill, Hoffman, Houser, Howe, Howerton, Jacobs, Landwehr, Lewis, Mason, Murphy, Penn, Rahjes, Rhiley, Robinson, Roth, Seiwert, Underhill, Waggoner, Weigel.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2170** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed as Senate Substitute for House Bill No. 2170, as follows:

On page 1, in line 20, after "code" by inserting "and maintains its principal office in Kansas"; in line 31, by striking "or institutional solicitation"; in line 32, by striking "an" and inserting "a written";

On page 2, in line 4, by striking "or institutional solicitation"; in line 9, by striking all after "(f)"; by striking all in lines 10 through 14; in line 15, by striking "(g)"; in line 17, after "any" by inserting "living, named"; in line 18, by striking all after "agreement"; in

line 19, by striking all before the first "to"; in line 20, after "such" by inserting "endowment"; in line 22, after "such" by inserting "endowment";

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

Also on page 2, in line 27, after the comma by inserting "including, but not limited to, K.S.A. 58-3616, and amendments thereto,"; in line 28, after the second "to" by inserting "an endowment agreement that imposes"; in line 31, by striking "or institutional solicitation"; in line 33, after "agreement" by inserting "but not more than 40 years after the date of the endowment agreement that established the endowment fund"; in line 34, after "county" by inserting "of this state"; in line 40, after "seek" by inserting ", or result in,";

On page 3, in line 19, by striking all after "donor"; by striking all in lines 20 and 21; in line 22, by striking all before the period and inserting ", but only if the transfer would not jeopardize or be inconsistent with the tax-exempt status of the original charitable organization. Nothing in this section shall conflict with or affect section (b), and amendments thereto"; in line 29, after "validity" by inserting "as provided in K.S.A. 58-3616, and amendments thereto"; in line 36, after the period, by inserting "Nothing in this act affects the authority of the attorney general to enforce any restriction in an endowment agreement, limits the application of the judicial power of cy pres or alters the right of an institution to modify a restriction on the management, investment, purpose or use of an endowment fund in a manner permitted by the endowment agreement.";

And your committee on conference recommends the adoption of this report.

MIKE THOMPSON

RICK KLOOS

OLETHA FAUST-GOUDEAU

Conferees on part of Senate

WILL CARPENTER

TOM KESSLER

JO ELLA HOYE

Conferees on part of House

On motion of Rep. Carpenter, W., the conference committee report on **S Sub for HB 2170** was adopted.

On roll call, the vote was: Yeas 110; Nays 12; Present but not voting: 1; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Howe, Howell, Howerton, Hoyer, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neely, Neighbor, Ohaebosim, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk,

Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Xu, Younger.

Nays: Bloom, Carmichael, Carr, Curtis, Houser, Jacobs, Melton, Oropeza, Osman, Ousley, Seiwert, Weigel.

Present but not voting: Woodard.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2196** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 1, following line 7, by inserting:

"New Section 1. (a) (1) On July 1, 2023, the Kansas department of wildlife and parks shall be an eligible employer as defined in K.S.A. 74-4952, and amendments thereto, and shall affiliate with the Kansas police and firemen's retirement system established under the provisions of K.S.A. 74-4951 et seq., and amendments thereto, pursuant to the provisions of this section for membership in the system of officers and employees employed by the Kansas department of wildlife and parks who have successfully completed the required course of instruction for law enforcement officers approved by the Kansas law enforcement training center and are certified as a full-time police officer or law enforcement officer pursuant to the provisions of K.S.A. 74-5607a, and amendments thereto, and who are employed in the parks, public lands or law enforcement division. For purposes of such affiliation for membership in the system of such members, the Kansas department of wildlife and parks shall be considered a new participating employer. The Kansas department of wildlife and parks shall make application for affiliation with such system in the manner provided by K.S.A. 74-4954, and amendments thereto, to be effective on the July 1 next following application. The Kansas department of wildlife and parks shall affiliate for membership in the system of such officers and employees for participating service credit.

(2) The Kansas department of wildlife and parks shall appropriate and pay a sum sufficient to satisfy any obligations as certified by the board of trustees of the retirement system based on an actuarial valuation of the cost of such affiliation, and the employer contributions of the Kansas department of wildlife and parks shall be as provided in K.S.A. 74-4967(1), and amendments thereto.

(b) Each such officer and employee who is employed by the Kansas department of wildlife and parks on or after the entry date of the Kansas department of wildlife and parks into the Kansas police and firemen's retirement system as provided in this section shall become a member of the Kansas police and firemen's retirement system on the first day of such employment and shall be subject to the provisions of K.S.A. 74-4951 et seq., and amendments thereto, as applicable.

(c) The division of the budget and the governor shall include in the budget and in the budget request for appropriations for personnel services the amount required to satisfy the employer's obligation under this section as certified by the board of trustees of the system, and shall present the same to the legislature for allowance and

appropriation.

(d) The determination of retirement, death or disability benefits shall be computed upon the basis of credited services, as used in K.S.A. 74-4951 et seq., and amendments thereto, but shall include only participating service with the Kansas department of wildlife and parks, commencing on and after the effective date of affiliation by the Kansas department of wildlife and parks with the Kansas police and firemen's retirement system.

(e) In the case of a member who retires on or after July 1, 2023, whose date of membership in the system is prior to July 1, 1993, and any member who was in such member's membership waiting period on July 1, 1993, and whose date of membership in the system is on or after July 1, 1993, shall have such member's employer certify to the Kansas public employees retirement system the number of hours of such member's sick and annual leaves at the time of such member's transfer to the Kansas police and firemen's retirement system. Upon the date of such member's retirement from the Kansas public employees retirement system, such member may use in the calculation of the member's retirement benefit, the average highest annual compensation, as defined in K.S.A. 74-4902(9), and amendments thereto, which shall include but not exceed compensation for the number of sick and annual leave hours certified to the Kansas public employees retirement system on the date of the member's transfer, paid to such member for any four years of participating service preceding the transfer to the Kansas police and firemen's retirement system, or the average highest annual salary, as defined in K.S.A. 74-4902(33), and amendments thereto, paid to such member for any three years of participating service preceding retirement or termination of employment, whichever is greater.

(f) Any rights or benefits accruing to any such officer or employee employed by the Kansas department of wildlife and parks prior to the effective date of affiliation shall be determined pursuant to the provisions of K.S.A. 74-4901 et seq., and amendments thereto. Any officer and employee who becomes a member pursuant to this section, who has a vested retirement benefit pursuant to K.S.A. 74-4917, and amendments thereto, and who terminates employment prior to attaining a vested benefit pursuant to K.S.A. 74-4963, and amendments thereto, may have such service credited for purposes of computing retirement benefits pursuant to K.S.A. 74-4901 et seq., and amendments thereto.

(g) Beginning with the first payment of compensation for services of such officer or employee after becoming a member of the Kansas police and firemen's retirement system, the employer shall deduct from the compensation of such member 7.15% as the employee contribution to the system. Such deductions shall be remitted, deposited and credited as provided in K.S.A. 74-4965, and amendments thereto.

(h) (1) Except as provided in paragraph (2), the actuarial legacy cost of \$2,733,769 for the remaining unfunded liabilities in the Kansas public employees retirement system shall be amortized over 20 years as a level dollar amount, as certified by the board upon recommendation of the consulting actuary, through an additional annual payment by the Kansas department of wildlife and parks.

(2) Subject to appropriations, the Kansas department of wildlife and parks may

make a payment in full or payments in two installments for such actuarial legacy cost prior to the expiration of the 20-year amortization period.";

On page 2, following line 16, by inserting:

"Sec. 4. K.S.A. 2022 Supp. 74-4986r is hereby amended to read as follows: 74-4986r. The provisions of K.S.A. 74-4986k through 74-4986r, and amendments thereto, shall expire on January 1, ~~2025~~ 2031.";

Also on page 2, in line 17, by striking "and" and inserting a comma; also in line 17, after "74-4986p" by inserting "and 74-4986r";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, by striking all before the semicolon and inserting "police and firemen's retirement system; providing for membership affiliation for certain law enforcement officers and employees of the Kansas department of wildlife and parks; establishing employee and employer contributions; amortizing certain actuarial legacy costs for such affiliation, exception"; also in line 2, by striking "such" and inserting "Kansas deferred retirement option"; in line 4, after the semicolon by inserting "extending the expiration date of such program;"; also in line 4, by striking "and" and inserting a comma; in line 5, after "4986p" by inserting "and 74-4986r";

And your committee on conference recommends the adoption of this report.

JEFF LONGBINE

MICHAEL FAGG

JEFF PITTMAN

Conferees on part of Senate

NICK HOHEISEL

WILLIAM CLIFFORD

RUI XU

Conferees on part of House

On motion of Rep. Hoheisel, the conference committee report on **HB 2196** was adopted.

On roll call, the vote was: Yeas 120; Nays 3; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Fairchild, Jacobs, Rhiley.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Landwehr, the House concurred in Senate amendments to **S Sub HB 2344**, AN ACT concerning the department of health and environment; relating to licensure of child care facilities; day care homes and child care centers; establishing license capacity and staff-to-child ratios; lowering license fees and training requirements; creating a process for day care facility licensees to apply for a temporary waiver of certain statutory requirements; authorizing the secretary to develop and operate pilot programs to increase child care facility availability and capacity; amending K.S.A. 65-503, 65-505 and 65-508 and K.S.A. 2022 Supp. 48-3406 and repealing the existing sections.

(The House requested the Senate to return the bill, which was in conference).

On roll call, the vote was: Yeas 77; Nays 46; Present but not voting: 0; Absent or not voting: 2.

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

Nays: Alcalá, Amyx, Ballard, Borjon, Boyd, Carlin, Carmichael, Carr, Collins, Concannon, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Hougland, Houser, Hoyer, Jacobs, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Seiwert, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

EXPLANATIONS OF VOTE

MR. SPEAKER – After being involved in daycare regulation as an attorney at KDHE for 20 years, I am sympathetic to the idea of reviewing childcare regulations and making them less restrictive. However, I cannot support the current bill because of the flawed process used to adopt it. I vote No on **HB 2344** – DENNIS “BOOG” HIGHBERGER

MR. SPEAKER – Today, as a working mom with young kids, I am supporting the approval of the conference committee report for **HB 2344**. This bill will allow for more childcare opportunities throughout Kansas. From rural to urban areas, childcare issues look different but have become even more of a pressing problem. I believe this bill begins to provide help to Kansans by removing barriers for parents to find safe and affordable childcare solutions. – LAURA WILLIAMS

CONCUR IN CONFERENCE

On motion of Rep. Landwehr, the House concurred in Senate amendments to **HB 2325**, AN ACT concerning insurance; relating to the healthcare provider insurance availability act; adding maternity center to the definition of "healthcare provider"

contained therein; designating certain healthcare providers as being ineligible to purchase professional liability insurance from the healthcare stabilization fund; requiring such healthcare providers to maintain continuous professional liability coverage equivalent to that provided by the healthcare stabilization fund as a condition of licensure; amending K.S.A. 40-3401 and 40-3403a and repealing the existing sections.

(The House requested the Senate to return the bill, which was in conference).

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

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

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

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONCUR IN CONFERENCE

On motion of Rep. Landwehr, the House concurred in Senate amendments to **HB 2125**, AN ACT concerning health and healthcare; relating to the practice of cosmetology and barbering; powers, duties and functions of the Kansas state board of cosmetology; requiring certain administrative actions to be in accordance with the Kansas administrative procedure act and reviewable under the Kansas judicial review act; providing for charitable event permits and demonstration permits to provide tattooing, cosmetic tattooing or body piercing services; authorizing cease and desist orders against unlicensed providers of tattooing, cosmetic tattooing or body piercing services; {requiring tattoo artists, cosmetic tattoo artists and body piercers to keep case history cards for three years instead of five years; }exempting adult care homes from statutes governing cosmetology and barbering facilities; amending K.S.A. 65-1904a, 65-1941 {, 65-1946} and 74-1807 and repealing the existing {sections}.

(The House requested the Senate to return the bill, which was in conference).

On roll call, the vote was: Yeas 122; Nays 1; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcala, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston,

Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Carmichael.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 113** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

KRISTEY WILLIAMS

BRENDA LANDWEHR

VALDENIA WINN

Conferees on part of House

MOLLY BAUMGARDNER

RENEE ERICKSON

DINAH SYKES

Conferees on part of Senate

On motion of Rep. Williams, K. the conference committee report on **H Sub for SB 113** to agree to disagree, was adopted.

Speaker pro tem Carpenter thereupon appointed Reps. K. Williams, Landwehr and Winn as second conferees on the part of the House.

MESSAGE FROM THE SENATE

The Senate adopts the Conference Committee report on **SB 189**.

The Senate adopts the Conference Committee report on **SB 17**.

The Senate adopts the Conference Committee report on **SB 85**.

The Senate adopts the Conference Committee report on **HB 2014**.

The Senate adopts the Conference Committee report on **HB 2039**.

The Senate adopts the Conference Committee report on **S Sub for HB 2302**.

The Senate adopts the Conference Committee report on **HB 2336**.

The Senate adopts the Conference Committee report on **HB 2100**.

On motion of Rep. Croft, the House recessed until 6:15 p.m.

EARLY EVENING SESSION

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

On motion of Rep. Croft, the House recessed until 7:05 p.m.

EVENING SESSION

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

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Taxation: **SCR 1611**.

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report to agree to disagree on **H Sub for SB 113**, and has appointed Senators Baumgardner, Erickson and Sykes as second conferees on the part of the Senate.

The Senate adopts the Conference Committee report to agree to disagree on **S Sub for HB 2390**, and has appointed Senators Gossage, Erickson and Pettey as second conferees on the part of the Senate.

The Senate adopts the Conference Committee report on **HB 2184**.

Announcing adoption of **SCR 1612**.

The Senate adopts the Conference Committee report on **H Sub for SB 42**.

The Senate adopts the Conference Committee report on **SB 221**.

The Senate adopts the Conference Committee report on **S Sub for HB 2138**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

The following Senate concurrent resolution was thereupon introduced and read by title:

SCR 1612.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Carpenter, B., **HR 6023**, by Reps. Carpenter and Turk, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6023**—A RESOLUTION commemorating the 20th anniversary of the bilateral relations between Kansas and the Republic of Armenia.

By Representatives B. Carpenter and Turk

A RESOLUTION commemorating the 20th anniversary of the bilateral relations between Kansas and the Republic of Armenia.

WHEREAS, This year, the State of Kansas and the Republic of Armenia celebrate the 20th anniversary of their bilateral relations, which was established in 2003; and

WHEREAS, The National Guard State Partnership Program joins the United States of America together with partner countries for the purpose of supporting its strategic

security cooperation objectives; and

WHEREAS, The State Partnership Program goals reflect an evolving international affairs mission for the Kansas Air and Army National Guard, using its unique civil-military nature to interact with both active and reserve forces of foreign countries; and

WHEREAS, To further partnerships in the areas of troop development, medical servicing, NATO certification and emergency response, the State of Kansas and the Republic of Armenia have over 300 engagements every year, involving more than 600 military officers, enlisted service members and Kansas civilians; and

WHEREAS, The partnership between Kansas and the Republic of Armenia takes advantage of the unique attributes that the United States of America has concerning America's professional citizen-soldiers, which promote political, economic and social development: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we celebrate the 20th anniversary of Kansas' bilateral relations with the Republic of Armenia, and we wish the program future success; and

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

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2390** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

BEVERLY GOSSAGE

RENEE ERICKSON

PAT PETTEY

Conferees on part of Senate

WILL CARPENTER

SUSAN HUMPHRIES

JO ELLA HOYE

Conferees on part of House

On motion of Rep. W. Carpenter, the conference committee report on **S Sub for HB 2390** to agree to disagree, was adopted.

Speaker Hawkins thereupon appointed Reps. W. Carpenter, Humphries and Hoye as second conferees on the part of the House.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 217** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee of the Whole amendments, as follows:

On page 17, in line 35, by striking "five" and inserting "two"; in line 39, by striking "five" and inserting "three";

On page 19, in line 36, by striking "five" and inserting "two"; in line 39, by striking "five" and inserting "three";

On page 20, in line 37, by striking "Kansas register" and inserting "statute book";
And your committee on conference recommends the adoption of this report.

STEPHEN OWENS

ERIC SMITH

DENNIS "BOOG" HIGHBERGER

Conferees on part of House

KELLIE WARREN

RICK WILBORN

ETHAN CORSON

Conferees on part of Senate

On motion of Rep. Owens, the conference committee report on **SB 217** was adopted.

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 228** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, as follows:

On page 2, in line 40, before "The" by inserting "(a)"; in line 42, by striking "(a)" and inserting "(1)"

On page 3, in line 1, by striking "(b)" and inserting "(2)"; in line 2, by striking "the sexes" and inserting "each sex, female and male"; in line 4, by striking "(c)" and inserting "(3)"; following line 8, by inserting:

"(b) As used in this section, "sex" means an individual's biological sex, either male or female, at birth. A "female" is an individual whose biological reproductive system is

developed to produce ova, and a "male" is an individual whose biological reproductive system is developed to fertilize the ova of a female.";

And your committee on conference recommends the adoption of this report.

STEPHEN OWENS

ERIC SMITH

DENNIS "BOOG" HIGHBERGER

Conferees on part of House

KELLIE WARREN

RICK WILBORN

Conferees on part of Senate

On motion of Rep. Owens, the conference committee report on **SB 228** was adopted.

On roll call, the vote was: Yeas 86; Nays 37; Present but not voting: 0; Absent or not voting: 2.

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

Nays: Alcala, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoye, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Smith, C., Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 123** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, as follows:

On page 1, following line 7, by inserting:

"New Section 1. (a) Sections 1 through 9, and amendments thereto, shall be known and may be cited as the Kansas adult learner grant act.

(b) As used in the Kansas adult learner grant act:

(1) "Adult learner grant eligible program" means any baccalaureate degree program offered by an eligible postsecondary educational institution that is identified as an

"adult learner grant eligible program" by the state board of regents pursuant to section 2, and amendments thereto, or designated as an "adult learner grant eligible program" by an eligible postsecondary educational institution pursuant to section 3, and amendments thereto.

(2) "Eligible postsecondary educational institution" means:

(A) A state educational institution under the control and supervision of the board of regents;

(B) a municipal university;

(C) any not-for-profit institution of postsecondary education with its main campus or principal place of operation in Kansas that offers an adult learner grant eligible program, is operated independently and not controlled or administered by any state agency or subdivision of the state, maintains open enrollment and is accredited by a nationally recognized accrediting agency for higher education in the United States; or

(D) a not-for-profit independent institution of higher education which is accredited by an institutional accrediting agency recognized by the United States department of education, is operated independently and not controlled or administered by the state or any agency or subdivision thereof, maintains open enrollment, offers online education and offers exclusively competency-based education programs.

(3) "Part-time student" means a student who is enrolled for six credit hours or more in a semester, or the equivalent, and is not enrolled as a full-time student.

New Sec. 2. (a) There is hereby established the Kansas adult learner grant program. The state board of regents shall administer the program.

(b) On or before March 1, 2024, the state board of regents shall adopt rules and regulations to implement and administer the Kansas adult learner grant program. Such rules and regulations shall establish:

(1) Grant application and renewal forms and deadlines;

(2) appeal procedures for denial or revocation of a Kansas adult learner grant;

(3) the terms, conditions and requirements for the Kansas adult learner grant consistent with the provisions of this act; and

(4) procedures for requesting and approving medical, military and personal absences from an eligible postsecondary educational institution while a Kansas adult learner grant recipient is receiving such grant.

(c) The state board of regents shall:

(1) Identify the adult learner grant eligible programs offered by each eligible postsecondary educational institution that are:

(A) In any of the following fields of study:

(i) Information technology and security;

(ii) healthcare and nursing;

(iii) science, engineering, aerospace and advanced manufacturing;

(iv) education, early childhood education and development;

(v) business, accounting and data analytics; or

(B) designated by the eligible postsecondary educational institution pursuant to section 3, and amendments thereto;

(2) work with community partners, such as community foundations, school districts, postsecondary educational institutions, Kansas business and industry and Kansas economic development organizations to publicize Kansas adult learner grants, including, but not limited to, publicizing eligible postsecondary educational institutions, approved grant-eligible educational programs and application and renewal procedures and deadlines;

(3) disburse funds to each eligible postsecondary educational institution for the purpose of awarding Kansas adult learner grants;

(4) request information from eligible postsecondary educational institutions necessary for the administration of this act; and

(5) beginning January 1, 2025, annually evaluate the Kansas adult learner grant program and prepare and submit a report to the senate standing committee on education and committee on commerce and the house of representatives standing committee on education and committee on commerce, labor and economic development.

New Sec. 3. (a) Subject to subsection (b), an eligible postsecondary educational institution may designate one additional adult learner grant eligible program if the additional program is a baccalaureate degree program that corresponds to a high wage, high demand or critical need occupation.

(b) To designate an additional adult learner grant eligible program, such institution shall have and maintain an existing adult learner grant eligible program in any of the following fields of study:

(1) Information technology and security;

(2) healthcare and nursing;

(3) science, engineering, aerospace and advanced manufacturing;

(4) education and early childhood education and development; or

(5) business, accounting and data analytics.

(c) An eligible postsecondary educational institution that designates an additional adult learner grant eligible program pursuant to subsection (a) shall maintain the adult learner grant eligible program designation of such program for at least four consecutive years. After maintaining such program for at least four years, the institution may designate a new adult learner grant eligible program that corresponds to a high wage, high demand or critical need occupation to replace the existing designated adult learner grant eligible program. Any newly designated program shall be subject to the requirements of this section.

New Sec. 4. (a) Subject to appropriations, the amount of a Kansas adult learner grant for a student shall be \$3,000 per semester, except that such amount shall be prorated if the student is not enrolled full-time. The prorated amount shall be calculated

on a sliding scale, in which full-time enrollment is 12 credit hours per semester and shall qualify for a 100% grant and 6 credit hours of enrollment per semester shall qualify for a 50% grant.

(b) Students receiving an adult learner grant are eligible to continue to receive such grant for up to 48 months after the date that the grant was first awarded or upon graduation from the program, whichever comes first.

(c) Except as otherwise provided in this subsection, Kansas adult learner grants shall only be awarded to an eligible student whose family household income equals \$100,000 or less for a family of two, \$150,000 or less for a family of three and, for household sizes above three, a household income that is equal to or less than the family of three amount plus \$4,800 for each additional family member.

(d) Moneys awarded as a grant under this act shall only be expended for tuition, required fees and the cost of books and required materials.

(e) For fiscal year 2024 and each fiscal year thereafter, the appropriation made for the Kansas adult learner grant program shall not exceed \$1,000,000 for each fiscal year.

New Sec. 5. (a) To be eligible for a Kansas adult learner grant, a student shall:

- (1) Be a Kansas resident;
- (2) be 25 years of age or older at the time the student's first course that is funded by a grant begins;
- (3) complete the required grant application on such forms and in such manner as established by the state board of regents;
- (4) complete the free application for federal student aid for the academic year in which the student applies to receive a Kansas adult learner grant; and
- (5) enroll as a full-time student or part-time student at an eligible postsecondary educational institution in an adult learner grant eligible program.

(b) To continue to receive a Kansas adult learner grant, a student shall:

- (1) Maintain satisfactory academic progress, including a grade point average of 2.0 or higher, or the equivalent thereof, toward completion of the adult learner grant eligible program;
- (2) complete a grant renewal application on such forms and in such manner as established by the state board of regents; and
- (3) complete the free application for federal student aid for the academic year for which the student applies to renew the grant.

New Sec. 6. (a) As a condition to receiving a grant under this act, an eligible student shall enter into an agreement with the eligible postsecondary educational institution that awarded such grant. Such eligible postsecondary educational institution shall counsel each eligible student on the requirements and conditions of the agreement. Such agreement shall require any student who receives a grant award to:

- (1) Enroll as a full-time or part-time student at the eligible postsecondary educational institution that made the grant award and engage in and complete the adult

learner grant eligible program;

(2) within six months after graduation from the adult learner grant eligible program:

(A) Reside and commence work in the state of Kansas for at least two consecutive years following completion of such program. A scholarship recipient may use a W-2 wage and tax statement showing Kansas withholding or estimated income tax to the state of Kansas as proof of work in Kansas; or

(B) enroll as a full-time or part-time student in any public or private postsecondary educational institution with its primary location in Kansas and upon graduation or failure to re-enroll, reside in and commence work in Kansas for at least two consecutive years following the completion of such program;

(3) maintain records and make reports to the state board of regents on such forms and in such manner as required by the state board of regents to document the satisfaction of the requirements of this act; and

(4) upon failure to satisfy the requirements of an agreement entered into pursuant to this section, repay the amount of the grant award the student received under the program as provided in subsection (b) to the state board of regents.

(b) (1) Except as provided in subsection (c), if any student who receives a grant award fails to satisfy the requirements of the agreement entered into pursuant to this section, such student shall pay an amount equal to the total amount of money received by such student pursuant to such agreement plus accrued interest at a rate equivalent to the interest rate applicable to loans made under the federal PLUS program at the time such student's first course funded by a grant award began. Interest shall begin accruing on the date the student is determined to be out of compliance with the agreement. Monthly installment payments of such amounts may be made in accordance with rules and regulations of the state board of regents. Such installment payments shall begin six months after the date of the action or circumstances that cause such student to fail to satisfy the requirements of the agreement, as determined by the state board of regents upon the circumstances of each individual case. All moneys received pursuant to this subsection shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the Kansas adult learner grant program fund.

(2) The state board of regents shall be the sole entity responsible for collecting or recouping any grant moneys required to be repaid by a student who fails to satisfy the requirements of an agreement entered into pursuant to this section.

(3) The state board of regents is authorized to turn any repayment account arising under this act to a designated loan servicer or collection agency to collect on the state board's behalf. The state's involvement shall only be to receive payments from the loan servicer or collection agency at the interest rate prescribed under this subsection.

(4) Eligible postsecondary educational institutions and each state agency are authorized to provide academic, employment, residency and contact information regarding students who received a grant award to the state board of regents for the

purposes of:

(A) Determining whether or not a student satisfied the requirements of this act and the agreement entered into pursuant to this section; and

(B) aiding in the collection or recoupment of any funds required to be repaid pursuant to this section.

(5) Eligible postsecondary educational institutions shall:

(A) Provide annually to the state board of regents the last known contact information of each student who received a grant award until the requirements of the program and the agreement are complete; and

(B) notify the state board of regents when a student who received a grant award completes the program of study for which the student received the grant or has exhausted the benefits available under this act.

(6) Eligible postsecondary educational institutions shall not be considered a contractor of the state nor shall such institutions be required to participate in tracking, collecting or recouping any moneys required to be repaid by a student who fails to satisfy the requirements of an agreement entered into pursuant to this section.

(c) Any requirement of an agreement entered into pursuant to this section may be postponed for good cause in accordance with rules and regulations of the state board of regents.

(d) A scholarship recipient satisfies the requirements of the adult learner grant program if such recipient:

(1) Completes the requirements of the agreement entered into pursuant to this section;

(2) commences service as a military servicemember after receiving a grant award;

(3) fails to satisfy the requirements after making the best possible effort to do so as determined by the state board of regents;

(4) is unable to obtain employment or continue in employment after making the best possible effort to do so; or

(5) is unable to satisfy the requirements due to disability or death of the grant recipient.

New Sec. 7. (a) Notwithstanding the grant limitation in section 4, and amendments thereto, an individual who has received a Kansas adult learner grant shall qualify for a Kansas workforce retention incentive income tax credit against the individual's tax liability under the Kansas income tax act of \$1,500 if they demonstrate satisfactorily to the secretary of revenue that they:

(1) Successfully completed their adult learner grant eligible program with the awarding of their degree; and

(2) (A) Currently reside in Kansas, have resided in Kansas for at least two consecutive years following completion of their program and are currently employed in the state of Kansas; or

(B) have commenced service as a military servicemember.

(b) To claim the credit, the individual shall submit such information and documentation in the form and manner required by the secretary of revenue.

(c) The individual may claim the income tax credit not later than the 5th taxable year after the taxable year in which the individual successfully completed the adult learner grant eligible program with an award of their degree. Any amount of the credit that exceeds the individual's tax liability shall be carried forward once to the next succeeding taxable year as a credit against the individual's income tax liability for such year. Any amount of the credit remaining after being carried forward once shall be forfeited.

(d) On or before March 1, 2024, the secretary of revenue shall adopt rules and regulations to implement and administer the income tax credit established by this section. Such rules and regulations shall include criteria to determine whether an individual who has received a Kansas adult learner grant has fulfilled the requirements to qualify for a tax credit pursuant to this section.

New Sec. 8. There is hereby created in the state treasury the Kansas adult learner grant program fund, which shall be administered by the state board of regents. All expenditures from the Kansas adult learner grant program fund shall be for Kansas adult learner grants awarded pursuant to the Kansas adult learner grant program. All expenditures from the Kansas adult learner grant program fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the executive officer of the state board of regents or the designee of the executive officer. All moneys received by such board for the Kansas adult learner grant program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the Kansas adult learner grant program fund.

New Sec. 9. The provisions of sections 1 through 8, and amendments thereto, shall expire on July 1, 2028.

New Sec. 10. (a) This section shall be known and may be cited as the career technical education credential and transition incentive for employment success act.

(b) Each school district that offers career technical education for students enrolled in any of the grades nine through 12 shall, upon request by any such student, pay any fees charged for any assessment or other examination that is required for such student to obtain an approved industry-sought career technical education credential.

(c) (1) On or before July 1, 2023, and each July 1 thereafter, the state board of education and state board of regents shall jointly conduct a survey of school districts and colleges on which career technical education credentials each school district offers that satisfies the definition of "industry-sought credential" under subsection (d).

(2) On or before July 31, 2023, and each July 31 thereafter, the state board of education and state board of regents, after consultation with the secretary of labor, the secretary of commerce and representatives of industries that recognize career technical education credentials, shall jointly approve a list of industry-sought credentials.

(d) As used in this section:

(1) "College" means any community college, technical college or the Washburn institute of technology; and

(2) "industry-sought credential" means a career technical education credential that is:

(A) Repeatedly referenced in job postings; and

(B) frequently referred to by employers in communications with school districts as a career technical education credential that is in demand.";

On page 2, following line 20, by inserting:

"Sec. 12. K.S.A. 2022 Supp. 74-32,272 is hereby amended to read as follows: 74-32,272. (a) There is hereby established the Kansas promise scholarship program. The state board of regents shall implement and administer the program.

(b) On or before March 1, 2023, the state board of regents shall adopt rules and regulations to implement and administer the Kansas promise scholarship program. Such rules and regulations shall establish:

(1) A scholarship application process, including, but not limited to, accepting scholarship applications throughout the academic year and processing such applications in the order such applications were received;

(2) appeal procedures for denial or revocation of a Kansas promise scholarship;

(3) guidelines to ensure as much as is practicable that, if a student who received a Kansas promise scholarship graduates from a promise eligible program and subsequently enrolls in a state educational institution, as defined in K.S.A. 76-711, and amendments thereto, or municipal university, any courses taken by such student shall be transferred to the state educational institution or municipal university and qualify toward the student's baccalaureate degree;

(4) the terms, conditions and requirements that shall be incorporated into each Kansas promise scholarship agreement, which shall not be more stringent than the requirements for Kansas promise scholarship agreements provided in this act;

(5) procedures for requesting and approving medical, military and personal absences from an eligible postsecondary educational institution while receiving a Kansas promise scholarship;

(6) criteria for determining whether a student who received a Kansas promise scholarship fulfilled the residency, employment and repayment requirements included in a Kansas promise scholarship agreement as provided in K.S.A. 2022 Supp. 74-32,276, and amendments thereto;

(7) criteria for determining when a student who received a Kansas promise scholarship may be released from the requirements of a Kansas promise scholarship, if there are special circumstances that caused such student to be unable to complete such requirements; and

(8) that no eligible postsecondary educational institution may:

(A) Limit scholarship awards to certain promise eligible programs at such institution; or

(B) award less than the full Kansas promise scholarship amount for which a student qualifies as long as funds are available in the Kansas promise scholarship program fund.

(c) The state board of regents shall:

(1) Identify the promise eligible programs offered by each eligible postsecondary educational institution that are:

(A) Within a field of study designated by the eligible postsecondary educational institution pursuant to K.S.A. 2022 Supp. 74-32,273, and amendments thereto; and

(B) in any of the following fields of study:

(i) Information technology and security;

(ii) mental and physical healthcare;

(iii) advanced manufacturing and building trades; or

(iv) early childhood education and development, elementary education and secondary education;

(2) work with community partners, such as community foundations, school districts, postsecondary educational institutions, Kansas business and industry and Kansas economic development organizations to publicize Kansas promise scholarships, including, but not limited to, publicizing eligible postsecondary educational institutions, approved scholarship-eligible educational programs, application procedures and application deadlines;

(3) disburse funds to each eligible postsecondary educational institution for the purpose of awarding Kansas promise scholarships;

(4) request information from eligible postsecondary educational institutions and any state agency necessary for the administration of this act;

(5) accept electronic signatures as sufficient and valid on all forms and agreements required by the Kansas promise scholarship program and any rules and regulations adopted thereunder;

(6) enforce Kansas promise scholarship agreements;

(7) collect any moneys repaid by students pursuant to K.S.A. 2022 Supp. 74-32,276, and amendments thereto;

(8) determine whether students who received a Kansas promise scholarship fulfill the residency, employment and repayment requirements provided in K.S.A. 2022 Supp. 74-32,276, and amendments thereto; and

(9) ~~beginning in January 2022,~~ annually evaluate the Kansas promise scholarship program and prepare and submit a report to the senate standing committee on education and the house of representatives standing committee on education. Such report shall include, but not be limited to, the total program cost for each promise eligible program at each eligible postsecondary educational institution, the amount of scholarship moneys awarded that went to each promise eligible program, the number of credit hours paid for with scholarship moneys, the amount of scholarship moneys expected to be awarded to each institution for each semester, the number of scholarships awarded, the total amount of scholarship moneys awarded, the amount of scholarship moneys provided for tuition, fees, books and supplies, measures postsecondary educational institutions have taken in working with private business and industry in the state to determine appropriate fields of study and a review of the employment of scholarship recipients who have completed the Kansas promise scholarship program, including, but not limited to, employment fields and geographic location of such employment.

(d) (1) The state board of regents may designate an associate degree transfer program as an eligible program only if such program is included in:

(A) An established 2+2 agreement with a Kansas four-year postsecondary educational institution; or

(B) an articulation agreement with a Kansas four-year postsecondary educational institution and is part of an established degree pathway that allows a student to transfer at least 60 credit hours from the eligible postsecondary educational institution to a four-year postsecondary educational institution for the completion of an additional 60 credit hours toward a bachelor's degree.

(2) The provisions of this subsection shall be construed and applied retroactively to the enactment of the Kansas promise scholarship program on July 1, 2021.

(e) (1) The state board of regents may remove a promise eligible program from the list of approved promise eligible programs only in accordance with this subsection. If the state board of regents proposes to remove a promise eligible program from such list, the state board of regents shall notify all eligible postsecondary educational institutions of the proposal to remove such program by May 1 of the calendar year that precedes the calendar year in which such program would officially be removed from such list. Within 30 calendar days of receipt, each eligible postsecondary educational institution may appeal such proposed removal to the state board of regents. Following such appeal period, within 45 calendar days, the state board of regents shall consider any such appeal and issue a final decision upon whether the program shall be removed. If the state board of regents issues a final decision to remove such program, the program shall be removed from the list of approved promise eligible programs only after not less than 14 months have elapsed from the date that the state board of regents issued the final decision to remove such program.

(2) The provisions of this subsection shall apply to any program that has been approved by the state board of regents as a promise eligible program on or after July 1, 2021.

Sec. 13. K.S.A. 2022 Supp. 74-32,273 is hereby amended to read as follows: 74-32,273. (a) In addition to the fields of study provided in K.S.A. 2022 Supp. 74-32,272, and amendments thereto, an eligible postsecondary educational institution may designate an additional field of study for awarding a Kansas promise scholarship to meet local employment needs if:

(1) Promise eligible programs within such field of study are two-year associate degree programs or career and technical education certificates or stand-alone programs approved by the state board of regents that correspond to jobs that are high wage, high demand or critical need in the community;

(2) the institution already offers such field of study; and

(3) such field of study is one of the following:

(A) Agriculture;

(B) food and natural resources;

(C) education and training;

(D) law, public safety, corrections and security; or

(E) transportation, distribution and logistics.

(b) An eligible postsecondary educational institution that designates an additional promise eligible field of study pursuant to this section shall maintain the promise eligible field of study designation for at least three consecutive years. After maintaining such field of study for at least three years, the institution may designate a new promise eligible field of study that corresponds to a high wage, high demand or critical need occupation to replace the existing designated promise eligible field of study. Any newly designated field of study shall be subject to the requirements of this section.

(c) Programs designated by eligible institutions prior to the effective date of this act shall be maintained until all students currently enrolled in such programs have exhausted their promise scholarship eligibility.

Sec. 14. K.S.A. 2022 Supp. 74-32,274 is hereby amended to read as follows: 74-32,274. (a) ~~(1)~~ Subject to appropriations, the amount of a Kansas promise scholarship for a student for each academic year shall be determined as follows:

(1) For a student enrolled in a promise eligible program offered by an eligible public postsecondary educational institution described in K.S.A. 2022 Supp. 74-32,271(b)(1)(A) or (B), and amendments thereto, the scholarship amount shall be the aggregate amount of tuition, required fees and the cost of books and required materials for the promise eligible program at the eligible postsecondary educational institution for the academic year in which the student is enrolled and receiving the scholarship minus the aggregate amount of all other aid awarded to such student for such academic year.

(2) ~~For a student is~~ enrolled in a promise eligible program offered by an eligible private postsecondary educational institution described in K.S.A. 2022 Supp. 74-32,271(b)(1)(C), and amendments thereto, the scholarship amount shall be the aggregate amount of tuition, ~~mandatory required~~ fees and the cost of books and materials for such program ~~shall be for the academic year in which the student is enrolled and receiving the scholarship minus the aggregate amount of all other aid awarded to such student for such academic year, except that a scholarship awarded pursuant to this paragraph shall not exceed~~ the average cost of tuition, ~~mandatory required~~ fees and the cost of books and required materials for such promise eligible program when offered by an eligible public postsecondary educational institution described in K.S.A. 2022 Supp. 74-32,271(b)(1)(A) or (B), and amendments thereto.

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

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

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

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

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

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

(e) The state board of regents shall disburse funds based on reimbursement requests from eligible postsecondary educational institutions. Reimbursement requests shall be based on the actual amount of Kansas promise scholarship amounts awarded by an eligible postsecondary educational institution for the appropriate academic period. Any eligible postsecondary educational institution seeking reimbursement shall submit a reimbursement request to the state board of regents on or before September 1,

December 1, March 1 and June 1 of each year. The state board of regents shall disburse the appropriate amount of funds to eligible postsecondary educational institutions on September 15, December 15, March 15 and June 15 each year.

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

Sec. 15. K.S.A. 2022 Supp. 74-32,275 is hereby amended to read as follows: 74-32,275. (a) To be eligible for a Kansas promise scholarship, a student shall:

(1) Be a United States citizen;

(2) be a Kansas resident;

(3) (A) have graduated from an accredited Kansas public or private secondary school within the preceding 12 months;

(B) have completed the requirements for graduation at a non-accredited private secondary school as provided in K.S.A. 72-4345, and amendments thereto, within the preceding 12 months;

(C) attended an accredited Kansas public or private secondary school or non-accredited private school as provided in K.S.A. 72-4345, and amendments thereto, and obtained a high school equivalency certificate within the preceding 12 months;

(D) upon application for a scholarship, have been a resident of Kansas for three or more consecutive years as evidenced by the date of issuance on a Kansas-issued identification card or through Kansas voter registration records or Kansas income tax documentation;

(E) be a dependent child of a military servicemember permanently stationed in another state and who, within the preceding 12 months, graduated from any out-of-state secondary school or obtained a high school equivalency certificate; or

(F) have been in the custody of the secretary for children and families at any time such student was enrolled in and attending any of the grades nine through 12 and not eligible for assistance under the Kansas foster child educational assistance act, K.S.A. 75-53,111 et seq., and amendments thereto;

(4) complete the required scholarship application on such forms and in such manner as established by the state board of regents;

(5) enter into a Kansas promise scholarship agreement pursuant to K.S.A. 2022 Supp. 74-32,276, and amendments thereto;

(6) complete the free application for federal student aid for the academic year in which the student applies to receive a Kansas promise scholarship. Such submitted application shall be determined to be valid and free of error codes in order to calculate the amount of scholarship to be awarded; and

(7) enroll in an eligible postsecondary educational institution in a promise eligible program.

(b) (1) To continue to receive a Kansas promise scholarship, a student shall:

(A) Maintain satisfactory academic progress, including a grade point average of 2.0 or higher, or the equivalent thereof, in the courses of the promise eligible program for which the student received a Kansas promise scholarship; and

(B) satisfy the requirements of a Kansas promise scholarship agreement as provided in K.S.A. 2022 Supp. 74-32,276, and amendments thereto.

(2) Any student who entered into a Kansas promise scholarship agreement under the provisions of the Kansas promise scholarship act as such act existed at the time such agreement was entered into shall be entitled to continue to use such Kansas promise scholarship and receive scholarship renewals to fulfill the requirements of such student's Kansas promise scholarship agreement. No subsequent revision or amendment to the Kansas promise scholarship act, the rules and regulations adopted thereunder, the list of approved promise eligible programs or the appropriations made pursuant to such act shall have the effect of terminating a student's Kansas promise scholarship agreement solely due to such amendment or revision.

(c) Nothing in this act shall prohibit a student who received postsecondary course credit while enrolled in high school from qualifying for a Kansas promise scholarship.

New Sec. 16. The provisions of the Kansas promise scholarship act, K.S.A. 74-32,271 through 74-32,277, and amendments thereto, shall expire on July 1, 2028.;

Also on page 2, in line 21, by striking "is" and inserting ", 74-32,272, 74-32,273, 74-32,274 and 74-32,275 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after the semicolon by inserting "enacting the Kansas adult learner grant act; establishing a grant program for adult learners to pursue certain fields of study; providing for workforce retention income tax credits; creating the Kansas adult learner grant program fund; enacting the career technical education credential and transition incentive for employment success act; requiring school districts to pay for the cost of assessments for students to obtain an approved career technical education credential;"; in line 4, after the semicolon by inserting "expanding the eligible fields of study under the Kansas promise scholarship act; establishing a maximum scholarship amount for certain private postsecondary educational institutions;"; in line 5, after "48-3601" by inserting ", 74-32,272, 74-32,273, 74-32,274 and 74-32,275"; also in line 5, by striking "section" and inserting "sections";

And your committee on conference recommends the adoption of this report.

ADAM THOMAS

SUSAN ESTES

JERRY STOGSDILL

Conferees on part of House

MOLLY BAUMGARDNER

RENEE ERICKSON

DINAH SYKES

Conferees on part of Senate

On motion of Rep. Thomas, the conference committee report on **SB 123** was adopted.

On roll call, the vote was: Yeas 122; Nays 1; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Houser, Howe, Howell,

Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Jacobs.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2014** submits the following report:

The Senate recedes from all of its amendments to the bill, and your committee on conference further agrees to amend the bill as introduced, as follows:

On page 1, by striking all in lines 6 through 12; following line 12, by inserting:

"Section 1. K.S.A. 44-918 is hereby amended to read as follows: 44-918. (a) The state fire marshal may appoint a chief inspector and one or more deputy inspectors who shall be in the unclassified civil service and shall receive such compensation as prescribed by the state fire marshal, subject to the approval of the governor.

(b) The chief inspector and deputy inspectors shall serve under the direction of the state fire marshal. The state fire marshal, chief inspector and other duly authorized representatives of the state fire marshal are hereby charged, directed and empowered:

(1) To take action necessary for the enforcement of this act and of the rules and regulations adopted hereunder;

(2) to maintain a complete record of all boilers and pressure vessels to which this act applies, which record shall include the name and address of each owner or user and the type, dimensions, maximum allowable working pressure, age and last recorded inspection of each such boiler or pressure vessel;

(3) to publish and make available copies of rules and regulations adopted hereunder to any person requesting them;

(4) to issue, or to suspend or revoke for cause, inspection certificates as provided in K.S.A. 44-924, and amendments thereto; and

(5) to cause the prosecution of all violators of the provisions of this act or of the rules and regulations adopted hereunder.

~~(c) (1) A chief inspector shall:~~

~~(A) Have not less than five years of experience in the construction, installation, repair, operation or inspection of boilers, steam generators, super-heaters or pressure vessels; and~~

~~(B) hold a commission issued by the national board of boiler and pressure vessel inspectors, and have the following: (i) An in-service commission; (ii) an "A" endorsement; and (iii) a "B" endorsement. If the chief inspector does not have a "B" endorsement, then the chief inspector shall have the ability to acquire a "B" endorsement within 18 months after appointment as chief inspector.~~

~~(2) A deputy inspector shall:~~

~~(A) (i) Have completed courses and training and have experience in the construction, installation, repair, operation or inspection of boilers or pressure vessels, which in the aggregate amounts to not less than two years of time spent on education, training and work experience; or~~

~~(ii) have not less than five years of experience in the heating, ventilation, air conditioning or plumbing fields related to the installation or repair of boilers or pressure vessels; and~~

~~(B) hold an in-service commission issued by the national board of boiler and pressure vessel inspectors. If the deputy inspector does not have an in-service commission, then the deputy inspector shall have the ability to acquire such commission within 12 months after appointment as deputy inspector.~~

Sec. 2. K.S.A. 2022 Supp. 65-2891 is hereby amended to read as follows: 65-2891.

(a) Any healthcare provider who in good faith renders emergency care or assistance at the scene of an emergency or accident including treatment of a minor without first obtaining the consent of the parent or guardian of such minor shall not be liable for any civil damages for acts or omissions other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such emergency care.

(b) Any healthcare provider may render in good faith emergency care or assistance, without compensation, to any minor requiring such care or assistance as a result of having engaged in competitive sports, without first obtaining the consent of the parent or guardian of such minor. Such healthcare provider shall not be liable for any civil damages other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such emergency care.

(c) Any healthcare provider may in good faith render emergency care or assistance during an emergency that occurs within a hospital or elsewhere, with or without compensation, until such time as the physician employed by the patient or by the patient's family or by guardian assumes responsibility for such patient's professional care. The healthcare provider rendering such emergency care shall not be held liable for any civil damages other than damages occasioned by negligence.

~~(d) Any provision herein contained notwithstanding~~ Except as otherwise provided, the ordinary standards of care and rules of negligence shall apply in those cases wherein emergency care and assistance is rendered in any physician's or dentist's office, clinic, emergency room or hospital with or without compensation.

(e) As used in this section ~~the term,~~ "healthcare provider" means any person licensed to practice any branch of the healing arts, licensed dentist, licensed optometrist, licensed professional nurse, licensed practical nurse, licensed podiatrist, licensed pharmacist, licensed physical therapist, and any licensed physician assistant ~~who has successfully completed an American medical association approved training program and has successfully completed the national board examination for physician assistants of the American board of medical examiners,~~ any licensed athletic trainer, any licensed occupational therapist, any licensed respiratory therapist, any person who holds a valid emergency medical service provider's certificate under K.S.A. 65-6129, and amendments thereto, any person who holds a valid certificate for the successful completion of a course in first aid offered or approved by the American red cross, by the American heart association, by the mining enforcement and safety administration of the bureau of mines of the department of interior, by the national safety council ~~or by any~~

~~instructor coordinator, as defined in K.S.A. 65-6112, and amendments thereto, and by the emergency medical services board or any person engaged in a postgraduate training program approved by the state board of healing arts.~~

Sec. 3. K.S.A. 2022 Supp. 65-6102 is hereby amended to read as follows: 65-6102.

(a) There is hereby established the emergency medical services board. The office of the emergency medical services board shall be located in the city of Topeka, Kansas.

(b) The emergency medical services board shall be composed of 15 members to be appointed as follows:

(1) Eleven members shall be appointed by the governor. Of such members:

(A) Three shall be physicians who are actively involved in emergency medical services;

(B) two shall be county commissioners of counties making a levy for ambulance service, at least one of whom shall be from a county having a population of ~~less~~ fewer than 15,000;

(C) one shall be ~~an instructor coordinator~~ actively involved in teaching initial courses of instruction for certification as an emergency medical service provider;

(D) one shall be a hospital administrator actively involved in emergency medical services;

(E) one shall be a member of a firefighting unit that provides emergency medical service; and

(F) three shall be emergency medical service providers who are actively involved in emergency medical service. At least two classifications of emergency medical service providers shall be represented. At least one of such members shall be from a volunteer emergency medical service; and

(2) four members shall be appointed as follows:

(A) One shall be a member of the Kansas senate to be appointed by the president of the senate;

(B) one shall be a member of the Kansas senate to be appointed by the minority leader of the senate;

(C) one shall be a member of the Kansas house of representatives to be appointed by the speaker of the house of representatives; and

(D) one shall be a member of the Kansas house of representatives to be appointed by the minority leader of the house of representatives.

(c) All members of the board shall be residents of the state of Kansas. Appointments to the board shall be made with due consideration that representation of the various geographical areas of the state is ensured. The governor may remove any member of the board upon recommendation of the board. Any person appointed to a position on the board shall forfeit such position upon vacating the office or position that qualified such person to be appointed as a member of the board.

(d) Members shall be appointed for terms of four years and until their successors are appointed and qualified. In the case of a vacancy in the membership of the board, the vacancy shall be filled for the unexpired term.

(e) The board shall meet at least four times annually and at least once each quarter and at the call of the chairperson or at the request of the executive director of the emergency medical services board or of any seven members of the board. At the first meeting of the board after January 1 each year, the members shall elect a chairperson and a ~~vice chairperson~~ vice chairperson who shall serve for a term of one year. The

~~vice chairperson~~ vice chairperson shall exercise all of the powers of the chairperson in the absence of the chairperson. If a vacancy occurs in the office of the chairperson or ~~vice chairperson~~ vice chairperson, the board shall fill such vacancy by election of one of its members to serve the unexpired term of such office. Members of the board attending meetings of the board or attending a subcommittee meeting thereof authorized by the board shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3223, and amendments thereto.

(f) Except as otherwise provided by law, all vouchers for expenditures and all payrolls of the emergency medical services board shall be approved by the emergency medical services board or a person designated by the board.

Sec. 4. K.S.A. 2022 Supp. 65-6112 is hereby amended to read as follows: 65-6112. As used in article 61 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto:

(a) "Administrator" means the executive director of the emergency medical services board.

(b) "Advanced emergency medical technician" means a person who holds an advanced emergency medical technician certificate issued pursuant to this act.

(c) "Advanced practice registered nurse" means an advanced practice registered nurse as defined in K.S.A. 65-1113, and amendments thereto.

(d) "Ambulance" means any privately or publicly owned motor vehicle, airplane or helicopter designed, constructed, prepared, staffed and equipped for use in transporting and providing emergency care for individuals who are ill or injured.

(e) "Ambulance service" means any organization operated for the purpose of transporting sick or injured persons to or from a place where medical care is furnished, whether or not such persons may be in need of emergency or medical care in transit.

(f) "Board" means the emergency medical services board established pursuant to K.S.A. 65-6102, and amendments thereto.

(g) "Emergency medical service" means the effective and coordinated delivery of such care as may be required by an emergency that includes the care and transportation of individuals by ambulance services and the performance of authorized emergency care by a physician, advanced practice registered nurse, professional nurse, a licensed physician assistant or emergency medical service provider.

(h) "Emergency medical service provider" means an emergency medical responder, advanced emergency medical technician, emergency medical technician or paramedic certified by the emergency medical services board.

(i) "Emergency medical technician" means a person who holds an emergency medical technician certificate issued pursuant to this act.

(j) "Emergency medical responder" means a person who holds an emergency medical responder certificate issued pursuant to this act.

(k) "Hospital" means a hospital as defined by K.S.A. 65-425, and amendments thereto.

~~(l) "Instructor-coordinator" means a person who is certified under this act to teach or coordinate both initial certification and continuing education classes.~~

~~(m)~~ "Medical director" means a physician.

~~(n)~~(m) "Medical oversight" means to review, approve and implement medical protocols and to approve and monitor the activities, competency and education of emergency medical service providers.

(~~o~~)(n) "Medical protocols" means written guidelines that authorize emergency medical service providers to perform certain medical procedures prior to contacting a physician, physician assistant authorized by a physician, advanced practice registered nurse authorized by a physician or professional nurse authorized by a physician.

(~~p~~)(o) "Municipality" means any city, county, township, fire district or ambulance service district.

(~~q~~)(p) "Nonemergency transportation" means the care and transport of a sick or injured person under a foreseen combination of circumstances calling for continuing care of such person. As used in this subsection, transportation includes performance of the authorized level of services of the emergency medical service provider whether within or outside the vehicle as part of such transportation services.

(~~r~~)(q) "Operator" means a person or municipality who has a permit to operate an ambulance service in the state of Kansas.

(~~s~~)(r) "Paramedic" means a person who holds a paramedic certificate issued pursuant to this act.

(~~t~~)(s) "Person" means an individual, a partnership, an association, a joint-stock company or a corporation.

(~~u~~)(t) "Physician" means a person licensed by the state board of healing arts to practice medicine and surgery.

(~~v~~)(u) "Physician assistant" means a physician assistant as defined in K.S.A. 65-28a02, and amendments thereto.

(~~w~~)(v) "Professional nurse" means a licensed professional nurse as defined by K.S.A. 65-1113, and amendments thereto.

(~~x~~)(w) "Sponsoring organization" means any professional association, accredited postsecondary educational institution, ambulance service that holds a permit to operate in this state, fire department, other officially organized public safety agency, hospital, corporation, governmental entity or emergency medical services regional council, as approved by the executive director, to offer initial courses of instruction or continuing education programs.

Sec. 5. K.S.A. 2022 Supp. 65-6124 is hereby amended to read as follows: 65-6124.

(a) No physician, physician assistant, advanced practice registered nurse or licensed professional nurse who gives emergency instructions to an emergency medical service provider during an emergency shall be liable for any civil damages as a result of issuing the instructions, except such damages that may result from gross negligence in giving such instructions.

(b) No emergency medical service provider who renders emergency care during an emergency pursuant to instructions given by a physician, physician assistant, advanced practice registered nurse or licensed professional nurse shall be liable for civil damages as a result of implementing such instructions, except such damages that may result from gross negligence or by willful or wanton acts or omissions on the part of such emergency medical service provider.

~~(c) No person certified as an instructor-coordinator shall be liable for any civil damages that may result from such instructor-coordinator's course of instruction, except such damages that may result from gross negligence or by willful or wanton acts or omissions on the part of the instructor-coordinator.~~

(~~d~~) No medical director who provides medical oversight shall be liable for any civil damages as a result of such medical oversight, except such damages that may result

from gross negligence in the provision of such medical oversight.

Sec. 6. K.S.A. 2022 Supp. 65-6150 is hereby amended to read as follows: 65-6150.

(a) It shall be unlawful for any individual to represent oneself as an emergency medical service provider ~~or instructor-coordinator~~ unless such individual holds a valid certificate as such under this act.

(b) Any violation of subsection (a) shall constitute a class B misdemeanor.

Sec. 7. K.S.A. 44-918 and K.S.A. 2022 Supp. 65-2891, 65-6102, 65-6112, 65-6124, 65-6129b and 65-6150 are hereby repealed.";

And by renumbering sections accordingly;

Also on page 1, in the title, in line 1, by striking all after "concerning"; by striking all in line 2; in line 3, by striking "highway" and inserting "certain state public health and safety personnel; relating to the state fire marshal; eliminating the statutory qualifications of the chief inspector and deputy inspector for boiler safety; relating to emergency medical services; eliminating the designation and certification of instructor-coordinators; amending K.S.A. 44-918 and K.S.A. 2022 Supp. 65-2891, 65-6102, 65-6112, 65-6124 and 65-6150 and repealing the existing sections; also repealing K.S.A. 2022 Supp. 65-6129b";

And your committee on conference recommends the adoption of this report.

MIKE THOMPSON

RICK KLOOS

OLETHA FAUST-GOUDEAU

Conferees on part of Senate

WILL CARPENTER

TOM KESSLER

JO ELLA HOYE

Conferees on part of House

On motion of Rep. Carpenter, W., the conference committee report on **HB 2014** was adopted.

On roll call, the vote was: Yeas 122; Nays 1; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Rhiley.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2039** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 1, following line 21, by inserting:

"Sec. 2. K.S.A. 32-837 is hereby amended to read as follows: 32-837. (a) The following parks have been designated as a part of the state park system: (1) Kanopolis-Mushroom Rock state park in Ellsworth county; (2) Cross Timbers state park at Toronto Lake in Woodson county; (3) Fall River state park in Greenwood county; (4) Cedar Bluff state park in Trego county; (5) Tuttle Creek state park in Pottawatomie and Riley counties; (6) Pomona state park in Osage county; (7) Cheney state park in Kingman and Reno counties; (8) Lake Crawford state park in Crawford county; (9) Lovewell state park in Jewell county; (10) Lake Meade state park in Meade county; (11) Prairie Dog state park in Norton county; (12) Webster state park in Rooks county; (13) Wilson state park in Russell county; (14) Milford state park in Geary county; (15) Historic Lake Scott state park in Scott county; (16) Elk City state park in Montgomery county; (17) Perry state park in Jefferson county; (18) Glen Elder state park in Mitchell county; (19) El Dorado state park in Butler county; (20) Eisenhower state park in Osage county; (21) Clinton state park in Douglas and Shawnee counties; (22) Sand Hills state park in Reno county; (23) Hillsdale state park in Miami county; (24) Kaw River state park in Shawnee county; (25) Prairie Spirit rail trail state park in Franklin, Anderson and Allen counties; (26) Flint Hills trail state park in Miami, Franklin, Osage, Lyon, Morris and Dickinson counties; ~~and~~ (27) Little Jerusalem Badlands state park in Logan county; and (28) Lehigh Portland state park in Allen county.

(b) No state park named in subsection (a) shall be removed from the state park system without legislative approval.

(c) The hours that Kaw River state park in Shawnee county is open to the public may be limited to those hours that parks of the city of Topeka are open, except that such state park shall be open at all hours for prescheduled events.

(d) The requirements found in K.S.A. 65-171d(j)(2), and amendments thereto, shall not apply to subsection (a)(25) or (a)(26).

(e) For any state park listed in subsection (a) containing a recreational trail created pursuant to 16 U.S.C. § 1247(d), the Kansas department of wildlife, and parks and tourism shall carry out the duties listed in K.S.A. 58-3212(a)(1) through (a)(11), and amendments thereto.";

On page 8, in line 6, after "K.S.A." by inserting "32-837,";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the second semicolon by inserting "relating to recreation; designating Lehigh Portland state park as part of the state park system;"; in line 3, after "K.S.A." by inserting "32-837,";

And your committee on conference recommends the adoption of this report.

RENEE ERICKSON
 BRENDA DIETRICH
 TOM HOLLAND

Conferees on part of Senate

KEN RAHJES
 LISA MOSER
 SYDNEY CARLIN

Conferees on part of House

On motion of Rep. Rahjes, the conference committee report on **HB 2039** was adopted.

On roll call, the vote was: Yeas 114; Nays 9; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Ballard, Barth, Bergquist, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Awerkamp, Bergkamp, Blew, Fairchild, Garber, Hill, Jacobs, Landwehr, Rhiley.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2336** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 3, following line 33, by inserting:

"Sec. 2. K.S.A. 75-1253 is hereby amended to read as follows: 75-1253. (a) (1) Whenever it becomes necessary in the judgment of the secretary of administration or in any case when the ~~total construction~~ cost of a project for the construction of a building or for major repairs or improvements to a building for a state agency is expected to exceed ~~\$1,000,000~~ the amount specified in paragraph (2), the secretary of administration shall convene a negotiating committee. The state building advisory commission shall prepare a list of at least three ~~and but~~ not more than five firms ~~which that~~ that are, in the opinion of the state building advisory commission, qualified to serve as project architect, engineer or land surveyor for the project. Such list shall be submitted to the negotiating committee, without any recommendation of preference or other

recommendation.

(2) The construction cost threshold to convene a negotiating committee as provided by paragraph (1) shall be \$1,500,000 for fiscal year 2024. For fiscal year 2025, and all fiscal years thereafter, the threshold to convene a negotiating committee shall be the threshold amount for the immediately preceding fiscal year increased by an amount equal to the percentage increase in the consumer price index for all urban consumers as published by the bureau of labor statistics of the United States department of labor during the immediately preceding fiscal year rounded to the nearest whole dollar amount.

(b) The secretary of administration may combine two or more separate projects for the construction of buildings or for major repairs or improvements to buildings for state agencies, for the purpose of procuring architectural, engineering or land surveying services for all such projects from a single firm. In each case, the combined projects shall be construed to be a single project for all purposes under the provisions of K.S.A. 75-1250 through 75-1267, and amendments thereto.

(c) (1) This section shall not apply to any repetitive project with a standard plan that was originally designed by the secretary of administration or an agency architect pursuant to K.S.A. 75-1254(a)(2) and (3), and amendments thereto. In such a case, the secretary of administration or the agency architect may provide architectural services for the repetitive project.

(2) "Repetitive project" means a project ~~which that~~ uses the same standard design as was used for a project constructed previously, including, but not limited to, sub-area shops and salt domes of the department of transportation and showers and toilet buildings of the Kansas department of wildlife, ~~and parks and tourism~~. The plans for the project may be modified as required for current codes, operational needs or cost control. The total floor area of the project may be increased by an area of not more than 25% of the floor area of the originally constructed project, except that not more than 25% of the linear feet of the exterior and interior walls may be moved for such increase. A project shall not be considered to be repetitive if it has been over four years between the substantial completion of the last project using the design plans and the appropriation of funds for the proposed project.

Sec. 3. K.S.A. 75-5804 is hereby amended to read as follows: 75-5804. (a) ~~(1)~~ Whenever it becomes necessary in the judgment of the agency head of a state agency for which a project is proposed and, in any case where the ~~total construction~~ cost of such a proposed project is expected to exceed ~~\$500,000~~ the amount specified in paragraph (2), the agency head shall convene a negotiating committee. Except as otherwise provided in subsection (b), the agency head shall submit the list of at least three ~~and but~~ not more than five of the most highly qualified firms to the negotiating committee so convened, without any recommendation of preference or other recommendation.

(2) The construction cost threshold to convene a negotiating committee as provided by paragraph (1) shall be \$1,500,000 for fiscal year 2024. For fiscal year 2025, and all fiscal years thereafter, the threshold to convene a negotiating committee shall be the threshold amount for the immediately preceding fiscal year increased by an amount equal to the percentage increase in the consumer price index for all urban consumers as published by the bureau of labor statistics of the United States department of labor during the immediately preceding fiscal year rounded to the nearest whole dollar

amount.

(b) Whenever a negotiating committee is convened under this section for a proposed project requiring engineering or land surveying services ~~which that~~ concerns the construction of any building or facility or any major repairs or improvements to any building or facility, including but not limited, to any heating, cooling or power facility, for a state agency, the agency head for the state agency shall notify the state building advisory commission of the project and shall request a list of firms qualified to provide the engineering or land surveying services for the proposed project. Upon receipt of any such request the state building advisory commission shall evaluate the current statements of qualifications and performance data on file, together with those statements that may be submitted by other firms regarding the proposed project and other information developed and available to the state building advisory commission. The commission shall prepare a list of at least three ~~and but~~ not more than five firms ~~which that~~, in the opinion of the state building advisory commission, are qualified to furnish the engineering or land surveying services for the proposed project. Each such list shall be submitted to the negotiating committee so convened without any recommendation of preference or other recommendation.";

Also on page 3, in line 34, by striking "is" and inserting ", 75-1253 and 75-5804 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "the surplus" and inserting "governmental"; also in line 1, by striking "and public airport authority act"; in line 2, after "to" by inserting "public construction and improvement projects; increasing the"; also in line 2, by striking "; providing for increased bonding authority" and inserting "for public airport authorities for projects"; in line 6, after the semicolon by inserting "increasing the cost threshold for mandatory convening of a negotiating committee to obtain professional services for state construction projects; providing for an annual increase in such cost threshold based on the consumer price index; changing the measure of such cost threshold from "total project cost" to "construction cost";"; also in line 6, after "27-334" by inserting ", 75-1253 and 75-5804"; in line 7, by striking "section" and inserting "sections";

And your committee on conference recommends the adoption of this report.

RENEE ERICKSON

BRENDA DIETRICH

TOM HOLLAND

Conferees on part of Senate

SEAN TARWATER

JESSE BORJON

JASON PROBST

Conferees on part of House

On motion of Rep. Tarwater, the conference committee report on **HB 2336** was adopted.

On roll call, the vote was: Yeas 117; Nays 6; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcala, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, B. Carpenter, W.

Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Carmichael, Fairchild, Garber, Jacobs, Martinez, Rhiley.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2100** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 1, by striking all in lines 6 through 36;

On page 2, by striking all in lines 1 through 29; following line 29, by inserting:

"New Section 1. (a) The provisions of sections 1 through 6, and amendments thereto, shall be known and may be cited as the Kansas public investments and contracts protection act.

(b) As used in this act:

(1) "Act" means the Kansas public investments and contracts protection act.

(2) "Board" means the board of trustees of the Kansas public employees retirement system.

(3) "Company" means any organization, association, corporation, partnership, joint venture, limited partnership, limited liability partnership, limited liability company or other entity of business association, including a wholly owned subsidiary, majority-owned subsidiary, parent company or affiliate of such entities or business associations that exists for the purpose of making a profit. "Company" does not mean a sole proprietorship.

(4) "Environmental, social and governance criteria" means any criterion that gives preferential treatment or discriminates based on whether a company meets or fails to meet one or more of the following criteria:

(A) Engaging in the exploration, production, utilization, transportation, sale or manufacturing of:

(i) Fossil fuel-based energy;

(ii) nuclear energy; or

(iii) any other natural resource;

- (B) engaging in the production of agriculture;
- (C) engaging in the production of lumber;
- (D) engaging in mining;
- (E) emitting greenhouse gases or not disclosing or offsetting such greenhouse gas emissions;

(F) engaging in the manufacturing, distribution or sale of firearms, firearms accessories, ammunition or ammunition components;

(G) having a governing corporate board or other officers whose race, ethnicity, sex or sexual orientation meets or does not meet any criteria;

(H) facilitating or assisting or not facilitating or assisting employees in obtaining abortions or gender reassignment services; and

(I) doing business with any company described by subparagraphs (A) through (H).

(5) "Fiduciary" means any person acting on behalf of the board or system as an investment manager, proxy advisor or contractor, including the system's board of trustees.

(6) "Fiduciary commitment" means any evidence of a fiduciary's purpose in managing assets as a fiduciary, including, but not limited to, any of the following in a fiduciary's capacity as a fiduciary, specifically on assets managed on behalf of the system:

(A) Advertisements, statements, explanations, reports, communications with portfolio companies, statements of principles or commitments; or

(B) participation in, affiliation with or status as a signatory to any coalition, initiative, joint statement of principles or agreement.

(7) (A) "Financial" means having been prudently determined by a fiduciary to have a material effect on the financial risk or the financial return of an investment.

(B) "Financial" does not include any action taken or factor considered by a fiduciary with any purpose whatsoever to further social, political or ideological interests.

(C) A fiduciary may reasonably be determined to have taken an action or considered a factor with a purpose to further social, political or ideological interests based upon evidence indicating such a purpose, including, but not limited to, any fiduciary commitment to further, through portfolio company engagement, board or shareholder votes or otherwise as a fiduciary, any of the following beyond what controlling federal or state law requires, specifically on assets managed on behalf of the system:

- (i) Eliminating, reducing, offsetting or disclosing greenhouse gas emissions;
- (ii) instituting or assessing corporate board, employment, composition, compensation or disclosure criteria that incorporates characteristics protected under state law;
- (iii) divesting from, limiting investment in or limiting the activities or investments

of any company for failing or not committing to meet environmental standards or disclosures;

(iv) accessing abortion, sex or gender change or transgender surgery; or

(v) divesting from, limiting investment in or limiting the activities or investments of any company that engages in, facilitates or supports the manufacture, import, distribution, marketing, advertising, sale or lawful use of firearms, ammunition or component parts and accessories of firearms or ammunition.

(8) "Fossil fuels" means coal, natural gas, petroleum or oil formed by natural processes through decomposition of dead organisms.

(9) "Natural resources" means fossil fuels, minerals, metal ores or any other nonrenewable or finite resource that cannot be readily replaced by natural means at the speed at which it is consumed.

(10) "System" means the Kansas public employees retirement system. "System" does not include participant-directed individual account plans.

New Sec. 2. (a) The state, any agency of the state, any political subdivision of the state, or any instrumentality thereof, including the pooled money investment board established by K.S.A. 75-4221a, and amendments thereto, when engaged in procuring or letting contracts for any purpose, shall ensure that bidders, offerors, contractors or subcontractors are not given preferential treatment or discriminated against based on any environmental, social and governance criteria.

(b) The state, any agency of the state, any political subdivision of the state or any instrumentality thereof, including the pooled money investment board established by K.S.A. 75-4221a, and amendments thereto, shall not adopt any procurement regulation or policy that causes any bidder, offeror, contractor or subcontractor to be given preferential treatment or be subject to discrimination based on any environmental, social and governance criteria, except as otherwise specifically permitted or required by law.

New Sec. 3. (a) In making and supervising investments of the system, the system and any investment manager, proxy advisor or contractor thereof shall discharge its duties solely in the financial interest of the participants and beneficiaries for the exclusive purposes of:

(1) Providing financial benefits to participants and their beneficiaries; and

(2) defraying reasonable expenses of administering the system.

(b) An investment manager, proxy advisor or contractor retained by the system shall be subject to the same fiduciary duties as the system's board of trustees.

(c) A fiduciary shall consider only financial factors when discharging such fiduciary's duties with respect to the system.

(d) All shares held directly or indirectly by or on behalf of the system or the participants and their beneficiaries shall be voted solely in the financial interest of system participants and their beneficiaries.

(e) Unless no economically practicable alternative is available, the system shall not

grant proxy voting authority to any person who is not a part of the system, unless such person has a practice of, and in writing commits to, following guidelines that match the system's obligation to act solely upon financial factors, in which case the system may grant proxy voting authority to such person.

(f) Unless no economically practicable alternative is available, in the selection of any proxy advisor, the system shall give preference to a proxy advisor service that commits in writing to engage in voting shares and making recommendations in a strictly fiduciary manner, and without consideration of policy objectives that are not the express policy objectives of the system, in which case the system may engage a proxy voting advisor.

(g) Unless no economically practicable alternative is available, system assets shall not be entrusted to a fiduciary, unless such fiduciary has a practice of, and in writing commits to, following guidelines, when engaging with portfolio companies and voting shares or proxies, that follow the system's obligation to act solely upon financial factors and not upon policy considerations that are not the express policy objectives of the system, in which case the system may entrust engagement and share voting to a fiduciary.

(h) Unless no economically practicable alternative is available, an investment manager or contractor shall not, in providing service for the system, follow the recommendations of a proxy advisor or other service provider, unless such advisor or service provider has a practice of, and in writing commits to, following proxy voting guidelines that follow the system's obligation to act solely upon financial factors, in which case the investment manager or contractor may follow the recommendations of a proxy or other service advisor.

(i) All proxy votes shall be tabulated and reported annually to the system's board of trustees and to the joint committee on pensions, investments and benefits. For each vote, the report shall contain a vote caption, the system's vote, the recommendation of company management and, if applicable, the proxy advisor's recommendation. Such reports shall be posted on the system's website for review by the public.

(j) Subsections (e) through (i) shall apply only to assets managed on behalf of the system and shall not apply to alternative or real estate investments as defined in K.S.A. 74-4921(5), and amendments thereto.

New Sec. 4. (a) As used in this section, "state agency" means an office, board, commission, department, council, bureau, governmental entity or other agency of state government having authority to adopt or enforce rules and regulations.

(b) No state agency shall share or publish information, adopt policies, adopt rules and regulations or issue guidelines for purposes of environmental, social and governance criteria that restrict the ability of any industry to offer products or services. No state agency shall require any person or business to adopt or operate in accordance with environmental, social and governance criteria.

New Sec. 5. (a) This act or any contract subject to this act may be enforced by the attorney general.

(b) If the attorney general has reasonable cause to believe that a person has engaged

in, is engaging in or is about to engage in a violation of this act, the attorney general may require:

(1) Such person to file on such forms as the attorney general may prescribe a statement or report in writing, under oath, as to all the facts and circumstances concerning the violation; and

(2) the filing of such other data and information as the attorney general may deem necessary.

(c) In addition to any other remedies available at law or equity, an investment manager or contractor of the system that serves as a fiduciary and violates the provisions of section 3, and amendments thereto, shall be obligated to pay damages to the state in an amount equal to three times all moneys paid to the investment manager or contractor by the system for the services of such investment manager or contractor.

New Sec. 6. In a cause of action based on an action, inaction, decision, divestment, investment, report or other determination made or taken in compliance with this act, without regard to whether the person performed services for compensation, the state shall indemnify and hold harmless for actual damages, court costs and attorney fees adjudged against, and defend the system and any of its current and former employees, members of the board or any other officers of the system related to the act or omission on which the damages are based.

Sec. 7. K.S.A. 2022 Supp. 74-4921 is hereby amended to read as follows: 74-4921. (1) There is hereby created in the state treasury the Kansas public employees retirement fund. All employee and employer contributions shall be deposited in the state treasury to be credited to the Kansas public employees retirement fund. The fund is a trust fund and shall be used solely for the exclusive purpose of providing benefits to members and member beneficiaries and defraying reasonable expenses of administering the fund. Investment income of the fund shall be added or credited to the fund as provided by law. All benefits payable under the system, refund of contributions and overpayments, purchases or investments under the law and expenses in connection with the system unless otherwise provided by law shall be paid from the fund. The director of accounts and reports is authorized to draw warrants on the state treasurer and against such fund upon the filing in the director's office of proper vouchers executed by the chairperson or the executive director of the board. As an alternative, payments from the fund may be made by credits to the accounts of recipients of payments in banks, savings and loan associations and credit unions. A payment shall be so made only upon the written authorization and direction of the recipient of payment and upon receipt of such authorization such payments shall be made in accordance therewith. Orders for payment of such claims may be contained on:

(a) A letter, memorandum, telegram, computer printout or similar writing; or

(b) any form of communication, other than voice, which is registered upon magnetic tape, disc or any other medium designed to capture and contain in durable form conventional signals used for the electronic communication of messages.

(2) The board shall have the responsibility for the management of the fund and shall discharge the board's duties with respect to the fund solely in the interests of the members and beneficiaries of the system for the exclusive purpose of providing benefits to members and such member's beneficiaries and defraying reasonable expenses of

administering the fund and shall invest and reinvest moneys in the fund and acquire, retain, manage, including the exercise of any voting rights and disposal of investments of the fund within the limitations and according to the powers, duties and purposes as prescribed by this section.

(3) Moneys in the fund shall be invested and reinvested to achieve the investment objective which is preservation of the fund to provide benefits to members and member beneficiaries, as provided by law and accordingly providing that the moneys are as productive as possible, subject to the standards set forth in this act. No moneys in the fund shall be invested or reinvested if ~~the sole or primary~~ any investment objective is for economic development or social purposes or objectives.

(4) In investing and reinvesting moneys in the fund and in acquiring, retaining, managing and disposing of investments of the fund, the board shall exercise the judgment, care, skill, prudence and diligence under the circumstances then prevailing, which persons of prudence, discretion and intelligence acting in a like capacity and familiar with such matters would use in the conduct of an enterprise of like character and with like aims by diversifying the investments of the fund so as to minimize the risk of large losses, unless under the circumstances it is clearly prudent not to do so, and not in regard to speculation but in regard to the permanent disposition of similar funds, considering the probable income as well as the probable safety of their capital.

(5) Notwithstanding subsection (4):

(a) Total investments in common stock may be made in the amount of up to 60% of the total book value of the fund;

(b) the board may invest or reinvest moneys of the fund in alternative investments if the following conditions are satisfied:

(i) The total of the annual net commitment to alternative investments does not exceed 5% of the total market value of investment assets of the fund as measured from the end of the preceding calendar year;

(ii) if in addition to the system, there are at least two other qualified institutional buyers, as defined by section (a)(1)(i) of rule 144A, securities act of 1933;

(iii) the system's share in any individual alternative investment is limited to an investment representing not more than 20% of any such individual alternative investment;

(iv) the system has received a favorable and appropriate recommendation from a qualified, independent expert in investment management or analysis in that particular type of alternative investment;

(v) the alternative investment is consistent with the system's investment policies and objectives as provided in subsection (6);

(vi) the individual alternative investment does not exceed more than 2.5% of the total alternative investments made under this subsection. If the alternative investment is made pursuant to participation by the system in a multi-investor pool, the 2.5% limitation contained in this subsection is applied to the underlying individual assets of such pool and not to investment in the pool itself. The total of such alternative investments made pursuant to participation by the system in any one individual multi-investor pool shall not exceed more than 20% of the total of alternative investments made by the system pursuant to this subsection. Nothing in this subsection requires the board to liquidate or sell the system's holdings in any alternative investments made pursuant to participation by the system in any one individual multi-investor pool held

by the system on the effective date of this act, unless such liquidation or sale would be in the best interest of the members and beneficiaries of the system and be prudent under the standards contained in this section. The 20% limitation contained in this subsection shall not have been violated if the total of such investment in any one individual multi-investor pool exceeds 20% of the total alternative investments of the fund as a result of market forces acting to increase the value of such a multi-investor pool relative to the rest of the system's alternative investments; however, the board shall not invest or reinvest any moneys of the fund in any such individual multi-investor pool until the value of such individual multi-investor pool is less than 20% of the total alternative investments of the fund;

(vii) the board has received and considered the investment manager's due diligence findings submitted to the board as required by subsection ~~(6)(e)~~ (6);

(viii) prior to the time the alternative investment is made, the system has in place procedures and systems to ensure that the investment is properly monitored and investment performance is accurately measured; and

(ix) the total of alternative investments does not exceed 15% of the total investment assets of the fund. The 15% limitation contained in this subsection shall not have been violated if the total of such alternative investments exceeds 15% of the total investment assets of the fund, based on the fund total market value, as a result of market forces acting to increase the value of such alternative investments relative to the rest of the system's investments. However, the board shall not invest or reinvest any moneys of the fund in alternative investments until the total value of such alternative investments is less than 15% of the total investment assets of the fund based on the market value. If the total value of the alternative investments exceeds 15% of the total investment assets of the fund, the board shall not be required to liquidate or sell the system's holdings in any alternative investment held by the system, unless such liquidation or sale would be in the best interest of the members and beneficiaries of the system and is prudent under the standards contained in this section;

(c) for purposes of this ~~act~~ section, "alternative investment" includes a broad group of investments that are not one of the traditional asset types of public equities, fixed income, cash or real estate. Alternative investments are generally made through limited partnership or similar structures, are not regularly traded on nationally recognized exchanges and thus are relatively illiquid, and exhibit lower correlations with more liquid asset types such as stocks and bonds. Alternative investments generally include, but are not limited to, private equity, private credit, hedge funds, infrastructure, commodities and other investments ~~which that~~ have the characteristics described in this paragraph; and

~~(e)~~ (d) except as otherwise provided, the board may invest or reinvest moneys of the fund in real estate investments if the following conditions are satisfied:

(i) The system has received a favorable and appropriate recommendation from a qualified, independent expert in investment management or analysis in that particular type of real estate investment;

(ii) the real estate investment is consistent with the system's investment policies and objectives as provided in subsection (6); and

(iii) the system has received and considered the investment manager's due diligence findings.

(6) (a) Subject to the objective set forth in subsection (3) and the standards set forth

in subsections (4) and (5) the board shall formulate policies and objectives for the investment and reinvestment of moneys in the fund and the acquisition, retention, management and disposition of investments of the fund. Such policies and objectives shall include:

- ~~(a)~~(i) Specific asset allocation standards and objectives;
- ~~(b)~~(ii) establishment of criteria for evaluating the risk versus the potential return on a particular investment;
- ~~(c)~~(iii) a requirement that all investment managers submit such manager's due diligence findings on each investment to the board or investment advisory committee for approval or rejection prior to making any alternative investment;
- ~~(d)~~(iv) a requirement that all investment managers shall immediately report all instances of default on investments to the board and provide the board with recommendations and options, including, but not limited to, curing the default or withdrawal from the investment; and
- ~~(e)~~(v) establishment of criteria that would be used as a guideline for determining when no additional add-on investments or reinvestments would be made and when the investment would be liquidated.

(b) The board shall review such policies and objectives, make changes considered necessary or desirable and readopt such policies and objectives on an annual basis.

(7) The board may enter into contracts with one or more persons whom the board determines to be qualified, whereby the persons undertake to perform the functions specified in subsection (2) to the extent provided in the contract. Performance of functions under contract so entered into shall be paid pursuant to rates fixed by the board subject to provisions of appropriation acts and shall be based on specific contractual fee arrangements. The system shall not pay or reimburse any expenses of persons contracted with pursuant to this subsection, except that after approval of the board, the system may pay approved investment related expenses subject to provisions of appropriation acts. The board shall require that a person contracted with to obtain commercial insurance which provides for errors and omissions coverage for such person in an amount to be specified by the board, provided that such coverage shall be at least the greater of \$500,000 or 1% of the funds entrusted to such person up to a maximum of \$10,000,000. The board shall require a person contracted with to give a fidelity bond in a penal sum as may be fixed by law or, if not so fixed, as may be fixed by the board, with corporate surety authorized to do business in this state. Such persons contracted with the board pursuant to this subsection and any persons contracted with such persons to perform the functions specified in subsection (2) shall be deemed to be agents of the board and the system in the performance of contractual obligations.

(8) (a) In the acquisition or disposition of securities, the board may rely on the written legal opinion of a reputable bond attorney or attorneys, the written opinion of the attorney of the investment counselor or managers, or the written opinion of the attorney general certifying the legality of the securities.

(b) The board shall employ or retain qualified investment counsel or counselors or may negotiate with a trust company to assist and advise in the judicious investment of funds as herein provided.

(9) (a) Except as provided in subsection (7) and this subsection, the custody of money and securities of the fund shall remain in the custody of the state treasurer, except that the board may arrange for the custody of such money and securities as it

considers advisable with one or more member banks or trust companies of the federal reserve system or with one or more banks in the state of Kansas, or both, to be held in safekeeping by the banks or trust companies for the collection of the principal and interest or other income or of the proceeds of sale. The services provided by the banks or trust companies shall be paid pursuant to rates fixed by the board subject to provisions of appropriation acts.

(b) The state treasurer and the board shall collect the principal and interest or other income of investments or the proceeds of sale of securities in the custody of the state treasurer and pay same when so collected into the fund.

(c) The principal and interest or other income or the proceeds of sale of securities as provided in ~~clause (a) of this subsection (9)~~ shall be reported to the state treasurer and the board and credited to the fund.

(10) The board shall with the advice of the director of accounts and reports establish the requirements and procedure for reporting any and all activity relating to investment functions provided for in this act in order to prepare a record monthly of the investment income and changes made during the preceding month. The record will reflect a detailed summary of investment, reinvestment, purchase, sale and exchange transactions and such other information as the board may consider advisable to reflect a true accounting of the investment activity of the fund.

(11) The board shall provide for an examination of the investment program annually. The examination shall include an evaluation of current investment policies and practices and of specific investments of the fund in relation to the objective set forth in subsection (3), the standard set forth in subsection (4) and other criteria as may be appropriate, and recommendations relating to the fund investment policies and practices and to specific investments of the fund as are considered necessary or desirable. The board shall include in its annual report to the governor as provided in K.S.A. 74-4907, and amendments thereto, a report or a summary thereof covering the investments of the fund.

(12)~~(a)~~ Any internal assessment or examination of alternative investments of the system performed by any person or entity employed or retained by the board which evaluates or monitors the performance of alternative investments shall be reported to the legislative post auditor so that such report may be reviewed in accordance with the annual financial-compliance audits conducted pursuant to K.S.A. 74-49,136, and amendments thereto.

~~(b) The board shall prepare and submit an alternative investment report to the joint committee on pensions, investments and benefits prior to January 1, 2016. Such report shall include a review of alternative investments of the system with an emphasis on the effects of changes in law pursuant to this act and includes specific investment cost and market value information of each individual alternative investment.~~

Sec. 8. K.S.A. 2022 Supp. 74-4921 is hereby repealed.";

Also on page 2, in line 31, by striking "Kansas register" and inserting "statute book";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "concerning"; by striking all in line 2; in line 3, by striking all before the period and inserting "environmental, social and governance criteria involving public contracts and investments; enacting the Kansas public investments and contracts protection act; prohibiting the state or a political

subdivision from giving preferential treatment to or discriminating against companies based on environmental, social and governance criteria in procuring or letting contracts; requiring fiduciaries of the Kansas public employees retirement system to act solely in the financial interest of participants and beneficiaries of the system; restricting state agencies from adopting environmental, social and governance criteria or requiring any person or business to operate in accordance with such criteria; providing for enforcement of such act by the attorney general; indemnifying the Kansas public employees retirement system with respect to actions taken in compliance with such act; amending K.S.A. 2022 Supp. 74-4921 and repealing the existing section";

And your committee on conference recommends the adoption of this report.

MIKE THOMPSON

RICK KLOOS

Conferees on part of Senate

NICK HOHEISEL

BILL CLIFFORD

Conferees on part of House

On motion of Rep. Hoheisel, the conference committee report on **HB 2100** was adopted.

On roll call, the vote was: Yeas 76; Nays 47; Present but not voting: 0; Absent or not voting: 2.

Yeas: Anderson, Awerkamp, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Maughan, Minnix, Moser, Neelly, Owens, F. Patton, Penn, Pickert, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Schmoe, Smith, A., Smith, C., Smith, E., Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L..

Nays: Alcalá, Amyx, Ballard, Barth, Boyd, Carlin, Carmichael, Carr, Curtis, Dodson, M., Featherston, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoye, Humphries, Martinez, Mason, Melton, Meyer, Miller, D., Miller, S., Miller, V., Murphy, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Seiwert, Stogsdill, Sutton, Vaughn, Weigel, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2302** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed as Senate Substitute for House Bill No. 2302, as follows:

On page 1, in line 20, after "invest" by inserting ", or in the state treasurer's discretion

direct the pooled money investment board to invest,";

On page 2, in line 17, after "invest" by inserting ", or in the state treasurer's discretion direct the pooled money investment board to invest,";

On page 3, in line 6, by striking the colon; in line 7, by striking "(A)"; in line 10, by striking "(i)" and inserting "(A)"; in line 13, by striking "\$15,000,000" and inserting "\$12,000,000"; in line 15, by striking all after "thereto"; by striking all in lines 16 through 21; in line 22, by striking all before the period;

On page 4, following line 9, by inserting:

"(4) The Kansas water authority may direct the Kansas water office to provide funding pursuant to section 4 or 5, and amendments thereto, for the improvement of water infrastructure in an unincorporated area related to or serving a national park site or state historic site if the request for funding is made by a nonprofit organization or state agency that is willing to administer the moneys and oversee the project, and the Kansas water authority deems such applicant capable of successfully managing the project. Upon receipt of such a request, the Kansas water office may award moneys in any fiscal year prior to July 1, 2028, with such awarding of moneys to be made at the discretion of the Kansas water office.

(5) The Kansas water authority shall encourage the creation of grant programs for stockwatering conservation projects. Such grant programs shall prioritize the use of fees collected pursuant to K.S.A. 82a-954(a)(3), and amendments thereto.";

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

Also on page 4, in line 23, by striking all after "15,000,000,"; by striking all in lines 24 through 26; in line 27, by striking all before the period and inserting "such excess moneys may be recommended for appropriation by the Kansas water authority for the same purposes that any other moneys in the state water plan fund are appropriated"; in line 34, by striking the comma; in line 35, by striking all before the second "or"; in line 39, by striking all after "municipality"; in line 40, by striking all before "or"; in line 43, by striking "and unincorporated areas";

On page 5, in line 9, by striking "and unincorporated areas"; in line 10, by striking all after "municipalities"; in line 11, by striking "areas"; in line 13, by striking "or unincorporated area"; in line 29, by striking "\$30,000,000" and inserting "\$35,000,000";

And your committee on conference recommends the adoption of this report.

DAN KERSHEN
MICHAEL FAGG
MARY WARE

Conferees on part of Senate

JIM MINNIX
CYNDI HOWERTON
LINDSAY VAUGHN

Conferees on part of House

On motion of Rep. Minnix, the conference committee report on **S Sub for HB 2302** was adopted.

On roll call, the vote was: Yeas 122; Nays 1; Present but not voting: 0; Absent or not

voting: 2.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Jacobs.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2184** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee of the Whole amendments, as follows:

On page 1, by striking all in lines 10 through 36;

By striking all on page 2;

On page 3, by striking all in lines 1 through 14; following line 14, by inserting:

"Section 1. (a) For the fiscal years ending June 30, 2023, June 30, 2024, June 30, 2025, June 30, 2026, June 30, 2027, and June 30, 2028, appropriations are hereby made, restrictions and limitations are hereby imposed, and transfers, capital improvement projects, fees, receipts, disbursements and acts incidental to the foregoing are hereby directed or authorized as provided in this act.

(b) The agencies named in this act are hereby authorized to initiate and complete the capital improvement projects specified and authorized by this act or for which appropriations are made by this act, subject to the restrictions and limitations imposed by this act.

(c) This act shall not be subject to the provisions of K.S.A. 75-6702(a), and amendments thereto.

(d) The appropriations made by this act shall not be subject to the provisions of K.S.A. 46-155, and amendments thereto.

Sec. 2. (a) The department of corrections is hereby authorized and directed to pay the following amounts from the El Dorado correctional facility – facilities operations account of the state general fund for lost property to the following claimants:

Jeremy Johnson #71992

Hutchinson Correctional Facility
 P.O. Box 1568
 Hutchinson, KS 67504.....\$300.00

Mathew McDaniel #98722
 Larned Correctional and Mental Health Facility
 1318 KS Hwy #264
 Larned, KS 67550.....\$29.22

Tarrance Noel #122162
 El Dorado Correctional Facility
 P.O. Box 311
 El Dorado, KS 67042.....\$35.65

Sean McKenzie #104238
 El Dorado Correctional Facility
 P.O. Box 311
 El Dorado, KS 67042.....\$22.95

(b) The department of corrections is hereby authorized and directed to pay the following amount from the Ellsworth correctional facility – facilities operations account of the state general fund for lost property to the following claimant:

John Stenberg #113332
 Ellsworth Correctional Facility
 P.O. Box 107
 Ellsworth, KS 67439\$21.18

(c) The department of corrections is hereby authorized and directed to pay the following amounts from the Hutchinson correctional facility – facilities operations account of the state general fund for lost property to the following claimants:

Christopher Kern #123544
 Larned Mental Health Correctional Facility
 1318 KS Hwy 264
 Larned, KS 67550.....\$59.43

Luis Rojas-Marceleno #94492
 El Dorado Correctional Facility
 P.O. Box 311
 El Dorado, KS 67042.....\$108.20

Anthony McRoberts #0117607
 Lansing Correctional Facility
 P.O. Box 2
 Lansing, KS 66043.....\$50.00

(d) The department of corrections is hereby authorized and directed to pay the following amounts from the Lansing correctional facility – facilities operations account of the state general fund for lost property to the following claimants:

Terry Bowen #71399
Lansing Correctional Facility
P.O. Box 2
Lansing, KS 66043.....\$250.00

Ray Floyd Garcia Jr. #6002627
El Dorado Correctional Facility
P.O. Box 311
El Dorado, KS 67042.....\$315.00

(e) The department of corrections is hereby authorized and directed to pay the following amount from the Norton correctional facility – facilities operations account of the state general fund for lost property to the following claimant:

Gary Ditges #25329
Norton Correctional Facility
P.O. Box 546
Norton, KS 67654.....\$50.00

Sec. 3. The Larned state hospital is hereby authorized and directed to pay the following amount from its operating expenditures account of the state general fund for lost property to the following claimant:

Gary D. Marks #42191
1301 KS Hwy 264
Larned, KS 67550.....\$680.00

Sec. 4. The adjutant general is hereby authorized and directed to pay the following amounts from existing resources for property damage to the following claimants:

Mathew Ayres
2 Will Ct.
Halstead, KS 67056.....\$592.00

Engelbert Sama Ade
6034 Painswick Dr.
Aubrey, TX 76227.....\$5,713.54

Sec. 5. The Kansas bureau of investigation is hereby authorized and directed to pay the following claimant from the operating expenditures account of the state general fund for property damage:

Jamy Hurren
P.O. Box 2985

Salina, KS 67402.....\$1,607.15

Sec. 6. The Kansas department of administration is hereby authorized and directed to pay the following claimants from the operating expenditures account of the state general fund for property damage:

Kenneth McGovern
4029 Harvard Road
Lawrence, KS 66049.....\$4,072.04

Michael Seastrom
2009 SW Bowman Court
Topeka, KS 66604.....\$1,989.45

Sec. 7. The department of revenue is hereby authorized and directed to pay the following amounts from the motor-vehicle fuel tax refund fund for claims not filed within the statutory filing period prescribed in K.S.A. 79-3458, and amendments thereto, to the following claimants:

Bohm Farm & Ranch, Inc.
632 S. Broadway
Salina, KS 67404.....\$1,119.58

Tom Geist
203 W Main St.
Victoria, KS 67671.....\$127.48

Johnson Feed, Inc.
305 W. Industrial
Canton, SD 57013.....\$2,854.33

Ottawa Bus Service, Inc.
1320 W. 149th St.
Olathe, KS 66061.....\$772.20

Pat Ringler
2658 260th Rd.
Emporia, KS 66801.....\$45.00

Mark Schmidt
906 W. 160th St.
Caldwell, KS 67022.....\$60.84

Clyde Sutton
9503 170th Rd.

Ness City, KS 67560.....\$359.64

Louis B. Vestring
9872 NE Stoney Crk Rd.
Cassoday, KS 66842.....\$1,585.66

Wichita Country Club
P.O. Box 8105
Wichita, KS 67208.....\$162.00

Sec. 8. (a) Except as otherwise provided by this act, the director of accounts and reports is hereby authorized and directed to draw warrants on the state treasurer in favor of the claimants specified in sections 2 through 7, and amendments thereto, upon vouchers duly executed by the state agencies directed to pay the amounts specified in such sections to the claimants or their legal representatives or duly authorized agents, as provided by law.

(b) The director of accounts and reports shall secure prior to the payment of any amount to any claimant, other than amounts authorized to be paid pursuant to section 7 as motor-vehicle fuel tax refunds or as transactions between state agencies as provided by this act, a written release and satisfaction of all claims and rights against the state of Kansas and any agencies, officers and employees of the state of Kansas regarding their respective claims.

Sec. 9.

ABSTRACTERS' BOARD OF EXAMINERS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Abstracters' fee fund (016-00-2700-0100)
For the fiscal year ending June 30, 2024.....\$25,711
For the fiscal year ending June 30, 2025.....\$25,723

Sec. 10.

BOARD OF ACCOUNTANCY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Board of accountancy fee fund (028-00-2701-0100)
For the fiscal year ending June 30, 2024.....\$482,372

Provided, That expenditures from the board of accountancy fee fund for the fiscal

year ending June 30, 2024, for official hospitality shall not exceed \$1,400.

For the fiscal year ending June 30, 2025.....\$426,097

Provided, That expenditures from the board of accountancy fee fund for the fiscal year ending June 30, 2025, for official hospitality shall not exceed \$1,400.

Special litigation reserve fund (028-00-2715-2700)

For the fiscal year ending June 30, 2024.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2024, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2025.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2025, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

(b) During the fiscal year ending June 30, 2024, the executive director of the board of accountancy, with the approval of the director of the budget, may transfer moneys from the board of accountancy fee fund (028-00-2701-0100) to the special litigation reserve fund (028-00-2715-2700) of the board of accountancy: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2024, shall not exceed \$20,000: *Provided further*; That the executive director of the board of accountancy shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

(c) During the fiscal year ending June 30, 2025, the executive director of the board of accountancy, with the approval of the director of the budget, may transfer moneys from the board of accountancy fee fund (028-00-2701-0100) to the special litigation reserve fund (028-00-2715-2700) of the board of accountancy: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2025, shall not exceed \$20,000: *Provided further*; That the executive director of the board of accountancy shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director

of legislative research.

Sec. 11.

STATE BANK COMMISSIONER

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 8(b) of chapter 81 of the 2022 Session Laws of Kansas on the bank commissioner fee fund (094-00-2811) of the state bank commissioner is hereby increased from \$12,087,285 to \$12,554,267.

Sec. 12.

STATE BANK COMMISSIONER

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Bank commissioner fee fund (094-00-2811)	
For the fiscal year ending June 30, 2024.....	\$0
For the fiscal year ending June 30, 2025.....	\$0
Bank examination and investigation fund (094-00-2013-1010)	
For the fiscal year ending June 30, 2024.....	\$0
For the fiscal year ending June 30, 2025.....	\$0
Consumer education settlement fund (094-00-2560-2500)	
For the fiscal year ending June 30, 2024.....	\$0
For the fiscal year ending June 30, 2025.....	\$0
Litigation expense fund (094-00-2499-2499)	
For the fiscal year ending June 30, 2024.....	\$0
For the fiscal year ending June 30, 2025.....	\$0

(b) During the fiscal years ending June 30, 2024, and June 30, 2025, notwithstanding the provisions of K.S.A. 9-2209, 9-2218, 16a-2-302 and 16a-6-104, and amendments thereto, or any other statute, all moneys received under the Kansas mortgage business act or the uniform consumer credit code for fines or settlement moneys designated for consumer education shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the consumer education settlement fund (094-00-2560-2500).

Sec. 13.

KANSAS BOARD OF BARBERING

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 2(b) of chapter 97 of the 2022 Session Laws of Kansas on the board of barbering fee fund (100-00-2704-0100) of the Kansas board of barbering is hereby increased from \$180,840 to \$193,348.

Sec. 14.

KANSAS BOARD OF BARBERING

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Board of barbering fee fund (100-00-2704-0100)

For the fiscal year ending June 30, 2024.....\$197,899

Provided, That expenditures from the board of barbering fee fund for the fiscal year ending June 30, 2024, for official hospitality shall not exceed \$500.

For the fiscal year ending June 30, 2025.....\$202,404

Provided, That expenditures from the board of barbering fee fund for the fiscal year ending June 30, 2025 for official hospitality shall not exceed \$500.

(b) Notwithstanding the provisions of K.S.A. 65-1817, and amendments thereto, or any other statute, during the fiscal years ending June 30, 2024, and June 30, 2025, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from any special revenue fund or funds for the above agency for fiscal years 2024 and 2025 as authorized by this or any other appropriation act of the 2023 or 2024 regular session of the legislature, expenditures shall be made by the above agency from such moneys for fiscal years 2024 and 2025 to charge and collect a fee for the examination of an applicant to practice barbering in an amount not more than \$150.

Sec. 15.

BEHAVIORAL SCIENCES REGULATORY BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Behavioral sciences regulatory board fee fund (102-00-2730-0100)

For the fiscal year ending June 30, 2024.....\$1,050,908

Provided, That expenditures from the behavioral sciences regulatory board fee fund for the fiscal year ending June 30, 2024, for official hospitality shall not exceed \$1,000:

Provided further, That all expenditures from the behavioral sciences regulatory board fee fund for the fiscal year ending June 30, 2024, for disciplinary hearings shall be in addition to any expenditure limitation imposed on the behavioral sciences regulatory board fee fund for fiscal year 2024.

For the fiscal year ending June 30, 2025.....\$1,073,817

Provided, That expenditures from the behavioral sciences regulatory board fee fund for the fiscal year ending June 30, 2025, for official hospitality shall not exceed \$1,000:

Provided further, That all expenditures from the behavioral sciences regulatory board fee fund for the fiscal year ending June 30, 2025, for disciplinary hearings shall be in addition to any expenditure limitation imposed on the behavioral sciences regulatory board fee fund for fiscal year 2025.

Coronavirus relief fund (102-00-3753)

For the fiscal year ending June 30, 2024.....No limit

For the fiscal year ending June 30, 2025.....No limit

(b) During the fiscal years ending June 30, 2024, and June 30, 2025, notwithstanding the provisions of any statute to the contrary, no expenditures shall be made by the above agency from moneys appropriated from any special revenue fund or funds for fiscal years 2024 and 2025, as authorized by this or any other appropriation act of the 2023 or 2024 regular session of the legislature, to adopt or impose, as a condition of obtaining or renewing licenses or permits, any incentives or requirements that applicants for such licensure or permit undergo, demonstrate familiarity with, or support any training, education, or instruction program that includes diversity, equity, inclusion, anti-racism, critical race theory or other related topics: *Provided, however*, That the provisions of this subsection shall not apply to equal opportunity or equal employment opportunity materials designed to inform individuals about the prohibition on discrimination based on protected status under state and federal law.

Sec. 16.

STATE BOARD OF HEALING ARTS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Healing arts fee fund (105-00-2705-0100)

For the fiscal year ending June 30, 2024.....\$7,024,154

Provided, That expenditures from the healing arts fee fund for the fiscal year ending June 30, 2024, for official hospitality shall not exceed \$1,000: *Provided further*, That all expenditures from the healing arts fee fund for the fiscal year ending June 30, 2024, for disciplinary hearings shall be in addition to any expenditure limitation imposed on the healing arts fee fund for fiscal year 2024.

For the fiscal year ending June 30, 2025.....\$7,184,690

Provided, That expenditures from the healing arts fee fund for the fiscal year ending June 30, 2025, for official hospitality shall not exceed \$1,000: *Provided further*, That all expenditures from the healing arts fee fund for the fiscal year ending June 30, 2025, for disciplinary hearings shall be in addition to any expenditure limitation imposed on the healing arts fee fund for fiscal year 2025.

Medical records maintenance trust fund (105-00-7206-7200)

For the fiscal year ending June 30, 2024.....\$35,000

For the fiscal year ending June 30, 2025.....\$35,000

Sec. 17.

KANSAS STATE BOARD OF COSMETOLOGY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Cosmetology fee fund (149-00-2706-0100)
For the fiscal year ending June 30, 2024.....\$1,234,651

Provided, That expenditures from the cosmetology fee fund for the fiscal year ending June 30, 2024, for official hospitality shall not exceed \$2,000.

For the fiscal year ending June 30, 2025.....\$1,234,928

Provided, That expenditures from the cosmetology fee fund for the fiscal year ending June 30, 2025, for official hospitality shall not exceed \$2,000.

Sec. 18.

STATE DEPARTMENT OF CREDIT UNIONS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Credit union fee fund (159-00-2026-0100)
For the fiscal year ending June 30, 2024.....\$1,266,485

Provided, That expenditures from the credit union fee fund for the fiscal year ending June 30, 2024, for official hospitality shall not exceed \$300.

For the fiscal year ending June 30, 2025.....\$1,268,881

Provided, That expenditures from the credit union fee fund for the fiscal year ending June 30, 2025, for official hospitality shall not exceed \$300.

Sec. 19.

KANSAS DENTAL BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Dental board fee fund (167-00-2708-0100)
For the fiscal year ending June 30, 2024.....\$560,000

Provided, That expenditures from the dental board fee fund for the fiscal year ending June 30, 2024, for official hospitality shall not exceed \$1,000.

For the fiscal year ending June 30, 2025..... \$565,000

Provided, That expenditures from the dental board fee fund for the fiscal year ending June 30, 2025, for official hospitality shall not exceed \$1,000.

Special litigation reserve fund (167-00-2749-2000)

For the fiscal year ending June 30, 2024.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2024, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2025.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2025, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

Sec. 20.

STATE BOARD OF MORTUARY ARTS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Mortuary arts fee fund (204-00-2709-0100)

For the fiscal year ending June 30, 2024.....\$322,934

Provided, That expenditures from the mortuary arts fee fund for the fiscal year ending June 30, 2024, for official hospitality shall not exceed \$500.

For the fiscal year ending June 30, 2025.....\$324,494

Provided, That expenditures from the mortuary arts fee fund for the fiscal year ending June 30, 2025, for official hospitality shall not exceed \$500.

Sec. 21.

KANSAS BOARD OF EXAMINERS IN FITTING AND
DISPENSING OF HEARING INSTRUMENTS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Hearing instrument board fee fund (266-00-2712-9900)	
For the fiscal year ending June 30, 2024.....	\$37,695
For the fiscal year ending June 30, 2025.....	\$37,695
Hearing instrument litigation fund (266-00-2136-2136)	
For the fiscal year ending June 30, 2024.....	No limit

Provided, That no expenditures shall be made from the hearing instrument litigation fund for the fiscal year ending June 30, 2024, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2025.....No limit

Provided, That no expenditures shall be made from the hearing instrument litigation fund for the fiscal year ending June 30, 2025, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

Sec. 22.

BOARD OF NURSING

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 3(a) of chapter 97 of the 2022 Session Laws of Kansas on the board of nursing fee fund (482-00-2716-0200) of the board of nursing is hereby increased from \$3,084,471 to \$3,328,993.

Sec. 23.

BOARD OF NURSING

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Board of nursing fee fund (482-00-2716-0200)
 For the fiscal year ending June 30, 2024.....\$3,656,524

Provided, That expenditures from the board of nursing fee fund for the fiscal year ending June 30, 2024, for official hospitality shall not exceed \$500.

For the fiscal year ending June 30, 2025.....\$3,597,121

Provided, That expenditures from the board of nursing fee fund for the fiscal year ending June 30, 2025, for official hospitality shall not exceed \$500.

Gifts and grants fund (482-00-7346-4000)
 For the fiscal year ending June 30, 2024.....No limit
 For the fiscal year ending June 30, 2025.....No limit

Education conference fund (482-00-2209-0100)
 For the fiscal year ending June 30, 2024.....No limit
 For the fiscal year ending June 30, 2025.....No limit

Criminal background and fingerprinting fund (482-00-2745-2700)
 For the fiscal year ending June 30, 2024.....No limit
 For the fiscal year ending June 30, 2025.....No limit

Sec. 24.

BOARD OF EXAMINERS IN OPTOMETRY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Optometry fee fund (488-00-2717-0100)
 For the fiscal year ending June 30, 2024.....\$205,758

Provided, That expenditures from the optometry fee fund for the fiscal year ending June 30, 2024, for official hospitality shall not exceed \$650.

For the fiscal year ending June 30, 2025.....\$227,096

Provided, That expenditures from the optometry fee fund for the fiscal year ending June 30, 2025, for official hospitality shall not exceed \$650.

Optometry litigation fund (488-00-2547-2547)
 For the fiscal year ending June 30, 2024.....No limit

Provided, That no expenditures shall be made from the optometry litigation fund for the fiscal year ending June 30, 2024, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure,

and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2025.....No limit

Provided, That no expenditures shall be made from the optometry litigation fund for the fiscal year ending June 30, 2025, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

Criminal history fingerprinting fund (488-00-2565-2565)

For the fiscal year ending June 30, 2024.....No limit

For the fiscal year ending June 30, 2025.....No limit

(b) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$93,000 from the optometry litigation fund (488-00-2547-2547) of the board of examiners in optometry to the optometry fee fund (488-00-2717-0100) of the board of examiners in optometry.

Sec. 25.

STATE BOARD OF PHARMACY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 4(a) of chapter 97 of the 2022 Session Laws of Kansas on the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy is hereby decreased from \$3,273,406 to \$2,457,604.

(b) During the fiscal year ending June 30, 2023, notwithstanding the provisions of K.S.A. 2022 Supp. 65-16,130, and amendments thereto, or any other statute to the contrary, no expenditures shall be made by the above agency from moneys appropriated from any special revenue fund or funds for fiscal year 2023 as authorized by section 18 of chapter 116 or section 21 of chapter 98 of the 2021 Session Laws of Kansas, section 17 of chapter 81 of the 2022 Session Laws of Kansas, this or any other appropriation act of the 2023 regular session of the legislature for the purposes of enforcing regulations regarding: (1) Dispensing thresholds for telepharmacy outlets; (2) location requirements for telepharmacy outlets that include, but are not limited to, being at least 20 miles from any registered pharmacy or being in a county that contains a city or municipality with a population greater than 50,000 individuals; and (3) filling a prescription and causing the prescription to be delivered for administration to a medical care facility pharmacy, a practitioner or a patient who intends to transport such prescription to a medical care

facility, clinic, practitioner's office or pharmacy for administration.

Sec. 26.

STATE BOARD OF PHARMACY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

State board of pharmacy fee fund (531-00-2718-0100)
For the fiscal year ending June 30, 2024.....\$3,317,894

Provided, That expenditures from the state board of pharmacy fee fund for the fiscal year ending June 30, 2024, for official hospitality shall not exceed \$2,000.

For the fiscal year ending June 30, 2025.....\$3,478,845

Provided, That expenditures from the state board of pharmacy fee fund for the fiscal year ending June 30, 2025, for official hospitality shall not exceed \$2,000.

State board of pharmacy litigation fund (531-00-2733-2700)
For the fiscal year ending June 30, 2024.....No limit

Provided, That no expenditures shall be made from the state board of pharmacy litigation fund for the fiscal year ending June 30, 2024, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2025.....No limit

Provided, That no expenditures shall be made from the state board of pharmacy litigation fund for the fiscal year ending June 30, 2025, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

Prescription monitoring program fund (531-00-2827-2827)
For the fiscal year ending June 30, 2024.....No limit

For the fiscal year ending June 30, 2025.....No limit

Non-federal gifts and grants fund (531-00-7018-7000)

For the fiscal year ending June 30, 2024.....No limit

Provided, That the state board of pharmacy is hereby authorized to apply for and to accept grants and may accept donations, bequests or gifts during fiscal year 2024: *Provided, however*; That the board shall remit all moneys received under this proviso to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto: *Provided further*; That, upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the non-federal gifts and grants fund: *And provided further*; That all expenditures from the non-federal gifts and grants fund for fiscal year 2024 shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the president of the state board of pharmacy or a person designated by the president.

For the fiscal year ending June 30, 2025.....No limit

Provided, That the state board of pharmacy is hereby authorized to apply for and to accept grants and may accept donations, bequests or gifts during fiscal year 2025: *Provided, however*; That the board shall remit all moneys received under this proviso to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto: *Provided further*; That, upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the non-federal gifts and grants fund: *And provided further*; That all expenditures from the non-federal gifts and grants fund for fiscal year 2025 shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the president of the state board of pharmacy or a person designated by the president.

Strategic prevention framework for prescription

drugs – federal fund (531-00-3284-3284)

For the fiscal year ending June 30, 2024.....No limit

For the fiscal year ending June 30, 2025.....No limit

Prescription drug overdose data-driven prevention

initiative – federal fund (531-00-3294-3294)

For the fiscal year ending June 30, 2024.....No limit

For the fiscal year ending June 30, 2025.....No limit

Harold Rogers prescription fund (531-00-3188-3110)

For the fiscal year ending June 30, 2024.....No limit

For the fiscal year ending June 30, 2025.....No limit

Public health crisis response fund (531-00-3602-3602)

For the fiscal year ending June 30, 2024.....No limit

For the fiscal year ending June 30, 2025.....No limit

(b) During the fiscal year ending June 30, 2024, the executive secretary of the state board of pharmacy, with the approval of the director of the budget, may transfer moneys from the state board of pharmacy fee fund (531-00-2718-0100) to the state board of pharmacy litigation fund (531-00-2733-2700) of the state board of pharmacy: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2024, shall not exceed \$50,000: *Provided further*; That the executive secretary of the state board of

pharmacy shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

(c) During the fiscal year ending June 30, 2025, the executive secretary of the state board of pharmacy, with the approval of the director of the budget, may transfer moneys from the state board of pharmacy fee fund (531-00-2718-0100) to the state board of pharmacy litigation fund (531-00-2733-2700) of the state board of pharmacy: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2025, shall not exceed \$50,000: *Provided further*, That the executive secretary of the state board of pharmacy shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

(d) During the fiscal years ending June 30, 2024, and June 30, 2025, notwithstanding the provisions of K.S.A. 2022 Supp. 65-16,130, and amendments thereto, or any other statute to the contrary, no expenditures shall be made by the above agency from moneys appropriated from any special revenue fund or funds for fiscal year 2024 or 2025 as authorized this or any other appropriation act of the 2024 or 2025 regular session of the legislature for the purposes of enforcing regulations regarding: (1) Dispensing thresholds for telepharmacy outlets; (2) location requirements for telepharmacy outlets that include, but are not limited to, being at least 20 miles from any registered pharmacy or being in a county that contains a city or municipality with a population greater than 50,000 individuals; and (3) filling a prescription and causing the prescription to be delivered for administration to a medical care facility pharmacy, a practitioner or a patient who intends to transport such prescription to a medical care facility, clinic, practitioner's office or pharmacy for administration.

Sec. 27.

REAL ESTATE APPRAISAL BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Appraiser fee fund (543-00-2732-0100)

For the fiscal year ending June 30, 2024.....\$357,227

Provided, That expenditures from the appraiser fee fund for the fiscal year ending June 30, 2024, for official hospitality shall not exceed \$500.

For the fiscal year ending June 30, 2025.....\$362,805

Provided, That expenditures from the appraiser fee fund for the fiscal year ending June 30, 2025, for official hospitality shall not exceed \$500.

Federal registry clearing fund (543-00-7752-7000)

For the fiscal year ending June 30, 2024.....No limit

For the fiscal year ending June 30, 2025.....No limit

AMC federal registry clearing fund (543-00-7755-7755)
 For the fiscal year ending June 30, 2024.....No limit
 For the fiscal year ending June 30, 2025.....No limit

Special litigation reserve fund (543-00-2698-2698)
 For the fiscal year ending June 30, 2024.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2024, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2025.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2025, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

(b) During the fiscal years ending June 30, 2024, and June 30, 2025, the executive director of the real estate appraisal board, with the approval of the director of the budget, may transfer moneys from the appraiser fee fund (543-00-2732-0100) of the real estate appraisal board to the special litigation reserve fund (543-00-2698-2698) of the real estate appraisal board: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2024, and for the fiscal year ending June 30, 2025, shall not exceed \$20,000: *Provided further*, That the executive director of the real estate appraisal board shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

(c) In addition to the other purposes for which expenditures may be made by real estate appraisal board from moneys appropriated from special revenue fund or funds for fiscal years 2023 and 2024 as authorized by section 22 of chapter 98 of the 2021 Session Laws of Kansas, this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from such moneys appropriated in such years to review the practical applications of real estate appraisal program and participate in such program to increase the number of appraisers available in Kansas and include the above agency's participation in the program in a report to the

house committee on appropriations, house committee on general government budget and the senate committee on ways and means on or before January 31, 2024.

Sec. 28.

KANSAS REAL ESTATE COMMISSION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Real estate fee fund (549-00-2721-0100)

For the fiscal year ending June 30, 2024.....\$1,256,331

Provided, That expenditures from the real estate fee fund for the fiscal year ending June 30, 2024, for official hospitality shall not exceed \$1,000.

For the fiscal year ending June 30, 2025.....\$1,272,735

Provided, That expenditures from the real estate fee fund for the fiscal year ending June 30, 2025, for official hospitality shall not exceed \$1,000.

Real estate recovery revolving fund (549-00-7368-4200)

For the fiscal year ending June 30, 2024.....No limit

For the fiscal year ending June 30, 2025.....No limit

Background investigation fee fund (549-00-2722-2700)

For the fiscal year ending June 30, 2024.....No limit

For the fiscal year ending June 30, 2025.....No limit

Special litigation reserve fund (549-00-2821-2821)

For the fiscal year ending June 30, 2024.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2024, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2025.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2025, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative

policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

(b) During the fiscal year ending June 30, 2024, and June 30, 2025, the executive director of the Kansas real estate commission, with the approval of the director of the budget, may transfer moneys from the real estate fee fund (549-00-2721-0100) to the special litigation reserve fund of the Kansas real estate commission: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2024, and for the fiscal year ending June 30, 2025, shall not exceed \$20,000: *Provided further*, That the executive director of the Kansas real estate commission shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

Sec. 29.

STATE BOARD OF TECHNICAL PROFESSIONS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Technical professions fee fund (663-00-2729-0100)

For the fiscal year ending June 30, 2024.....\$808,720

Provided, That expenditures from the technical professions fee fund for the fiscal year ending June 30, 2024, for official hospitality shall not exceed \$2,000.

For the fiscal year ending June 30, 2025.....\$810,850

Provided, That expenditures from the technical professions fee fund for the fiscal year ending June 30, 2025, for official hospitality shall not exceed \$2,000.

Special litigation reserve fund (663-00-2739-0200)

For the fiscal year ending June 30, 2024.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2024, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2025.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2025, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable

effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

Sec. 30.

STATE BOARD OF VETERINARY EXAMINERS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Veterinary examiners fee fund (700-00-2727-1100)
For the fiscal year ending June 30, 2024.....\$368,512

Provided, That expenditures from the veterinary examiners fee fund for the fiscal year ending June 30, 2024, for official hospitality shall not exceed \$700.

For the fiscal year ending June 30, 2025.....\$373,203

Provided, That expenditures from the veterinary examiners fee fund for the fiscal year ending June 30, 2025, for official hospitality shall not exceed \$700.

Sec. 31.

GOVERNMENTAL ETHICS COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures (247-00-1000-0103)
For the fiscal year ending June 30, 2024.....\$492,389

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

For the fiscal year ending June 30, 2025.....\$492,389

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Governmental ethics commission fee fund (247-00-2188-2000)
For the fiscal year ending June 30, 2024.....No limit
For the fiscal year ending June 30, 2025.....No limit

(c) During the fiscal years ending June 30, 2024, and June 30, 2025, notwithstanding the provisions of K.S.A. 25-4152, 25-4180, 25-4181, 25-4186, 46-280, 46-288 and 75-3036, and amendments thereto, or any other statute, all moneys received from civil penalties charges and collected by the governmental ethics commission under K.S.A. 25-4152, 25-4180, 25-4181, 25-4186, 46-280 and 46-288, and amendments thereto, shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and deposited in the state treasury and credited to the state general fund.

Sec. 32.

LEGISLATIVE COORDINATING COUNCIL

(a) On the effective date of this act, of the \$752,411 appropriated for the above agency for the fiscal year ending June 30, 2023, by section 22(a) of chapter 81 of the 2022 Session Laws of Kansas from the state general fund in the legislative coordinating council – operations account (422-00-1000-0100), the sum of \$67,896 is hereby lapsed.

(b) On the effective date of this act, of the \$4,661,008 appropriated for the above agency for the fiscal year ending June 30, 2023, by section 22(a) of chapter 81 of the 2022 Session Laws of Kansas from the state general fund in the legislative research department – operations account (425-00-1000-0103), the sum of \$237,298 is hereby lapsed.

(c) On the effective date of this act, of the \$4,132,662 appropriated for the above agency for the fiscal year ending June 30, 2023, by section 22(a) of chapter 81 of the 2022 Session Laws of Kansas from the state general fund in the office of revisor of statutes – operations account (579-00-1000-0103), the sum of \$431,521 is hereby lapsed.

Sec. 33.

LEGISLATIVE COORDINATING COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Legislative coordinating council –
operations (422-00-1000-0100).....\$758,613

Provided, That any unencumbered balance in the legislative coordinating council – operations account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Legislative research department –
operations (425-00-1000-0103).....\$5,037,884

Provided, That any unencumbered balance in the legislative research department – operations account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Office of revisor of statutes –
operations (579-00-1000-0103).....\$4,451,103

Provided, That any unencumbered balance in the office of revisor of statutes – operations account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Legislative research department special revenue fund (425-00-2111-2000).....	No limit
Legislature employment security fund.....	No limit

(c) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$71,000,000 from the legislature employment security fund of the legislative coordinating council to the university of Kansas and Wichita state university health collaboration fund of the university of Kansas.

(d) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$71,000,000 from the legislature employment security fund of the legislative coordinating council to Wichita state university and university of Kansas health collaboration fund of Wichita state university.

Sec. 34.

LEGISLATURE

(a) On the effective date of this act, of the \$17,085,667 appropriated for the above agency for the fiscal year ending June 30, 2023, by section 24(a) of chapter 81 of the 2022 Session Laws of Kansas from the state general fund in the operations (including official hospitality) account (428-00-1000-0103), the sum of \$2,000,000 is hereby lapsed.

(b) On the effective date of this act, of the \$6,327,654 appropriated for the above agency for the fiscal year ending June 30, 2023, by section 24(a) of chapter 81 of the 2022 Session Laws of Kansas from the state general fund in the legislative information system account (428-00-1000-0300), the sum of \$1,512,661 is hereby lapsed.

Sec. 35.

LEGISLATURE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operations (including official hospitality) (428-00-1000-0103).....	\$19,020,910
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Provided, That any unencumbered balance in the operations (including official hospitality) account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That expenditures may be made from this account, pursuant to vouchers approved by the chairperson or vice-chairperson of the legislative

coordinating council, to pay compensation and travel expenses and subsistence expenses or allowances as authorized by K.S.A. 75-3212, and amendments thereto, for members and associate members of the advisory committee to the Kansas commission on interstate cooperation established under K.S.A. 46-407a, and amendments thereto, for attendance at meetings of the advisory committee that are authorized by the legislative coordinating council, except that: (1) The legislative coordinating council may establish restrictions or limitations, or both, on travel expenses, subsistence expenses or allowances, or any combination thereof, paid to members and associate members of such advisory committee; and (2) any person who is an associate member of such advisory committee, by reason of such person having been accredited by the national conference of commissioners on uniform state laws as a life member of that organization, shall receive the same travel expenses and subsistence expenses for attendance at meetings of the advisory committee as a regular member, but shall receive no per diem compensation: *And provided further*; That expenditures may be made from this account for services, facilities and supplies provided for legislators in addition to those provided under the approved budget and for related copying, facsimile transmission and other services provided to persons other than legislators, in accordance with policies and any restrictions or limitations prescribed by the legislative coordinating council: *And provided further*; That no expenditures shall be made from this account for any meeting of any joint committee, or of any subcommittee of any joint committee, chargeable to fiscal year 2024 unless such meeting is approved by the legislative coordinating council: *And provided further*; That, notwithstanding the provisions of K.S.A. 45-116, and amendments thereto, or any other statute, no expenditures shall be made from this account for the printing and distribution of copies of the permanent journals of the senate or house of representatives to each member of the legislature during fiscal year 2024: *And provided further*; That, notwithstanding the provisions of K.S.A. 77-138, and amendments thereto, or any other statute, no expenditures shall be made from this account for the printing and distribution of complete sets of the Kansas Statutes Annotated to each member of the legislature in excess of one complete set of the Kansas Statutes Annotated to each member at the commencement of the member's first term as legislator during fiscal year 2024: *And provided further*; That, notwithstanding the provisions of K.S.A. 77-138, and amendments thereto, or any other statute, no expenditures shall be made from this account for the legislator's name to be printed on one complete set of the Kansas Statutes Annotated during fiscal year 2024: *And provided further*; That, notwithstanding the provisions of K.S.A. 77-165, and amendments thereto, or any other statute, no expenditures shall be made from this account for the printing and delivering of a set of the cumulative supplements of the Kansas Statutes Annotated to each member of the legislature in excess of one cumulative supplement set of the Kansas Statutes Annotated to each member of the legislature during fiscal year 2024: *And provided further*; That, notwithstanding the provisions of K.S.A. 75-1005, and amendments thereto, or any other statute, expenditures may be made from this account to reimburse members of the legislature for expenses incurred in printing correspondence with constituents: *And provided further*; That no expenses shall be reimbursed unless a legislator has first obtained approval for such printing by the director of legislative administrative services: *And provided further*; That such reimbursements shall only be issued after a legislator provides written receipts showing such expense to the director of legislative

administrative services: *And provided further*, That the maximum amount reimbursed to any legislator shall be equal to or less than the maximum amount allotted to any legislator for constituent correspondence pursuant to policies adopted by the legislative coordinating council.

Legislative information

system (428-00-1000-0300).....\$6,723,214

Provided, That any unencumbered balance in the legislative information system account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That expenditures shall be made from this account by the above agency to issue a request for proposal by August 1, 2023, for a constituent relationship management software service to assist in decreasing response time for both staff and constituents, to encrypt data in transit to ensure constituent privacy, track casework through completion, include integrations with existing systems and allow for proactive communication to all Kansas residents using prescriptive demographic information for targeted outreach, engagement and education: *And provided further*, That the above agency shall require any entity making a proposal to provide two or more references from state legislatures that use such services of a similar scope: *And provided further*, That the legislative coordinating council shall review and approve or reject a contract for such services on or before October 1, 2023, with the expectation that the service, if approved, will be implemented on or before December 1, 2023: *Provided, however*, The expenditure for such services shall not exceed \$100,000.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Legislative special

revenue fund (428-00-2260-2200).....No limit

Provided, That expenditures may be made from the legislative special revenue fund, pursuant to vouchers approved by the chairperson or the vice-chairperson of the legislative coordinating council, to pay compensation and travel expenses and subsistence expenses or allowances as authorized by K.S.A. 75-3212, and amendments thereto, for members and associate members of the advisory committee to the Kansas commission on interstate cooperation established under K.S.A. 46-407a, and amendments thereto, for attendance at meetings of the advisory committee which are authorized by the legislative coordinating council, except that: (1) The legislative coordinating council may establish restrictions or limitations, or both, on travel expenses, subsistence expenses or allowances, or any combination thereof, paid to members and associate members of such advisory committee; and (2) any person who is an associate member of such advisory committee, by reason of such person having been accredited by the national conference of commissioners on uniform state laws as a life member of that organization, shall receive the same travel expenses and subsistence expenses for attendance at meetings of the advisory committee as a regular member, but shall receive no per diem compensation: *Provided further*, That expenditures may be made from this fund for services, facilities and supplies provided for legislators in addition to those provided under the approved budget and for related copying, facsimile

transmission and other services provided to persons other than legislators, in accordance with policies and any restrictions or limitations prescribed by the legislative coordinating council: *And provided further*, That amounts are hereby authorized to be collected for such services, facilities and supplies in accordance with policies of the council: *And provided further*, That such amounts shall be fixed in order to recover all or part of the expenses incurred for providing such services, facilities and supplies and shall be consistent with policies and fees established in accordance with K.S.A. 46-1207a, and amendments thereto: *And provided further*, That all such amounts received shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the legislative special revenue fund: *And provided further*, That all donations, gifts or bequests of money for the legislative branch of government which are received and accepted by the legislative coordinating council shall be deposited in the state treasury and credited to an account of the legislative special revenue fund: *And provided further*, That no expenditures shall be made from this fund for any meeting of any joint committee, or of any subcommittee of any joint committee, during fiscal year 2024 unless such meeting is approved by the legislative coordinating council: *And provided further*, That, notwithstanding the provisions of K.S.A. 45-116, and amendments thereto, or any other statute, no expenditures shall be made from this fund for the printing and distribution of copies of the permanent journals of the senate or house of representatives to each member of the legislature during fiscal year 2024: *And provided further*, That, notwithstanding the provisions of K.S.A. 77-138, and amendments thereto, or any other statute, no expenditures shall be made from this fund for the printing and distribution of complete sets of the Kansas Statutes Annotated to each member of the legislature in excess of one complete set of the Kansas Statutes Annotated to each member at the commencement of the member's first term as legislator during fiscal year 2024: *And provided further*, That, notwithstanding the provisions of K.S.A. 77-138, and amendments thereto, or any other statute, no expenditures shall be made from this fund for the legislator's name to be printed on one complete set of the Kansas Statutes Annotated during fiscal year 2024: *And provided further*, That, notwithstanding the provisions of K.S.A. 77-165, and amendments thereto, or any other statute, no expenditures shall be made from this fund for the printing and delivering of a set of the cumulative supplements of the Kansas Statutes Annotated to each member of the legislature in excess of one cumulative supplement set of the Kansas Statutes Annotated to each member of the legislature during fiscal year 2024.

Capitol restoration – gifts and
 donations fund (428-00-7348-7000).....No limit

(c) As used in this section, "joint committee" includes the joint committee on administrative rules and regulations, health care stabilization fund oversight committee, joint committee on special claims against the state, legislative budget committee, joint committee on state building construction, joint committee on information technology, joint committee on pensions, investments and benefits, joint committee on state-tribal relations, confirmation oversight committee, joint committee on corrections and juvenile justice oversight, compensation commission, joint committee on Kansas security, Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight, capitol preservation committee, joint committee on

child welfare system oversight, joint committee on fiduciary financial institutions oversight and any other committee, commission or other body for which expenditures are to be paid from moneys appropriated for the legislature for the expenses of any meeting of any such body or for the expenses of any member thereof.

(d) During the fiscal year ending June 30, 2024, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2024 by this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from such moneys during fiscal year 2024 for the purpose of creating an interim study committee to take a holistic view of nursing facility reimbursement rate methodology, including cost center caps and an acuity-based add-on.

Sec. 36.

DIVISION OF POST AUDIT

(a) On the effective date of this act, of the \$3,477,553 appropriated for the above agency for the fiscal year ending June 30, 2023, by section 26(a) of chapter 81 of the 2022 Session Laws of Kansas from the state general fund in the operations (including legislative post audit committee) account (540-00-1000-0100), the sum of \$420,637 is hereby lapsed.

Sec. 37.

DIVISION OF POST AUDIT

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operations (including legislative post audit committee) (540-00-1000-0100).....\$3,534,391

Provided, That any unencumbered balance in the operations (including legislative post audit committee) account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Sec. 38.

GOVERNOR'S DEPARTMENT

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Governor's department (252-00-1000-0503).....\$3,798,984

Provided, That any unencumbered balance in the governor's department account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That expenditures may be made from this account for official hospitality and contingencies without limitation at the discretion of the governor.

Domestic violence

prevention grants (252-00-1000-0600).....\$10,624,075

Provided, That any unencumbered balance in the domestic violence prevention grants account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*; That expenditures may be made from the domestic violence prevention grants account for official hospitality and contingencies without limitation at the discretion of the governor.

Child advocacy centers (252-00-1000-0610).....\$2,745,827

Provided, That any unencumbered balance in the child advocacy centers account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*; That expenditures may be made from the child advocacy centers account for official hospitality and contingencies without limitation at the discretion of the governor.

CASA grant (252-00-1000-0630).....\$595,000

(b) Expenditures may be made by the above agency for travel expenses of the governor's spouse when accompanying the governor or when representing the governor on official state business, for travel and subsistence expenditures for security personnel when traveling with the governor and for entertainment of officials and other persons as guests from the amount appropriated for the fiscal year ending June 30, 2024, by subsection (a) from the state general fund in the governor's department account (252-00-1000-0503).

(c) Expenditures may be made by the above agency for travel expenses of the lieutenant governor's spouse when accompanying the lieutenant governor or when representing the lieutenant governor on official state business, for travel and subsistence expenditures for security personnel when traveling with the lieutenant governor and for entertainment of officials and other persons as guests from the amount appropriated for the fiscal year ending June 30, 2024, by subsection (a) from the state general fund in the governor's department account (252-00-1000-0503).

(d) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Special programs fund (252-00-2149).....No limit

Provided, That expenditures may be made from the special programs fund for operating expenditures for the governor's department, including conferences and official hospitality: *Provided further*; That the governor is hereby authorized to fix, charge and collect fees for such conferences: *And provided further*; That fees for such conferences shall be fixed in order to recover all or part of the operating expenses incurred for such conferences, including official hospitality: *And provided further*; That all fees received for such conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the special programs fund.

Conversion of materials and equipment fund (252-00-2409).....No limit

Kansas commission on disability concerns fee fund (252-00-2767).....	No limit
Residential substance abuse – federal fund (252-00-3006).....	No limit
Arrest grant – federal fund (252-00-3082).....	No limit
National criminal history improvement program – federal fund (252-00-3189).....	No limit
Violence against women grant – federal fund (252-00-3214).....	No limit
Project safe neighborhoods – federal fund (252-00-3217).....	No limit
Coverdell forensic science improvement – federal fund (252-00-3227).....	No limit
Crime victim assistance – federal fund (252-00-3260).....	No limit
Pandemic assistance/vaccine equity fund (252-00-3372).....	No limit
Access visitation grant – federal fund (252-00-3460).....	No limit
Battered women/family violence prevention – federal fund (252-00-3461).....	No limit
Sexual assault services program – federal fund (252-00-3465).....	No limit
Family violence prevention services – ARPA federal fund.....	No limit
Emergency rental assistance – federal fund (252-00-3646).....	No limit
Coronavirus emergency supplemental – federal fund (252-00-3671).....	No limit
Coronavirus relief fund – federal fund (252-00-3753).....	No limit
American rescue plan – state fiscal relief – federal fund (252-00-3756).....	No limit
Edward Byrne justice assistance grants – federal fund (252-00-3757).....	No limit
Prison rape elimination act – federal fund (252-00-3758).....	No limit
Homeowners' assistance –	

federal fund (252-00-3759).....	No limit
John R Justice grant – federal fund (252-00-3802).....	No limit
Hispanic and Latino American affairs commission – donations fund (252-00-7236).....	No limit
Advisory commission on African-American affairs – donations fund (252-00-7242).....	No limit
White collar crime fund.....	No limit
Sec. 39.	

ATTORNEY GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (082-00-1000-0103).....	\$5,363,740
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Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*; That expenditures from this account for official hospitality shall not exceed \$2,000.

Litigation costs (082-00-1000-0040).....	\$78,000
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Provided, That any unencumbered balance in the litigation costs account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Abuse, neglect and exploitation unit (082-00-1000-0500).....	\$362,410
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Provided, That any unencumbered balance in the abuse, neglect and exploitation unit account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*; That expenditures may be made by the attorney general from the abuse, neglect and exploitation unit account pursuant to contracts with other agencies or organizations to provide services related to the investigation or litigation of findings related to abuse, neglect or exploitation.

Child abuse grants (082-00-1000-0400).....	\$75,000
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Child exchange and visitation centers (082-00-1000-0450).....	\$128,000
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Provided, That notwithstanding the provisions of K.S.A. 74-7334, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2024, the above agency may use moneys in the child exchange and visitation centers account for matching funds.

Protection from abuse (082-00-1000-0900).....	\$570,900
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Office of inspector general (082-00-1000-0300).....	\$982,466
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Provided, That any unencumbered balance in the office of inspector general account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Private detective fee fund (082-00-2029-2029).....	No limit
Court cost fund (082-00-2012-2000).....	No limit
Bond transcript review fee fund (082-00-2254-2300).....	No limit
Conversion of materials and equipment fund (082-00-2405-2040).....	No limit
Attorney general's antitrust special revenue fund (082-00-2506-2050).....	No limit
Medicaid fraud reimbursement fund (082-00-9034-9040).....	No limit
Medicaid fraud control unit (082-00-3060-3080).....	No limit
Attorney general's antitrust suspense fund (082-00-9002-9000).....	No limit
Attorney general's consumer protection clearing fund (082-00-9003-9010).....	No limit
Attorney general's committee on crime prevention fee fund (082-00-2113-2090).....	No limit

Provided, That expenditures may be made from the attorney general's committee on crime prevention fee fund for operating expenditures directly or indirectly related to conducting training seminars organized by the attorney general's committee on crime prevention, including official hospitality: *Provided further*; That the attorney general is hereby authorized to fix, charge and collect fees for conducting training seminars organized by the attorney general's committee on crime prevention: *And provided further*; That such fees shall be fixed in order to recover all or part of the direct and indirect operating expenses incurred for conducting such seminars, including official hospitality: *And provided further*; That all fees received for conducting such seminars shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the attorney general's committee on crime prevention fee fund.

Tort claims fund (082-00-2613-2080).....	No limit
Crime victims compensation fund (082-00-2563-2060).....	No limit

Provided, That expenditures from the crime victims compensation fund for state operations shall not exceed \$536,550: *Provided further*; That any expenditures for payment of compensation to crime victims are authorized to be made from this fund

regardless of when the claim was awarded.

Crime victims assistance fund (082-00-2598-2070).....No limit

Protection from abuse fund (082-00-2239-2030)No limit

Crime victims grants and gifts fund (082-00-7340-7010).....No limit

Provided, That all private grants and gifts received by the crime victims compensation board shall be deposited to the credit of the crime victims grants and gifts fund.

Kansas attorney general batterer intervention program certification fund (082-00-2103-2103).....No limit

Debt collection administration cost recovery fund (082-00-2305-2240).....No limit

Provided, That the attorney general shall deposit in the state treasury to the credit of the debt collection administration cost recovery fund all moneys remitted to the attorney general as administrative costs under contracts entered into pursuant to K.S.A. 75-719, and amendments thereto.

Medicaid fraud prosecution revolving fund (082-00-2641-2280).....No limit

Provided, That all moneys recovered by the medicaid fraud and abuse division of the attorney general's office in the enforcement of state and federal law which are in excess of any restitution for overcharges and interest, including all moneys recovered as recoupment of expenses of investigation and prosecution, shall be deposited in the state treasury to the credit of the medicaid fraud prosecution revolving fund: *Provided further*; That, notwithstanding the provisions of K.S.A. 2022 Supp. 21-5933, and amendments thereto, or any other statute, expenditures may be made from the medicaid fraud prosecution revolving fund for other operating expenditures of the attorney general's office other than for medicaid fraud prosecution costs.

Interstate water litigation fund (082-00-2311-2295).....No limit

Provided, That, in addition to the other purposes authorized by K.S.A. 82a-1802, and amendments thereto, expenditures may be made from the interstate water litigation fund for: (1) Litigation costs for the case of Kansas v. Colorado No. 105, Original in the Supreme Court of the United States, including repayment of past contributions; (2) expenses related to the appointment of a river master or such other official as may be appointed by the Supreme Court to administer, implement or enforce its decree or other orders of the Supreme Court related to this case; and (3) expenses incurred by agencies of the state of Kansas to monitor actions of the state of Colorado and its water users and to enforce any settlement, decree or order of the Supreme Court related to this case.

Suspense fund (082-00-9112-9030).....No limit

Children's advocacy center fund (082-00-2654-2610).....No limit

Abuse, neglect and exploitation of people with disabilities unit grant acceptance fund (082-00-2482-2500).....	No limit
Concealed weapon licensure fund (082-00-2450-2400).....	No limit
Tobacco master settlement agreement compliance fund (082-00-2383-2320).....	No limit
Sexually violent predator expense fund (082-00-2379-2310).....	No limit
County law enforcement equipment fund (082-00-2470-2470).....	No limit
Child exchange and visiting centers fund (082-00-2579-2250).....	No limit
Roofing contractor registration fund (082-00-2774-2774).....	No limit
State medicaid fraud control unit – federal fund (082-00-3060-3060).....	No limit
Com def sol – violence against women federal fund (082-00-3082-3082).....	No limit
Crime victims compensation federal fund (082-00-3133-3020).....	No limit
Ed Byrne state/local law enforcement federal fund (082-00-3213-3213).....	No limit
Violence against women – ARRA federal fund (082-00-3214-3212).....	No limit
Comm prsct/project safe neighborhood federal fund (082-00-3217-3217).....	No limit
Public safety prtnt/comm pol fund (082-00-3218-3218).....	No limit
Anti-gang initiative federal fund (082-00-3229-3229).....	No limit
Alcohol impaired driving cntrmsr federal fund (082-00-3247-3247).....	No limit
Children's justice grant federal fund (082-00-3381-3381).....	No limit
Sexual assault kit initiative federal fund (082-00-3416-3416).....	No limit
Ed Byrne memorial JAG – ARRA federal fund (082-00-3455-3455).....	No limit

Medicaid indirect cost	
federal fund (082-00-3919-3919).....	No limit
Federal forfeiture fund (082-00-3940-3940).....	No limit
SSA fraud prevention	
federal fund (082-00-2174-2175).....	No limit
False claims litigation	
revolving fund (082-00-2650-2600).....	No limit
<i>Provided, That expenditures may be made from the false claims litigation revolving fund for costs associated with litigation under the Kansas false claims act, K.S.A. 75-7501 et seq., and amendments thereto.</i>	
Ed Byrne memorial justice assistance grant	
federal fund (082-00-3057-3057).....	No limit
911 state maintenance fund (082-00-2747-2447).....	No limit
DOT prohibit	
racial profiling (082-00-3566-3566).....	No limit
Human trafficking victim	
assistance fund (082-00-2775-2775).....	No limit
Criminal appeals cost fund (082-00-2779-2779).....	No limit
Attorney general's open	
government fund (082-00-2497-2497).....	No limit
Scrap metal theft reduction	
fee fund (082-00-2085-2100).....	No limit
Bail enforcement agents	
fee fund (082-00-2259-2259).....	No limit
Fraud and abuse criminal	
prosecution fund (082-00-2262-2262).....	No limit
Attorney general's state agency	
representation fund (082-00-6125-6125).....	No limit
State medicaid fraud	
forfeiture fund (082-00-2822-2822).....	No limit
Charitable organizations	
fee fund (082-00-2863-2863).....	No limit
Kansas fights addiction fund (082-00-2826-2826).....	No limit

Provided, That, notwithstanding K.S.A. 2022 Supp. 76-776, and amendments thereto, expenditures shall be made from the Kansas fights addiction fund to include under the Kansas fights addiction act as a qualified applicant, as defined in K.S.A. 2022 Supp. 75-776, and amendments thereto, any for-profit private entity that provides services for the purpose of preventing, reducing, treating or otherwise abating or remediating substance abuse or addiction and that has released its legal claims arising from covered conduct

against each defendant that is required by opioid litigation to pay into the fund.

Municipalities fight

addiction fund (082-00-2838-2838).....No limit

Coronavirus relief fund (082-00-3753-3753).....No limit

(c) During the fiscal year ending June 30, 2024, grants made pursuant to K.S.A. 74-7325, and amendments thereto, from the protection from abuse fund (082-00-2239-2030) and grants made pursuant to K.S.A. 74-7334, and amendments thereto, from the crime victims assistance fund (082-00-2598-2070) shall be made after consideration of the recommendation of an entity that has been designated by the United States department of health and human services and by the centers for disease control and prevention as the official domestic violence or sexual assault coalition.

(d) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$50,000 from the state general fund to the sexually violent predator expense fund (082-00-2379-2310) of the attorney general.

(e) Notwithstanding the provisions of any other statute, during the fiscal year ending June 30, 2024, in addition to the other purposes for which expenditures may be made by the above agency from the tobacco master settlement agreement compliance fund (082-00-2383-2320), expenditures may be made by the above agency from such fund for the purposes of performing the powers, duties and functions pursuant to K.S.A. 75-772, and amendments thereto.

(f) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$460,593 from the Kansas endowment for youth fund (365-00-7000-2000) to the tobacco master settlement agreement compliance fund (082-00-2383-2320) of the attorney general.

(g) Notwithstanding the provisions of K.S.A. 75-769, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2024, no expenditures shall be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for the above agency for fiscal year 2024, as authorized by this or other appropriation act of the 2023 regular session of the legislature, to set legal representation charges for state agencies at a rate exceeding \$100 per hour.

(h) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer all moneys in the state agency representation fund (082-00-2261-2261) of the attorney general to the attorney general's state agency representation fund (082-00-6125-6125) of the attorney general. On July 1, 2023, all liabilities of state agency representation fund are hereby transferred to and imposed on the attorney general's state agency representation fund and the state agency representation fund is hereby abolished.

(i) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer all moneys in the private gifts fund (082-00-7300-7000) of the attorney general to the crime victims grants and gifts fund (082-00-7340-7010) of the attorney general. On July 1, 2023, all liabilities of private gifts fund are hereby transferred to and imposed on the crime victims grants and gifts fund, and the

private gifts fund is hereby abolished.

Sec. 40.

SECRETARY OF STATE

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Cemetery and funeral audit fee fund (622-00-2225).....	No limit
HAVA ELVIS fund (622-00-2353).....	No limit
Conversion of materials and equipment fund (622-00-2418).....	No limit
Information and services fee fund (622-00-2430).....	No limit
<i>Provided</i> , That expenditures from the information and services fee fund for official hospitality shall not exceed \$2,500.	
State register fee fund (622-00-2619).....	No limit
Uniform commercial code fee fund (622-00-2664).....	No limit
Technology communication fee fund (622-00-2672).....	No limit
Athlete agent registration fee fund (622-00-2674).....	No limit
Democracy fund (622-00-2702).....	No limit
<i>Provided</i> , That all expenditures from the democracy fund shall be to provide matching funds to implement title II of the federal help America vote act of 2002, public law 107-252, as prescribed under that act.	
Help America vote act federal fund (622-00-3091).....	No limit
HAVA title I federal fund (622-00-3283).....	No limit
HAVA election security fraud 2018 (622-00-3956).....	No limit
State flag and banner fund (622-00-5130).....	No limit
Secretary of state fee refund fund (622-00-9047).....	No limit
Electronic voting machine examination fund (622-00-9101).....	No limit
Credit card clearing fund (622-00-9434).....	No limit
Suspense fund (622-00-9046).....	No limit
Prepaid services fund (622-00-9114).....	No limit

(b) During the fiscal year ending June 30, 2024, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made from any special revenue fund or funds for fiscal year 2024 by the above agency by this or other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from such special revenue fund or funds to provide a report to the house appropriations committee and the senate ways and means committee detailing the costs of publication in a newspaper in each county pursuant to K.S.A. 64-103, and amendments thereto, of any constitutional amendment that is introduced by the legislature during the 2024 regular session of the legislature and detailing costs to local units of governments for conducting elections that include proposed constitutional amendments.

(c) On or before the 10th day of each month commencing July 1, 2023, during fiscal year 2024, the director of accounts and reports shall transfer from the state general fund to the democracy fund interest earnings based on:

- (1) The average daily balance of moneys in the democracy fund for the preceding month; and
- (2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(d) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$400,000 from the state general fund to the democracy fund (622-00-2702) of the secretary of state.

Sec. 41.

STATE TREASURER

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, the following:

Water supply storage debt payment for
 Milford and Perry reservoirs.....\$52,000,000

Provided, That notwithstanding the provisions of article 42 of chapter 75 of the Kansas Statutes Annotated, and amendments thereto, or any other statute, the state treasurer shall invest all moneys in the water supply storage debt payment for Milford and Perry reservoirs account in United States treasury bills until the interest rate for such treasury bills is equal to or less than the interest rate for water supply storage debt payments as determined by the state treasurer: *Provided further*; That upon determination of the state treasurer that the United States treasury bill rate is equal to or less than the interest rate on such storage debt, expenditures shall be made by the above agency from the water supply storage debt payment for Milford and Perry reservoirs account during fiscal year 2023 for the payment of water supply storage debt for Milford and Perry reservoirs: *Provided, however*; That, if, during the fiscal year ending June 30, 2023, the director of the Kansas water office certifies to the state treasurer and the governor that there is a need for the Kansas water office to call the water supply storage into service, the state finance council shall authorize the state treasurer to immediately make expenditures from the water supply storage debt payment for Milford and Perry reservoirs account for the payment of water supply storage debt for

Milford and Perry reservoirs: *And provided further*; That such state finance council action on this matter is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such authorization also may be given while the legislature is in session: *And provided further*; That at the same time such certification is transmitted to the state treasurer and the governor, the director of the Kansas water office shall transmit a copy of such certification to the director of the budget and the director of legislative research.

Sec. 42.

STATE TREASURER

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Alternatives to abortion program.....\$2,000,000

Provided, That expenditures shall be made from the alternatives to abortion program account to establish a statewide program to enhance and increase resources that promote childbirth instead of abortion to women facing unplanned pregnancies and to offer a full range of services, including pregnancy support centers, adoption assistance and maternity homes: *Provided further*; That the program shall include only the following services: Counseling and mentoring; care coordination for prenatal services, including connecting clients to health programs; providing educational materials and information about pregnancy and parenting; referrals to county and social service programs, including child care, transportation, housing and state and federal benefit programs; classes on life skills, budgeting, parenting, stress management, job training, job placement and obtaining a GED certificate; providing material items including, but not limited to, car seats, cribs, maternity clothes, infant diapers and formula; and support groups in maternity homes: *And provided further*; That program services shall be made available to any Kansas resident who is a pregnant woman, the biological father of an unborn child, the biological or adoptive parent or legal guardian of a child 24 months of age or younger, a program participant who has experienced the loss of a child or a parent or legal guardian of a pregnant child who is a program participant: *And provided further*; That the provision and delivery of services under the program shall be dependent on participant needs as assessed by the nonprofit organization providing the services and not otherwise prioritized by any state agency: *And provided further*; That program services shall be available to participants only during pregnancy and continuing for up to 24 months after birth of the child: *And provided further*; That the state treasurer shall contract with one nonprofit organization to provide services under the alternatives to abortion program, and such nonprofit organization shall subcontract with existing pregnancy centers, adoption agencies, maternity homes and social service organizations to provide program services to promote childbirth instead of abortion: *And provided further*; That such contract shall be for a term not longer than one year: *And provided further*; That the selected contractor and any subcontractors may provide services in addition to the enumerated program services, but such services shall not be funded through the alternatives to abortion program: *And provided further*; That the state treasurer shall include as a condition of the contract with the nonprofit organization selected to provide program services: (1) The assessment of an

administrative fine for failure to satisfy program requirements, including required reporting, or for the intentional or reckless misuse of any funds awarded by the terms of such contract, and such fine shall be in the amount of 10% of the funds awarded by the terms of such contract and shall be deposited into the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, to the credit of the state general fund; and (2) that such nonprofit organization shall submit a report to the legislature and the state treasurer on or before June 30, 2024, on the administration of the program during fiscal year 2024, including: The number of clients; the number of clients who participated in case management services; the number of case management hours provided to clients; the number of clients engaged in educational services or job training and placement activities; the number of newborns who were born to program participants; the number of such newborns placed for adoption; the number of fathers who participated in program services; the number of client satisfaction surveys completed; and any other information that shows the success of the contractor's administration of the program: *And provided further*, That the state treasurer shall establish the alternatives to abortion public awareness program to be administered by the same nonprofit organization contracted with to provide alternatives to abortion program services: *And provided further*, That the purpose of the public awareness program is to help pregnant women who are at risk of having abortions to be made aware of the alternatives to abortion program services: *And provided further*, That the public awareness program shall include the development and promotion of a website that provides a geographically indexed list of available alternatives to abortion program services and nonprofit subcontractors that provide services: *And provided further*, That the public awareness program may include, but shall not be limited to, the use of television, radio, outdoor advertising, newspapers, magazines, other print media and the internet to provide information about alternatives to abortion program services and subcontractors: *And provided further*, That, to the greatest extent possible, the secretary for children and families shall supplement and match moneys appropriated for the alternatives to abortion program with federal and other public and private moneys, and such moneys shall be prioritized to be used preferentially for the program and the public awareness program and be transferred from the special revenue fund or funds of the Kansas department for children and families as identified by the secretary for children and families to the alternatives to abortion program account to be expended for such programs: *Provided, however*, That the alternatives to abortion program and the alternatives to abortion public awareness program and any moneys appropriated or expended therefor shall not be used to perform, induce, assist in the performing or inducing of or refer for abortions, and moneys appropriated or expended for such programs shall not be granted to organizations or affiliates of organizations that perform, induce, assist in the performing or inducing of or refer for abortions.

Any unencumbered balance in the water supply storage debt payment for Milford and Perry reservoirs account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided*, That all moneys in such account shall be subject to the provisions of section 41.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall

not exceed the following:

State treasurer	
operating fund (670-00-2374-2300).....	\$1,799,326

Provided, That, notwithstanding the provisions of the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, or any other statute, of all the moneys received under the uniform unclaimed property act during fiscal year 2024, the state treasurer is hereby authorized and directed to credit the first amount equal to the expenditure limitation approved by this or other appropriation act of the legislature received and deposited in the state treasury to the state treasurer operating fund: *Provided further*, Notwithstanding any provision of the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, or any other statute, on June 30, 2024, the state treasurer shall certify any remaining unencumbered balance in the state treasurer operating fund exceeding \$100,000 to the director of accounts and reports, who shall transfer such certified amount from the state treasurer operating fund to the state general fund on June 30, 2024: *And provided further*, That, after such aggregate amount has been credited to the state treasurer operating fund, then all of the moneys received under the uniform unclaimed property act during fiscal year 2024 shall be credited as prescribed under the uniform unclaimed property act: *And provided further*, That all moneys credited to the state treasurer operating fund during fiscal year 2024 are to reimburse the state treasurer for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed to administer the provisions of the uniform unclaimed property act that are not otherwise reimbursed under any other provision of law.

Fiscal agency fund (670-00-7754-6400).....	No limit
Bond services fee fund (670-00-2061-2500).....	No limit
City bond finance fund (670-00-7654).....	No limit
Local ad valorem tax	
reduction fund (670-00-7394-4800).....	No limit
County and city revenue	
sharing fund (670-00-7395-4900).....	No limit
Suspense fund (670-00-9054-9000).....	No limit
County and city retailers'	
sales tax fund (670-00-7608-6000).....	No limit
County and city compensating use	
tax fund (670-00-7667-6200).....	No limit
Local alcoholic liquor fund (670-00-7665-6100).....	No limit
Local alcoholic liquor	
equalization fund (670-00-7759-6500).....	No limit
Unclaimed property	
claims fund (670-00-7758-7700).....	No limit
Unclaimed property	

expense fund (670-00-2362-2200).....	No limit
<i>Provided</i> , That expenditures from the unclaimed property expense fund for official hospitality shall not exceed \$2,000.	
County and city transient guest tax fund (670-00-7602-6600).....	No limit
Racing admissions tax fund (670-00-7670-6300).....	No limit
Rental motor vehicle excise tax fund (670-00-7681-6800).....	No limit
Transportation development district sales tax fund (670-00-7601-7000).....	No limit
Redevelopment bond fund (670-00-7683-6900).....	No limit
Special qualified industrial manufacturer fund (670-00-9525-9525).....	No limit
Kansas postsecondary education savings program trust fund (670-00-7241-7100).....	No limit
Kansas postsecondary education savings expense fund (670-00-2096-2000).....	No limit
Conversion of materials and equipment fund (670-00-2461-2700).....	No limit
Tax increment financing revenue replacement fund (670-00-7391-4700).....	No limit
Spirit bonds fund (670-00-9515-9515).....	No limit

Provided, That, on the 15th day of each month that commences during fiscal year 2024, the secretary of revenue shall determine the amount of revenue received by the state during the preceding month from withholding taxes paid with respect to an eligible project by each taxpayer that is an eligible business for which bonds have been issued under K.S.A. 74-50,136, and amendments thereto, and for which the Spirit bonds fund was created, and shall certify the amount so determined to the director of accounts and reports and, at the same time as such certification is transmitted to the director of accounts and reports, shall transmit a copy of such certification to the director of the budget and the director of legislative research: *Provided further*, That, upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the state general fund to the Spirit bonds fund: *And provided further*, That, on or before the 10th day of each month commencing during fiscal year 2024, the director of accounts and reports shall transfer from the state general fund to the Spirit bonds fund interest earnings based on: (1) The average daily balance of moneys in the Spirit bonds fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month: *And provided further*, That the moneys credited to the Spirit bonds fund from the withholding taxes paid by an eligible business and the interest earnings thereon shall be transferred by the state treasurer from the Spirit bonds fund to the special economic revitalization fund administered by the state treasurer in accordance with K.S.A. 74-50,136, and amendments thereto.

Business machinery and equipment tax reduction assistance fund (670-00-7684-7680).....	\$0
Telecommunications and railroad machinery and equipment tax reduction assistance fund (670-00-7685-7690).....	\$0
Community improvement district sales tax fund (670-00-7610-7650).....	No limit
Special economic revitalization fund (670-00-9520-9520).....	No limit
Bioscience development and investment fund (670-00-9510-9510).....	No limit
KS ABLE savings expense fund (670-00-2177-2177).....	No limit
STAR bonds food sales tax revenue replacement fund (670-00-2878-2878).....	No limit
Other federal grants fund (670-00-3878-3878).....	No limit
Distinctive license plate royalty fund (670-00-2885-2885).....	No limit
Build Kansas matching grant fund.....	No limit

Provided, That during the fiscal year ending June 30, 2024, no expenditures shall be made from or obligation incurred against the build Kansas matching grant fund without approval from the joint committee on build Kansas subject to the provisions of these provisos: *Provided further*; That there is hereby established a joint committee on build Kansas within the legislative branch: *And provided further*; That such joint committee shall be composed of five members of the senate and five members of the house of representatives: *And provided further*; That all senate members shall be appointed by the president of the senate: *And provided further*; That all representative members shall be appointed by the speaker of the house of representatives: *And provided further*; That the two major political parties shall have proportional representation on such committee: *And provided further*; That the chairperson of such committee shall be a senate member appointed by the president and the vice chairperson shall be representative member appointed by the speaker of the house of representatives: *And provided further*; That any state agency named in this act that is knowledgeable concerning potential infrastructure projects that may be funded by the infrastructure investment and jobs act, public law 117-58, shall inform and educate local communities of the funding opportunities available in such act: *And provided further*; That such state agencies shall provide assistance as necessary to interested local communities: *And provided further*; That such state agencies shall form a steering committee to meet regularly in order to coordinate efforts and develop a process to ensure local communities are informed and connected with the coordinating state agency: *And provided further*; That the steering committee, following review and approval by the joint committee on build Kansas, shall establish a means test to determine whether the local community is an eligible entity pursuant to the infrastructure investment and jobs act and has demonstrated a need for such grant:

And provided further; That a grant funding application, requesting matching funds for the purposes of the infrastructure investment and jobs act, shall be approved by the coordinating state agency, in consultation with the steering committee, prior to submission to the joint committee on build Kansas: *And provided further*; That the grant funding application requested by eligible entities from the build Kansas matching grant fund and approved by the coordinating state agency shall be submitted to the joint committee on build Kansas: *And provided further*; That as soon as practicable, the joint committee on build Kansas shall meet and review each request and, if approved by such committee, shall report such committee's recommendation and approval to the state treasurer, the eligible entity submitting the grant application and the coordinating state agency that is providing assistance to the eligible entity in the local community: *And provided further*; That such approval shall be taken by a majority of all members of the joint committee on build Kansas: *Provided however*; That other than operating expenditures, no expenditures shall be made from the build Kansas matching grant fund without written documentation to the state treasurer that such grant funding application has been approved by the federal government pursuant to the infrastructure investment and jobs act: *And provided further*; That, upon approval by the joint committee on build Kansas and notification of federal approval, the above agency shall expend matching grant funds to the eligible entity that has been awarded such grant subject to the provisions of the grant: *And provided, however*; That within 10 calendar days from such approval by the joint committee on build Kansas the state finance council may approve a resolution rejecting such approval and stop the expenditure of such matching grant funds to the eligible entity: *And provided further*; That the state finance council is hereby authorized to stop such expenditures: *And provided further*; That the state finance council action on this matter is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711(c), and amendments thereto, except that such approval also may be given while the legislature is in session: *And provided further*; That such matching grant funds shall be used by eligible entities to support projects funded by the infrastructure investment and jobs act: *And provided further*; That such projects shall include, but not be limited to, water, transportation, energy, cyber security and broadband infrastructure: *And provided however*; That if during fiscal year 2024, the joint committee on build Kansas determines that the unencumbered balance in the build Kansas matching grant fund is insufficient to pay an amount that is necessary to finance grant applications approved by such committee pursuant to this proviso, such committee may request approval from the state finance council to transfer an amount equal to the insufficient amount from the state general fund to the build Kansas matching grant fund: *And provided however*; That no such transfer shall be made from the state general fund to the build Kansas matching grant fund without approval from the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such approval also may be given while the legislature is in session: *And provided further*; That the state finance council is hereby authorized to approve such transfers: *And provided further*; That if approved, the director of accounts and reports shall make such transfer: *And provided however*; That the total of all amounts transferred from the state general fund to the build Kansas matching grant fund pursuant to this proviso shall not exceed \$215,000,000: *And provided further*; That approved grant applications shall be

distributed geographically based on the department of commerce's Kansas economic development districts and for the purposes of this proviso, the Mo-Kan district shall be combined with those counties that are not associated with any Kansas economic development district: *And provided further*; That the joint committee on build Kansas may meet and approve any such request while the legislature is in session and in person or through the use of telephone or any other medium for interactive communication.

(c) Notwithstanding the provisions of K.S.A. 75-648, and amendments thereto, or any other statute, on July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$50,000 from the Kansas postsecondary education savings expense fund (670-00-2096-2000) of the state treasurer to the KS ABLE savings expense fund (670-00-2177-2177) of the state treasurer.

(d) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$50,000,000 from the state general fund to the build Kansas matching grant fund.

Sec. 43.

STATE TREASURER

(a) Any unencumbered balance in the water supply storage debt payment for Milford and Perry reservoirs account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025: *Provided*, That all moneys in such account shall be subject to the provisions of section 41.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2025, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Build Kansas matching grant fund.....No limit

Provided, That during the fiscal year ending June 30, 2025, no expenditures shall be made from or obligation incurred against the build Kansas matching grant fund without approval from the joint committee on build Kansas, as established in section 42, subject to the provisions of these provisos: *Provided, however*; That during the fiscal year ending June 30, 2025, the chairperson of such committee shall be a representative member appointed by the speaker of the house of representatives and the vice chairperson shall be a senate member appointed by the president of the senate: *Provided further*; That any state agency named in this act that is knowledgeable concerning potential infrastructure projects that may be funded by the infrastructure investment and jobs act, public law 117-58, shall inform and educate local communities of the funding opportunities available in such act: *And provided further*; That such state agencies shall provide assistance as necessary to interested local communities: *And provided further*; That such state agencies shall form a steering committee to meet regularly in order to coordinate efforts and develop a process to ensure local communities are informed and connected with the coordinating state agency: *And provided further*; That the steering committee, following review and approval by the joint committee on build Kansas, shall establish a means test to determine whether the local community is an eligible entity pursuant to the infrastructure investment and jobs act and has demonstrated a

need for such grant: *And provided further*; That a grant funding application, requesting matching funds for the purposes of the infrastructure investment and jobs act, shall be approved by the coordinating state agency, in consultation with the steering committee, prior to submission to the joint committee on build Kansas: *And provided further*; That the grant funding application requested by eligible entities from the build Kansas matching grant fund and approved by the coordinating state agency shall be submitted to the joint committee on build Kansas: *And provided further*; That as soon as practicable, the joint committee on build Kansas shall meet and review each request and, if approved by such committee, shall report such committee's recommendation and approval to the state treasurer, the eligible entity submitting the grant application and the coordinating state agency that is providing assistance to the eligible entity in the local community: *And provided further*; That such approval shall be taken by a majority of all members of the joint committee on build Kansas: *Provided however*; That other than operating expenditures, no expenditures shall be made from the build Kansas matching grant fund without written documentation to the state treasurer that such grant funding application has been approved by the federal government pursuant to the infrastructure investment and jobs act: *And provided further*; That, upon approval by the joint committee on build Kansas and notification of federal approval, the above agency shall expend matching grant funds to the eligible entity that has been awarded such grant subject to the provisions of the grant: *And provided, however*; That within 10 calendar days from such approval by the joint committee on build Kansas the state finance council may approve a resolution rejecting such approval and stop the expenditure of such matching grant funds to the eligible entity: *And provided further*; That the state finance council is hereby authorized to stop such expenditures: *And provided further*; That the state finance council action on this matter is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711(c), and amendments thereto, except that such approval also may be given while the legislature is in session: : *And provided further*; That such matching grant funds shall be used by eligible entities to support projects funded by the infrastructure investment and jobs act: *And provided further*; That such projects shall include, but not be limited to, water, transportation, energy, cyber security and broadband infrastructure: *And provided further*; That expenditures from the build Kansas matching grant fund for the fiscal year ending June 30, 2025, for salaries and wages and other operating expenditures, including, but not limited to, hiring grant writers and consultants to provide technical assistance and educational opportunities, shall not exceed \$5,000,000 and are subject to approval by the joint committee on build Kansas: *And provided however*; That if during fiscal year 2025, the joint committee on build Kansas determines that the unencumbered balance in the build Kansas matching grant fund is insufficient to pay an amount that is necessary to finance grant applications approved by such committee pursuant to this proviso, such committee may request approval from the state finance council to transfer an amount equal to the insufficient amount from the state general fund to the build Kansas matching grant fund: *And provided however*; That no such transfer shall be made from the state general fund to the build Kansas matching grant fund without approval from the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such approval also may be given while the legislature

is in session: *And provided further*; That the state finance council is hereby authorized to approve such transfers: *And provided further*; That if approved, the director of accounts and reports shall make such transfer: *And provided however*; That the total of all amounts transferred from the state general fund to the build Kansas matching grant fund pursuant to this proviso and the provisions of section 42 shall not exceed \$215,000,000: *And provided further*; That approved grant applications shall be distributed geographically based on the department of commerce's Kansas economic development districts, and for the purposes of this proviso, the Mo-Kan district shall be combined with those counties that are not associated with any Kansas economic development district: *And provided further*; That the joint committee on build Kansas may meet and approve any such request while the legislature is in session and in person or through the use of telephone or any other medium for interactive communication: *And provided further*; That on or before the first day of the 2025 regular session of the legislature, any coordinating state agency providing assistance to local communities shall submit a report on all expenditures, grant applications and approved grant applications from the build Kansas matching grant fund for the preceding fiscal year to the house of representatives committee on appropriations and the senate committee on ways and means.

(c) On July 1, 2024, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$55,000,000 from the state general fund to the build Kansas matching grant fund: *Provided, however*; That if in the aggregate, the amount transferred from the state general fund to the build Kansas matching grant fund pursuant to any previous state finance council action is equal to \$215,000,000, then the provisions of this subsection are null and void.

Sec. 44.

STATE TREASURER

(a) Any unencumbered balance in the water supply storage debt payment for Milford and Perry reservoirs account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided*, That all moneys in such account shall be subject to the provisions of section 41.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Build Kansas matching grant fund.....No limit

Provided, That during the fiscal year ending June 30, 2026, no expenditures shall be made from or obligation incurred against the build Kansas matching grant fund without approval from the joint committee on build Kansas, as established in section 42, subject to the provisions of these provisos: *Provided, however*; That during the fiscal year ending June 30, 2026, the chairperson of such committee shall be a senate member appointed by the president of the senate representatives and the vice chairperson shall be a representative member appointed by the speaker of the house of representatives: *Provided further*; That any state agency named in this act that is knowledgeable

concerning potential infrastructure projects that may be funded by the infrastructure investment and jobs act, public law 117-58, shall inform and educate local communities of the funding opportunities available in such act: *And provided further*; That such state agencies shall provide assistance as necessary to interested local communities: *And provided further*; That such state agencies shall form a steering committee to meet regularly in order to coordinate efforts and develop a process to ensure local communities are informed and connected with the coordinating state agency: *And provided further*; That the steering committee, following review and approval by the joint committee on build Kansas, shall establish a means test to determine whether the local community is an eligible entity pursuant to the infrastructure investment and jobs act and has demonstrated a need for such grant: *And provided further*; That a grant funding application, requesting matching funds for the purposes of the infrastructure investment and jobs act, shall be approved by the coordinating state agency, in consultation with the steering committee, prior to submission to the joint committee on build Kansas: *And provided further*; That the grant funding application requested by eligible entities from the build Kansas matching grant fund and approved by the coordinating state agency shall be submitted to the joint committee on build Kansas: *And provided further*; That as soon as practicable, the joint committee on build Kansas shall meet and review each request and, if approved by such committee, shall report such committee's recommendation and approval to the state treasurer, the eligible entity submitting the grant application and the coordinating state agency that is providing assistance to the eligible entity in the local community: *And provided further*; That such approval shall be taken by a majority of all members of the joint committee on build Kansas: *Provided however*; That other than operating expenditures, no expenditures shall be made from the build Kansas matching grant fund without written documentation to the state treasurer that such grant funding application has been approved by the federal government pursuant to the infrastructure investment and jobs act: *And provided further*; That, upon approval by the joint committee on build Kansas and notification of federal approval, the above agency shall expend matching grant funds to the eligible entity that has been awarded such grant subject to the provisions of the grant: *And provided, however*; That within 10 calendar days from such approval by the joint committee on build Kansas the state finance council may approve a resolution rejecting such approval and stop the expenditure of such matching grant funds to the eligible entity: *And provided further*; That the state finance council is hereby authorized to stop such expenditures: *And provided further*; That the state finance council action on this matter is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711(c), and amendments thereto, except that such approval also may be given while the legislature is in session: *And provided further*; That such matching grant funds shall be used by eligible entities to support projects funded by the infrastructure investment and jobs act: *And provided further*; That such projects shall include, but not be limited to, water, transportation, energy, cyber security and broadband infrastructure: *And provided further*; That expenditures from the build Kansas matching grant fund for the fiscal year ending June 30, 2026, for salaries and wages and other operating expenditures, including, but not limited to, hiring grant writers and consultants to provide technical assistance and educational opportunities, shall not exceed \$5,000,000 and are subject to approval by the joint committee on build Kansas: *And provided however*; That if during fiscal year 2026, the joint committee on

build Kansas determines that the unencumbered balance in the build Kansas matching grant fund is insufficient to pay an amount that is necessary to finance grant applications approved by such committee pursuant to this proviso, such committee may request approval from the state finance council to transfer an amount equal to the insufficient amount from the state general fund to the build Kansas matching grant fund: *And provided however*; That no such transfer shall be made from the state general fund to the build Kansas matching grant fund without approval from the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such approval also may be given while the legislature is in session: *And provided further*; That the state finance council is hereby authorized to approve such transfers: *And provided further*; That if approved, the director of accounts and reports shall make such transfer: *And provided however*; That the total of all amounts transferred from the state general fund to the build Kansas matching grant fund pursuant to this proviso and the provisions of sections 42 and 43 shall not exceed \$215,000,000: *And provided further*; That approved grant applications shall be distributed geographically based on the department of commerce's Kansas economic development districts and for the purposes of this proviso, the Mo-Kan district shall be combined with those counties that are not associated with any Kansas economic development district: *And provided further*; That expenditures shall be made by the above agency from such fund during fiscal year 2026 to review the location of all grants awarded in each Kansas economic development district including the combined counties Mo-Kan district: *And provided further*; That during fiscal year 2026, the above agency shall collaborate with the coordinating state agencies to ensure that each Kansas economic development district and the combined counties Mo-Kan district has not less than \$10,000,000 allocated to grant projects in such district from the build Kansas matching grant fund: *And provided further*; That the joint committee on build Kansas may meet and approve any such request while the legislature is in session and in person or through the use of telephone or any other medium for interactive communication: *And provided further*; That on or before the first day of the 2026 regular session of the legislature, any coordinating state agency providing assistance to local communities shall submit a report on all expenditures, grant applications and approved grant applications from the build Kansas matching grant fund for the preceding fiscal year to the house of representatives committee on appropriations and the senate committee on ways and means.

(c) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$55,000,000 from the state general fund to the build Kansas matching grant fund: *Provided, however*; That if in the aggregate, the amount transferred from the state general fund to the build Kansas matching grant fund pursuant to any previous state finance council action is equal to \$215,000,000, then the provisions of this subsection are null and void.

Sec. 45.

STATE TREASURER

(a) Any unencumbered balance in the water supply storage debt payment for

Milford and Perry reservoirs account in excess of \$100 as of June 30, 2026, is hereby reappropriated for fiscal year 2027: *Provided*, That all moneys in such account shall be subject to the provisions of section 41.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2027, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Build Kansas matching grant fund.....No limit

Provided, That during the fiscal year ending June 30, 2027, no expenditures shall be made from or obligation incurred against the build Kansas matching grant fund without approval from the joint committee on build Kansas, as established in section 42, subject to the provisions of these provisos: *Provided, however*, That during the fiscal year ending June 30, 2027, the chairperson of such committee shall be a representative member appointed by the speaker of the house of representatives and the vice chairperson shall be a senate member appointed by the president of the senate: *Provided further*, That any state agency named in this act that is knowledgeable concerning potential infrastructure projects that may be funded by the infrastructure investment and jobs act, public law 117-58, shall inform and educate local communities of the funding opportunities available in such act: *And provided further*, That such state agencies shall provide assistance as necessary to interested local communities: *And provided further*, That such state agencies shall form a steering committee to meet regularly in order to coordinate efforts and develop a process to ensure local communities are informed and connected with the coordinating state agency: *And provided further*, That the steering committee, following review and approval by the joint committee on build Kansas, shall establish a means test to determine whether the local community is an eligible entity pursuant to the infrastructure investment and jobs act and has demonstrated a need for such grant: *And provided further*, That a grant funding application, requesting matching funds for the purposes of the infrastructure investment and jobs act, shall be approved by the coordinating state agency, in consultation with the steering committee, prior to submission to the joint committee on build Kansas: *And provided further*, That the grant funding application requested by eligible entities from the build Kansas matching grant fund and approved by the coordinating state agency shall be submitted to the joint committee on build Kansas: *And provided further*, That as soon as practicable, the joint committee on build Kansas shall meet and review each request and, if approved by such committee, shall report such committee's recommendation and approval to the state treasurer, the eligible entity submitting the grant application and the coordinating state agency that is providing assistance to the eligible entity in the local community: *And provided further*, That such approval shall be taken by a majority of all members of the joint committee on build Kansas: *Provided however*, That other than operating expenditures, no expenditures shall be made from the build Kansas matching grant fund without written documentation to the state treasurer that such grant funding application has been approved by the federal government pursuant to the infrastructure investment and jobs act: *And provided further*, That, upon approval by the joint committee on build Kansas and notification of federal approval, the above agency shall expend matching grant funds to the eligible entity that has been awarded such grant subject to the provisions of the grant: *And provided, however*, That within 10

calendar days from such approval by the joint committee on build Kansas the state finance council may approve a resolution rejecting such approval and stop the expenditure of such matching grant funds to the eligible entity: *And provided further*; That the state finance council is hereby authorized to stop such expenditures: *And provided further*; That the state finance council action on this matter is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711(c), and amendments thereto, except that such approval also may be given while the legislature is in session: *And provided further*; That such matching grant funds shall be used by eligible entities to support projects funded by the infrastructure investment and jobs act: *And provided further*; That such projects shall include, but not be limited to, water, transportation, energy, cyber security and broadband infrastructure: *And provided further*; That expenditures from the build Kansas matching grant fund for the fiscal year ending June 30, 2027, for salaries and wages and other operating expenditures, including, but not limited to, hiring grant writers and consultants to provide technical assistance and educational opportunities, shall not exceed \$5,000,000 and are subject to approval by the joint committee on build Kansas: *And provided however*; That if during fiscal year 2027, the joint committee on build Kansas determines that the unencumbered balance in the build Kansas matching grant fund is insufficient to pay an amount that is necessary to finance grant applications approved by such committee pursuant to this proviso, such committee may request approval from the state finance council to transfer an amount equal to the insufficient amount from the state general fund to the build Kansas matching grant fund: *And provided however*; That no such transfer shall be made from the state general fund to the build Kansas matching grant fund without approval from the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711(c), and amendments thereto, except that such approval also may be given while the legislature is in session: *And provided further*; That the state finance council is hereby authorized to approve such transfers: *And provided further*; That if approved, the director of accounts and reports shall make such transfer: *And provided however*; That the total of all amounts transferred from the state general fund to the build Kansas matching grant fund pursuant to this proviso and the provisions of sections 42, 43 and 44 shall not exceed \$215,000,000: *And provided further*; That approved grant applications shall be distributed geographically based on the department of commerce's Kansas economic development districts and for the purposes of this proviso, the Mo-Kan district shall be combined with those counties that are not associated with any Kansas economic development district: *And provided further*; That expenditures shall be made by the above agency from such fund during fiscal year 2027 to review the location of all grants awarded in each Kansas economic development district including the combined counties Mo-Kan district: *And provided further*; That during fiscal year 2027, the above agency shall collaborate with the coordinating state agencies to ensure that each Kansas economic development district and the combined counties Mo-Kan district has not less than \$10,000,000 allocated to grant projects in such district from the build Kansas matching grant fund: *And provided further*; That the joint committee on build Kansas may meet and approve any such request while the legislature is in session and in person or through the use of telephone or any other medium for interactive communication: *And provided further*; That on or before the first day of the 2027 regular session of the

legislature, any coordinating state agency providing assistance to local communities shall submit a report on all expenditures, grant applications and approved grant applications from the build Kansas matching grant fund for the preceding fiscal year to the house of representatives committee on appropriations and the senate committee on ways and means.

(c) On July 1, 2026, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$55,000,000 from the state general fund to the build Kansas matching grant fund: *Provided, however;* That if in the aggregate, the amount transferred from the state general fund to the build Kansas matching grant fund pursuant to any previous state finance council action is equal to \$215,000,000, then the provisions of this subsection are null and void.

Sec. 46.

STATE TREASURER

(a) Any unencumbered balance in the water supply storage debt payment for Milford and Perry reservoirs account in excess of \$100 as of June 30, 2027, is hereby reappropriated for fiscal year 2028: *Provided,* That during the fiscal year ending June 30, 2028, expenditures shall be made by the above agency from the water supply storage debt payment for Milford and Perry reservoirs account for the purpose of the payment of water supply storage debt for Milford and Perry reservoirs.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2028, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Build Kansas matching grant fund.....No limit

Provided, That during the fiscal year ending June 30, 2028, no expenditures shall be made from or obligation requested to be incurred against the build Kansas matching grant fund without approval from the joint committee on build Kansas, as established in section 42, subject to the provisions of section 45(a): *Provided, however;* That during the fiscal year ending June 30, 2028, the chairperson of such committee shall be a senate member appointed by the president of the senate representatives and the vice chairperson shall be a representative member appointed by the speaker of the house of representatives: *And provided further;* That on or before September 30, 2027, any coordinating state agency providing assistance to local communities shall submit a report on all expenditures, grant applications and approved grant applications from the build Kansas matching grant fund for the preceding fiscal year to the house of representatives committee on appropriations and the senate committee on ways and means.

(c) On September 30, 2027, the director of accounts and reports shall transfer all moneys in the build Kansas matching grant fund to the state general fund. On September 30, 2027, all liabilities of the build Kansas matching grant fund are hereby transferred to and imposed on the state general fund and the build Kansas matching grant fund is hereby abolished.

Sec. 47.

INSURANCE DEPARTMENT

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Insurance department service regulation fund (331-00-2270-2400).....No limit

Provided, That expenditures from the insurance department service regulation fund for official hospitality shall not exceed \$2,500.

Insurance company examination fund (331-00-2055-2000).....No limit

Insurance company annual statement examination fund (331-00-2056-2100).....No limit

Insurance company examiner training fund (331-00-2057-2200).....No limit

Workers compensation fund (331-00-7354-7000).....No limit

Provided, That expenditures from the workers compensation fund for attorney fees and other costs and benefit payments may be made regardless of when services were rendered or when the initial award of benefits was made.

State firefighters relief fund (331-00-7652-7130).....No limit

Insurance company tax and fee refund fund (331-00-9017-9100).....No limit

Group-funded workers' compensation pools fee fund (331-00-7374-7120).....No limit

Municipal group-funded pools fee fund (331-00-7356-7100).....No limit

Uninsurable health insurance plan fund (331-00-2328-2500).....No limit

Private grants and gifts fund (331-00-7301-7301).....No limit

Insurance education and training fund (331-00-2367-2600).....No limit

Provided, That expenditures may be made from the insurance education and training fund for training programs and official hospitality: *Provided further*, That the insurance commissioner is hereby authorized to fix, charge and collect fees for such training programs: *And provided further*, That fees for such training programs shall be fixed in order to collect all or part of the operating expenses incurred for such training programs, including official hospitality: *And provided further*, That all fees received for such

training programs shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the insurance education and training fund.

Monumental life

settlement fund (331-00-7360-7360).....No limit

Provided, That all expenditures from the monumental life settlement fund shall be made for scholarship purposes: *Provided further*, That the scholarship recipients shall be African-American students who are currently enrolled and are attending an accredited higher education institution in the state of Kansas and who have designated a major in mathematics, computer science or business.

Fines and penalties fund (331-00-2351-2510).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 40-2606, and amendments thereto, or any other statute, all moneys received during fiscal year 2024 for penalties imposed pursuant to K.S.A. 40-2606, and amendments thereto, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the fines and penalties fund.

Settlements fund (331-00-2523-2520).....No limit

Provided, That moneys may be transferred or otherwise credited to the settlements fund as the result of or pursuant to court orders under K.S.A. 40-3644, and amendments thereto, court-ordered settlements, or legislative authority: *Provided further*, That expenditures from the settlements fund shall be made for the purpose of providing consumer education and outreach or for costs that the insurance department may incur in closeout of any troubled insurance company matters.

Professional employer organization

fee fund (331-00-2678-2678).....No limit

Pharmacy benefits manager

licensure fund (331-00-2665-2665).....No limit

Securities act fee fund (331-00-2162-0100).....No limit

Provided, That expenditures from the securities act fee fund for the fiscal year ending June 30, 2024, for official hospitality shall not exceed \$2,000.

Investor education and

protection fund (331-00-2242-2240).....No limit

Provided, That expenditures from the investor education and protection fund for the fiscal year ending June 30, 2024, for official hospitality shall not exceed \$5,000.

Captive insurance regulatory and

supervision fund (331-00-2309-2309).....No limit

State flexibility to stabilize the market grant

program fund (331-00-3648-3648).....No limit

Coronavirus relief fund (331-00-3753-3753).....No limit

(b) In addition to the other purposes for which expenditures may be made by the

insurance department from the insurance company examination fund (331-00-2055-2000) for fiscal year 2024 as authorized by K.S.A. 40-223, and amendments thereto, notwithstanding the provisions of K.S.A. 40-223, and amendments thereto, or any other statute, expenditures may be made by the insurance department from the insurance company examination fund for fiscal year 2024 for the examination of annual statements filed with the commissioner of insurance, regardless of when the services were rendered, when the expenses were incurred or when any claim was submitted or processed for payment and regardless of whether or not the services were rendered or the expenses were incurred prior to the effective date of this act.

(c) During the fiscal year ending June 30, 2023, and June 30, 2024, notwithstanding the provisions of K.S.A. 40-103, and amendments thereto, or any other statute to the contrary, no expenditures shall be made by the above agency from moneys appropriated from any special revenue fund or funds for the above agency for fiscal year 2023 or 2024 as authorized by chapter 81 of the 2022 Session Laws of Kansas, this or any other appropriation act of the 2023 regular session of the legislature to enhance, support, plan, implement or impose federal market reforms, changes or additions to essential health benefits or consumer protections under part A of title XXVII of the federal public health service act, including, but not limited to, the imposition of new health insurance mandates or consumer benefits on a health plan of any individual, group, governmental agency or entity, whether such health plan is insured or self-insured unless the legislature expressly consents to and approves of such action or actions by an act of the legislature.

Sec. 48.

HEALTH CARE STABILIZATION
FUND BOARD OF GOVERNORS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Conference fee fund (270-00-2453-2453).....No limit
- Health care stabilization fund (270-00-7404-2000).....No limit

(b) Expenditures from the health care stabilization fund for the fiscal year ending June 30, 2024, other than refunds authorized by law for the following specified purposes shall not exceed the limitations prescribed therefor as follows:

- Operating expenditures (270-00-7404-2100).....No limit

Provided, That expenditures may be made from the operating expenditures account for official hospitality.

- Legal services and other
 - claims expenses (270-00-7404-2300).....No limit
- Claims and benefits (270-00-7404-2400).....No limit

Sec. 49.

POOLED MONEY INVESTMENT BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

- Municipal investment pool fund (671-00-7537-7000).....No limit
- Pooled money investment portfolio fee fund (671-00-2319-2000).....No limit

Provided, That, on or before the fifth day of each month of the fiscal year ending June 30, 2024, the state treasurer shall certify to the pooled money investment board an accounting of the banking fees incurred by the state treasurer during the second preceding month that are attributable to the investment of the pooled money investment portfolio during such month: *Provided further*, That, prior to the 10th day of each month during the fiscal year ending June 30, 2024, the pooled money investment board shall review the certification from the state treasurer and shall make expenditures from the pooled money investment portfolio fee fund (671-00-2319-2000) to pay the amount of banking fees incurred by the state treasurer during the second preceding month that are attributable to the investment of the pooled money investment portfolio during the second preceding month, as determined by the pooled money investment board: *And provided further*, That expenditures from the pooled money investment portfolio fee fund for official hospitality shall not exceed \$800.

Sec. 50.

JUDICIAL COUNCIL

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Judicial council fund (349-00-2127-2100).....No limit
- Grants and gifts fund (349-00-7326-7000).....No limit

Provided, That all private grants and gifts received by the judicial council, other than moneys received as grants, gifts or donations for the preparation, publication or distribution of legal publications, shall be deposited to the credit of the grants and gifts fund.

- Publications fee fund (349-00-2297-2000).....No limit
- Coronavirus relief fund (349-00-3753-3772).....No limit

Sec. 51.

STATE BOARD OF INDIGENTS'
DEFENSE SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, the following:

Assigned counsel expenditures (328-00-1000-0700).....\$1,299,184
Sec. 52.

STATE BOARD OF INDIGENTS'
DEFENSE SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (328-00-1000-0603).....\$26,151,802

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*, That expenditures for indigents' defense services are authorized to be made from the operating expenditures account regardless of when services were rendered: *Provided further*, That expenditures may be made from the operating expenditures account for negotiated contracts for malpractice insurance for public defenders and deputy or assistant public defenders: *And provided further*, That all contracts for malpractice insurance for public defenders and deputy or assistant public defenders shall be negotiated and purchased by the state board of indigents' defense services, shall not be subject to approval or purchase by the committee on surety bonds and insurance under K.S.A. 75-4114 and 75-6111, and amendments thereto, and shall not be subject to the provisions of K.S.A. 75-3739, and amendments thereto.

Assigned counsel expenditures (328-00-1000-0700).....\$20,672,309

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in the assigned counsel expenditures account is hereby reappropriated for fiscal year 2024: *Provided further*, That expenditures for indigents' defense services are authorized to be made from the assigned counsel expenditures account regardless of when services were rendered: *And provided further*, That, notwithstanding the provisions of K.S.A. 22-4507, and amendments thereto, or any other statute, expenditures shall be made by the above agency from such account for fiscal year 2024 to set the maximum rate of compensation of assigned counsel in fiscal year 2024 at \$120 per hour.

Capital defense operations (328-00-1000-0800).....\$3,854,255

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in the capital defense operations account is hereby reappropriated for fiscal year 2024: *Provided further*, That expenditures for indigents' defense services are authorized to be made from the capital defense operations account regardless of when services were rendered.

Legal services for prisoners (328-00-1000-0500).....\$289,592

Indigents' defense services operations (328-00-1000-0610).....\$156,847

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in

the indigents' defense services operations account is hereby reappropriated for fiscal year 2024: *Provided further*, That expenditures may be made from the indigents' defense services operations account for the purpose of assigned counsel and other professional services related to contract cases.

Litigation support (328-00-1000-0510).....\$2,327,691

Provided, That any unencumbered balance in the litigation support account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Capital litigation training
grant fund (328-00-3211-3211).....No limit

Indigents' defense
services fund (328-00-2119-2000).....No limit

Provided, That expenditures may be made from the indigents' defense services fund for the purpose of assigned counsel and other professional services related to contract cases.

Inservice education workshop
fee fund (328-00-2186-2100).....No limit

Provided, That expenditures may be made from the inservice education workshop fee fund for operating expenditures, including official hospitality, incurred for inservice workshops and conferences: *Provided further*, That the state board of indigents' defense services is hereby authorized to fix, charge and collect fees for inservice workshops and conferences: *And provided further*, That such fees shall be fixed in order to recover all or part of such operating expenditures incurred for inservice workshops and conferences: *And provided further*, That all fees received for inservice workshops and conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the inservice education workshop fee fund.

(c) During the fiscal year ending June 30, 2024, the executive director of the state board of indigents' defense services, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2024, from the state general fund for the state board of indigents' defense services to any other item of appropriation for fiscal year 2024 from the state general fund for the state board of indigents' defense services. The executive director shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(d) In addition to the other purposes for which expenditures may be made by the state board of indigents' defense services from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2024 as authorized by this act or other appropriation act of the 2023 regular session of the legislature, expenditures may be made by the above agency from moneys appropriated

from the state general fund or from any special revenue fund or funds for fiscal year 2024 to classify public defenders based on the level of cases such public defenders are assigned.

(e) During the fiscal year ending June 30, 2024, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for the above agency for fiscal year 2024 as authorized by this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from such moneys to provide a report to the senate committee on ways and means and house committee on appropriations on or before January 1, 2024, regarding: (1) The number of cases handled by assigned counsel; (2) the total number of state attorneys in the agency; (3) the average tenure of such state attorneys over the last five years; (4) the fiscal year 2023 turnover rate; and (5) any other information the above agency deems valuable to evaluate the effectiveness of the salary adjustments implemented over the last two fiscal years.

Sec. 53.

STATE BOARD OF INDIGENTS'
DEFENSE SERVICES

(a) During the fiscal year ending June 30, 2025, notwithstanding the provisions of K.S.A. 22-4507, and amendments thereto, or any other statute, expenditures shall be made by the above agency from the assigned counsel expenditures account (328-00-1000-0700) of the state general fund for fiscal year 2025 to set the maximum rate of compensation of assigned counsel in fiscal year 2025 at \$120 per hour.

Sec. 54.

JUDICIAL BRANCH

(a) On the effective date of this act, of the \$17,328,850 appropriated for the above agency for the fiscal year ending June 30, 2023, by section 16(a) of chapter 97 of the 2022 Session Laws of Kansas from the state general fund in the judiciary operations account (677-00-1000), the sum of \$1,944,998 is hereby lapsed.

Sec. 55.

JUDICIAL BRANCH

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Judiciary operations (677-00-1000).....\$178,722,057

Provided, That any unencumbered balance in the judiciary operations account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That contracts for computer input of judicial opinions and all purchases thereunder shall not be subject to the provisions of K.S.A. 75-3739, and amendments thereto: *And provided further*, That expenditures may be made from the

judiciary operations account for contingencies without limitation at the discretion of the chief justice: *And provided further*, That expenditures from the judiciary operations account for such contingencies shall not exceed \$25,000: *And provided further*, That expenditures from the judiciary operations account for official hospitality shall not exceed \$4,000: *And provided further*, That expenditures shall be made from the judiciary operations account for the travel expenses of panels of the court of appeals for travel to cities across the state to hear appealed cases.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Byrne discretionary grants	
program fund (677-00-3654-3654).....	No limit
BJA veterans treatment court discretionary	
grant program fund (677-00-3922-3922).....	No limit
National crime history improvement	
program fund (677-00-3189-3189).....	No limit
Library report fee fund (677-00-2106-2000).....	No limit
State and community highway safety –	
federal fund (677-00-3815-3815).....	No limit
Dispute resolution fund (677-00-2126-3500).....	No limit
Judicial branch	
education fund (677-00-2324-1900).....	No limit

Provided, That expenditures may be made from the judicial branch education fund to provide services and programs for the purpose of educating and training judicial branch officers and employees, administering the training, testing and education of municipal judges as provided in K.S.A. 12-4114, and amendments thereto, educating and training municipal judges and municipal court support staff, and for the planning and implementation of a family court system, as provided by law, including official hospitality: *Provided further*, That the judicial administrator is hereby authorized to fix, charge and collect fees for such services and programs: *And provided further*, That such fees may be fixed to cover all or part of the operating expenditures incurred in providing such services and programs, including official hospitality: *And provided further*, That all fees received for such services and programs, including official hospitality, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the judicial branch education fund.

Child welfare federal	
grant fund (677-00-3942-3300).....	No limit
Child support enforcement contractual	
agreement fund (677-00-2681-2400).....	No limit
SJI grant fund (677-00-2714-2714).....	No limit

Bar admission fee fund (677-00-2724-2500).....	No limit
Permanent families account – family and children investment fund (677-00-7317-7000).....	No limit
Duplicate law book fund (677-00-2543-2300).....	No limit
Court reporter fund (677-00-2725-2600).....	No limit
Judicial branch nonjudicial salary initiative fund (677-00-2229-2800).....	No limit
Judicial branch nonjudicial salary adjustment fund (677-00-2389-3200).....	No limit
Federal grants fund (677-00-3082-3100).....	No limit
District magistrate judge supplemental compensation fund (677-00-2398-2390).....	No limit
Correctional supervision fund (677-00-2465-2465).....	No limit
Violence against women grant fund – ARRA (677-00-3214-3214).....	No limit
Judicial branch docket fee fund (677-00-2158-2158).....	No limit
Electronic filing and management fund (677-00-2791-2791).....	No limit
Coronavirus emergency supplemental fund (677-00-3671-3671).....	No limit
Coronavirus relief fund (677-00-3753).....	No limit
Ed Byrne memorial justice assistance grant fund (677-00-3057).....	No limit
Specialty court resources fund (677-00-2879-2879).....	No limit

Sec. 56.

KANSAS PUBLIC EMPLOYEES
RETIREMENT SYSTEM

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Kansas public employees retirement fund (365-00-7002-7000).....	No limit
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Provided, That no expenditures may be made from the Kansas public employees retirement fund other than for benefits, investments, refunds authorized by law, and other purposes specifically authorized by this or other appropriation act.

Kansas public employees deferred compensation fees fund (365-00-2376).....	No limit
Group insurance reserve fund (365-00-7358-9200).....	No limit
Optional death benefit plan reserve fund (365-00-7357-9100).....	No limit
Kansas endowment for youth fund (365-00-7000-2000).....	No limit
Senior services trust fund (365-00-7550-7600).....	No limit
Family and children endowment account – family and children investment fund (365-00-7010-4000).....	No limit
Non-retirement administration fund (365-00-2277).....	No limit

(b) Expenditures may be made from the expense reserve of the Kansas public employees retirement fund (365-00-7002-7000) for the fiscal year ending June 30, 2024, for the following specified purposes:

Agency operations (365-00-7002-7400).....	\$26,196,961
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Provided, That expenditures from the agency operations account may be made for official hospitality.

Investment-related expenses (365-00-7002-8000).....	No limit
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(c) On July 1, 2023, notwithstanding the provisions of K.S.A. 38-2102, and amendments thereto, the amount prescribed by K.S.A. 38-2102(d)(4), and amendments thereto, to be transferred on July 1, 2023, by the director of accounts and reports from the Kansas endowment for youth fund to the children's initiatives fund is hereby increased to \$57,661,031.

Sec. 57.

KANSAS HUMAN RIGHTS COMMISSION

(a) On the effective date of this act, the expenditure limitation for official hospitality established for the fiscal year ending June 30, 2023, by section 45(a) of chapter 81 of the 2022 Session Laws of Kansas on the operating expenditures account (058-00-1000-0103) of the state general fund of the Kansas human rights commission is hereby increased from \$200 to \$400.

Sec. 58.

KANSAS HUMAN RIGHTS COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (058-00-1000-0103).....	\$1,074,268
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Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*; That expenditures from this account for official hospitality shall not exceed \$500: *Provided further*; That expenditures for mediation services contracted with Kansas legal services shall be made only upon certification by the executive director of the Kansas human rights commission to the director of accounts and reports that private moneys are available to match the expenditure of state moneys on a \$1 of private moneys to \$3 of state moneys basis.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- State and local fair employment practices –
 - federal fund (058-00-3016-3000).....No limit
 - Education and training fund (058-00-2282-2000).....No limit

Provided, That expenditures may be made from the education and training fund for operating expenditures for the commission's education and training programs for the general public, including official hospitality: *Provided further*; That the executive director is hereby authorized to fix, charge and collect fees for such programs: *And provided further*; That such fees shall be fixed in order to recover all or part of the operating expenses incurred for such training programs, including official hospitality: *And provided further*; That all fees received for such programs shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the education and training fund.

Sec. 59.

STATE CORPORATION COMMISSION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Public service
 - regulation fund (143-00-2019-0100).....No limit
- Gas pipeline inspection
 - fee fund (143-00-2023-1100).....No limit
- Conservation fee fund (143-00-2130-2000).....No limit

Provided, That any expenditure made from the conservation fee fund for plugging abandoned wells, cleanup of pollution from oil and gas activities and testing of wells shall be in addition to any expenditure limitation imposed on this fund: *Provided further*; That expenditures may be made from this fund for debt collection and set-off administration: *And provided further*; That a percentage of the fees collected, not to exceed 27%, shall be transferred from the conservation fee fund to the accounting

services recovery fund (173-00-6105-4010) of the department of administration for services rendered in collection efforts: *And provided further*, That all expenditures made from the conservation fee fund for debt collection and set-off administration shall be in addition to any expenditure limitation imposed on this fund: *And provided further*, That the state corporation commission shall include as part of the fiscal year 2025 budget estimates for the state corporation commission submitted pursuant to K.S.A. 75-3717, and amendments thereto, a three-year projection of receipts to and expenditures from the conservation fee fund for fiscal years 2024, 2025 and 2026.

Abandoned oil and gas
well fund (143-00-2143-2100).....No limit

Natural gas underground storage
fee fund (143-00-2181-2120).....No limit

Inservice education workshop
fee fund (143-00-2316-2300).....No limit

Provided, That expenditures may be made from the inservice education workshop fee fund for operating expenditures, including official hospitality, incurred for inservice workshops and conferences conducted by the state corporation commission for staff and members of the state corporation commission: *Provided further*, That the state corporation commission is hereby authorized to fix, charge and collect fees for such inservice workshops and conferences: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenditures incurred for conducting such inservice workshops and conferences: *And provided further*, That all moneys received for such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the inservice education workshop fee fund.

Facility conservation improvement
program fund (000-00-2432-2400).....No limit

Energy grants
management fund (000-00-2667).....No limit

Motor carrier license
fees fund (143-00-2812-5500).....No limit

MPG for states and tribes –
federal fund (143-00-3103-3103).....No limit

Energy efficiency revolving loan program –
ARRA federal fund (000-00-3161).....No limit

Provided, That expenditures may be made from the energy efficiency revolving loan program – ARRA federal fund for the energy efficiency revolving loan program pursuant to vouchers approved by the chairperson of the state corporation commission or by a person or persons designated by the chairperson: *Provided further*, That the state corporation commission is hereby authorized to establish the energy efficiency revolving loan program for the purpose of making loans for energy conservation and other energy-related activities: *And provided further*, That loans under such program shall be made at an interest rate established by the state corporation commission: *And*

provided further, That the state corporation commission is hereby authorized to enter into contracts with other state agencies and with persons, as may be necessary, to administer the energy efficiency revolving loan program: *And provided further*, That any person who agrees to receive money from the energy efficiency revolving loan program – ARRA federal fund shall enter into an agreement requiring such person to submit a written report to the state corporation commission detailing and accounting for all expenditures and receipts related to the use of the moneys received from the energy efficiency revolving loan program – ARRA federal fund: *And provided further*, That moneys repaid to the energy efficiency revolving loan program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the energy efficiency revolving loan program – ARRA federal fund: *And provided further*, That, on or before the 10th day of each month, the director of accounts and reports shall transfer from the state general fund to the energy efficiency revolving loan program – ARRA federal fund interest earnings based on: (1) The average daily balance of repaid moneys in the energy efficiency revolving loan program – ARRA federal fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

Special one-call – federal fund (143-00-3477-3477).....	No limit
Gas pipeline safety program – federal fund (143-00-3632-3000).....	No limit
One call – federal fund (143-00-3633-3120).....	No limit
Underground natural gas storage – federal fund (143-00-3639-3641).....	No limit
Energy community revitalization – federal fund (143-00-3656-3656).....	No limit
Energy conservation plan – federal fund (000-00-3682-3500).....	No limit
Underground injection control class II – federal fund (143-00-3768-3700).....	No limit
Unified carrier registration clearing fund (143-00-9062-9100).....	No limit
Credit card clearing fund (143-00-9401-9400).....	No limit
Suspense fund (143-00-9007-9000).....	No limit

(b) Expenditures for the fiscal year ending June 30, 2024, by the state corporation commission from the conservation fee fund (143-00-2130-2000) or the abandoned oil and gas well fund (143-00-2143-2100) may be made for the service of independent on-site supervision of well plugging contracts: *Provided*, That all such expenditures from the conservation fee fund or the abandoned oil and gas well fund for the purpose of plugging of abandoned oil and gas wells during fiscal year 2024 shall be subject to the competitive bidding requirements of K.S.A. 75-3739, and amendments thereto, and shall not be exempt from such competitive bidding requirements on the basis of the

estimated amount of such purchases.

(c) During the fiscal year ending June 30, 2024, notwithstanding the provisions of any other statute, the chairperson of the state corporation commission, with the approval of the director of the budget, may transfer funds from any special revenue fund or funds of the state corporation commission to any other special revenue fund or funds of the state corporation commission. The chairperson of the state corporation commission shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(d) Expenditures for the fiscal year ending June 30, 2024, by the state corporation commission from the public service regulation fund (143-00-2019-0100) for official hospitality shall not exceed \$2,030.

(e) During the fiscal year ending June 30, 2024, notwithstanding the provisions of K.S.A. 55-164, 66-138 or 66-1,142b, and amendments thereto, or any other statute, all moneys received from civil fines and penalties charged and collected by the state corporation commission under K.S.A. 55-164, 66-138 or 66-1,142b, and amendments thereto, in the conservation fee fund (143-00-2130-2000), the public service regulation fund (143-00-2019-0100) and the motor carrier license fees fund (143-00-2812-5500) shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and deposited in the state treasury and credited to the state general fund.

(f) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$100,000 from the public service regulation fund (143-00-2019-0100) of the state corporation commission to the state general fund.

Sec. 60.

CITIZENS' UTILITY RATEPAYER BOARD

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 47(a) of chapter 81 of the 2022 Session Laws of Kansas on the utility regulatory fee fund (122-00-2030-2000) of the citizens' utility ratepayer board is hereby increased from \$1,197,623 to \$1,372,074.

(b) During the fiscal year ending June 30, 2023, the provisions of section 47(b) of chapter 81 of the 2022 Session Laws of Kansas concerning the utility regulatory fee fund shall apply to the increased expenditure limitation in subsection (a).

Sec. 61.

CITIZENS' UTILITY RATEPAYER BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Utility regulatory fee fund (122-00-2030-2000).....\$1,238,441

(b) During the fiscal year ending June 30, 2024, in addition to other purposes for

which expenditures may be made by the citizens' utility ratepayer board from the utility regulatory fee fund (122-00-2030-2000) for fiscal year 2024 for the citizens' utility ratepayer board as authorized by this or other appropriation act of the 2023 regular session of the legislature, notwithstanding the provisions of any other statute to the contrary, if the total expenditures authorized to be expended on contracts for professional services by the citizens' utility ratepayer board by the expenditure limitation prescribed by subsection (a) are not expended or encumbered for fiscal year 2023, then the amount equal to the remaining amount of such expenditure authority for fiscal year 2023 may be expended from the utility regulatory fee fund for fiscal year 2024 pursuant to contracts for professional services and any such expenditure for fiscal year 2024 shall be in addition to any expenditure limitation imposed on the utility regulatory fee fund for fiscal year 2024.

Sec. 62.

DEPARTMENT OF ADMINISTRATION

(a) On the effective date of this act, the \$150,000 appropriated for the above agency for the fiscal year ending June 30, 2023, by section 49(a) of chapter 81 of the 2022 Session Laws of Kansas from the state general fund in the gubernatorial transition account (173-00-1000-0620) is hereby lapsed.

(b) On the effective date of this act, the \$15,000 appropriated for the above agency for the fiscal year ending June 30, 2023, by section 49(a) of chapter 81 of the 2022 Session Laws of Kansas from the state general fund in the cedar crest transition reimbursement account (173-00-1000-0630) is hereby lapsed.

(c) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, the following:

Cedar crest living quarters expenses.....\$15,000

(d) On the effective date of this act, the expenditure limitation for salaries and wages and other operating expenditures established for the fiscal year ending June 30, 2023, by section 49(c) of chapter 81 of the 2022 Session Laws of Kansas on the health benefits administration clearing fund – remit admin service org (173-00-7746-7746) of the department of administration is hereby decreased from \$14,173,400 to \$9,386,000.

(e) On the effective date of this act, the expenditure limitation for salaries and wages and other operating expenditures established for the fiscal year ending June 30, 2023, by section 49(c) of chapter 81 of the 2022 Session Laws of Kansas on the state workers compensation self-insurance fund (173-00-6170-6170) of the department of administration is hereby increased from \$4,709,909 to \$5,300,179.

(f) On the effective date of this act, the expenditure limitation for salaries and wages and other operating expenditures established for the fiscal year ending June 30, 2023, by section 49(c) of chapter 81 of the 2022 Session Laws of Kansas on the dependent care assistance program fund (173-00-7740-7799) of the department of administration is hereby decreased from \$257,284 to \$175,000.

(g) On the effective date of this act, the director of accounts and reports shall transfer \$600,000,000 from the state general fund to the budget stabilization fund (173-

00-1600-1600): *Provided*, That the transfer of such amount shall be in addition to any other transfer from the state general fund to the budget stabilization fund as prescribed by law.

(h) On the effective date of this act, of the \$325,000 appropriated for the above agency for the fiscal year ending June 30, 2023, by section 49(k) of chapter 81 of the 2022 Session Laws of Kansas from the state institutions building fund in the SIBF – state building insurance account (173-00-8100-8920) the sum of \$112,297 is hereby lapsed.

(i) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2023, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Friends of cedar crest endowment fund.....\$0

Provided, That on or before the 10th day of each month commencing on the effective date of this act, during fiscal year 2023, the director of accounts and reports shall transfer from the state general fund to the friends of cedar crest endowment fund interest earnings based on: (1) The average daily balance of moneys in the friends of cedar crest endowment fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(j) On the effective date of this act, the director of accounts and reports shall transfer \$250,000 from the state general fund to the friends of cedar crest endowment fund.

Sec. 63.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (173-00-1000-0200).....\$4,875,166

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*; That expenditures from this account for official hospitality shall not exceed \$2,000: *Provided further*; That, notwithstanding the provisions of K.S.A. 75-2935, and amendments thereto, or any other statute, in addition to other positions within the department of administration in the unclassified service as prescribed by law, expenditures may be made from the operating expenditures account for three employees in the unclassified service under the Kansas civil service act.

Budget analysis (173-00-1000-0520).....\$1,997,630

Provided, That any unencumbered balance in the budget analysis account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *And provided further*; That expenditures from this account for official hospitality shall not exceed \$2,000.

Office of public advocates (173-00-1000-0300).....\$1,032,063

Provided, That any unencumbered balance in the office of public advocates account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*; That expenditures from this account for official hospitality shall not exceed \$1,000.

KPERS bonds debt service (173-00-1000-0440).....\$88,181,994

Any unencumbered balance in the following accounts as of June 30, 2023, are hereby reappropriated for fiscal year 2024: Long-term care ombudsman (173-00-1000-0580), Docking state office building rehabilitation and repair (173-00-1000-8545), salary adjustments (173-00-1000-0640) and cedar crest living quarters expenses (173-00-1000).

(b) There is appropriated for the above agency from the expanded lottery act revenues fund for the fiscal year ending June 30, 2024, the following:

KPERS bond debt service (173-00-1700-1704).....\$36,109,324

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds or indirect cost recoveries authorized by law shall not exceed the following:

Department of administration

audit services fund (173-00-2819-2819).....No limit

Budget stabilization fund (173-00-1600-1600).....\$0

Federal cash

management fund (173-00-2001-2200).....No limit

State leave payment

reserve fund (173-00-7730-7350).....No limit

Building and ground fund (173-00-2028-2000).....No limit

General fees fund (173-00-2197-2020).....No limit

Provided, That expenditures may be made from the general fees fund for operating expenditures for the division of personnel services, including human resources programs and official hospitality: *Provided further*; That the director of personnel services is hereby authorized to fix, charge and collect fees: *And provided further*; That fees shall be fixed in order to recover all or part of the operating expenses incurred, including official hospitality: *And provided further*; That all fees received, including fees received under the open records act for providing access to or furnishing copies of public records, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund.

Human resource information systems cost

recovery fund (173-00-6103-5700).....No limit

Budget fees fund (173-00-2191-2100).....No limit

Provided, That expenditures may be made from the budget fees fund for operating

expenditures for the division of the budget, including training programs, special projects and official hospitality: *Provided further*, That the director of the budget is hereby authorized to fix, charge and collect fees for such training programs: *And provided further*, That fees for such training programs and special projects shall be fixed in order to recover all or part of the operating expenses incurred for such training programs and special projects, including official hospitality: *And provided further*, That all fees received for such training programs and special projects and all fees received by the division of the budget under the open records act for providing access to or furnishing copies of public records shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the budget fees fund.

Purchasing fees fund (173-00-2017-2130).....No limit

Provided, That expenditures may be made from the purchasing fees fund for operating expenditures of the division of purchases, including training seminars and official hospitality: *Provided further*, That the director of purchases is hereby authorized to fix, charge and collect fees for operating expenditures incurred to reproduce and disseminate purchasing information, administer vendor applications, administer state contracts and conduct training seminars, including official hospitality: *And provided further*, That such fees shall be fixed in order to recover all or part of such operating expenses: *And provided further*, That all fees received for such operating expenses shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the purchasing fees fund.

Architectural services

fee fund (173-00-2075-2110).....No limit

Provided, That expenditures may be made from the architectural services fee fund for operating expenditures for distribution of architectural information: *Provided further*, That the director of facilities management is hereby authorized to fix, charge and collect fees for reproduction and distribution of architectural information: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred for reproducing and distributing architectural information: *And provided further*, That all fees received for such reproduction and distribution of architectural information shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the architectural services fee fund.

Budget equipment

conversion fund (173-00-2434-2090).....No limit

Conversion of materials and

equipment fund (173-00-2408-2030).....No limit

Architectural services equipment

conversion fund (173-00-2401-2170).....No limit

Property contingency fund (173-00-2640-2060).....No limit

Flood control emergency –

federal fund (173-00-3024-3020).....No limit

INK special revenue fund (173-00-2764-2702).....No limit

State buildings

operating fund (173-00-6148-4100).....No limit

Provided, That the secretary of administration is hereby authorized to fix, charge and collect a real estate property leasing services fee at a reasonable rate per square foot of space leased by state agencies as approved by the secretary of administration under K.S.A. 75-3765, and amendments thereto, to recover the costs incurred by the department of administration in providing services to state agencies relating to leases of real property: *Provided further*, That each state agency that is party to a lease of real property that is approved by the secretary of administration under K.S.A. 75-3765, and amendments thereto, shall remit to the secretary of administration the real estate property leasing services fee upon receipt of the billing therefor: *And provided further*, That all moneys received for real estate property leasing services fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the state buildings operating fund or the building and ground fund (173-00-2028-2000), as determined and directed by the secretary of administration: *And provided further*, That the net proceeds from the sale of all or any part of the Topeka state hospital property, as defined by K.S.A. 75-37,123(a), and amendments thereto, shall be deposited in the state treasury and credited to the state buildings operating fund or the building and ground fund, as determined and directed by the secretary of administration: *And provided further*, That the secretary of administration is hereby authorized to fix, charge and collect a surcharge against all state agency leased square footage in Shawnee county, including both state-owned and privately owned buildings: *And provided further*, That all moneys received for such surcharge shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the state buildings operating fund or the building and ground fund, as determined and directed by the secretary of administration.

Accounting services

recovery fund (173-00-6105-4010).....No limit

Provided, That expenditures may be made from the accounting services recovery fund for the operating expenditures, including official hospitality, of the department of administration: *Provided further*, That the secretary of administration is hereby authorized to fix, charge and collect fees for services or sales provided by the department of administration that are not specifically authorized by any other statute: *And provided further*, That all fees received for such services or sales shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the accounting services recovery fund.

Architectural services

recovery fund (173-00-6151-5500).....No limit

Provided, That expenditures may be made from the architectural services recovery fund for operating expenditures for the division of facilities management: *Provided further*, That the director of facilities management is hereby authorized to fix, charge and collect fees for services provided to other state agencies not directly related to the

construction of a capital improvement project: *And provided further*; That all fees received for all such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the architectural services recovery fund.

Motor pool service fund (173-00-6109-4020).....No limit

Intragovernmental printing
service fund (173-00-6165-9800).....No limit

Intragovernmental printing service depreciation
reserve fund (173-00-6167-9810).....No limit

Municipal accounting and training services
recovery fund (173-00-2033-1850).....No limit

Provided, That expenditures may be made from the municipal accounting and training services recovery fund to provide general ledger, payroll reporting, utilities billing, data processing, and accounting services to municipalities and to provide training programs conducted for municipal government personnel, including official hospitality: *Provided further*; That the director of accounts and reports is hereby authorized to fix, charge and collect fees for such services and programs: *And provided further*; That such fees shall be fixed to cover all or part of the operating expenditures incurred in providing such services and programs, including official hospitality: *And provided further*; That all fees received for such services and programs, including official hospitality, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the municipal accounting and training services recovery fund.

Canceled warrants
payment fund (173-00-2645-2070).....No limit

State emergency fund (173-00-2581-2150).....No limit

Bid and contract
deposit fund (173-00-7609-7060).....No limit

Federal withholding tax
clearing fund (173-00-7701-7080).....No limit

Financial management system
development fund (173-00-6135-6130).....No limit

Provided, That the secretary of administration may establish fees and make special assessments in order to finance the costs of developing the financial management system: *Provided further*; That all moneys received for such fees and special assessments shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the financial management system development fund.

State gaming revenues fund (173-00-9011-9100).....No limit

Financial management system development
fund – on budget (173-00-2689-2689).....No limit

Construction defects recovery fund (173-00-2632-2615).....	No limit
Facilities conservation improvement fund (173-00-8745-4912).....	No limit
State revolving fund services fee fund (173-00-2038-2700).....	No limit
Conversion of materials and equipment – recycling program fund (173-00-2435-2031).....	No limit
Curtis office building maintenance reserve fund (173-00-2010-2190).....	No limit
Equipment lease purchase program administration clearing fund (173-00-8701-8000).....	No limit
Suspense fund (173-00-9075-9220).....	No limit
Electronic funds transfer suspense fund (173-00-9175-9490).....	No limit
Surplus property program fund – on budget (173-00-2323-2300).....	No limit
Surplus property program fund – off budget (173-00-6150-6150).....	No limit
Older Americans act title IIIB long-term care ombudsman federal fund (173-00-3287-3287).....	No limit
Older Americans act title VII long-term care ombudsman federal fund (173-00-3358-3140).....	No limit
Long-term care ombudsman gift and grant fund (173-00-7258-7280).....	No limit
CRRSA 2021 LTC ombudsman fund (173-00-3680).....	No limit
Title XIX – long-term care ombudsman medical assistance program federal fund (173-00-3414-3414).....	No limit
Wireless enhanced 911 grant fund (173-00-2577-2570).....	No limit
Bioscience development fund (173-00-2765-2703).....	No limit
Dwight D Eisenhower statue fund (173-00-7243-7243).....	No limit
Digital imaging program fund (173-00-6121-6121).....	No limit
<i>Provided, That expenditures may be made from the digital imaging program fund for</i>	

grants to state agencies for digital document imaging projects.

Preventive healthcare
program fund (173-00-2556-2550).....No limit

Cafeteria benefits fund (173-00-7720-7723).....No limit

State workers compensation
self-insurance fund (173-00-6170-6170).....No limit

Provided, That expenditures from the state workers compensation self-insurance fund for the fiscal year ending June 30, 2024, for salaries and wages and other operating expenditures shall not exceed \$5,288,131.

Dependent care assistance
program fund (173-00-7740-7799).....No limit

Provided, That expenditures from the dependent care assistance program fund for the fiscal year ending June 30, 2024, for salaries and wages and other operating expenditures shall not exceed \$175,000.

Non-state employer group
benefit fund (173-00-7707-7710).....No limit

Health benefits administration clearing fund –
remit admin service org (173-00-7746-7746).....No limit

Provided, That expenditures from the health benefits administration clearing fund – remit admin service org for the fiscal year ending June 30, 2024, for salaries and wages and other operating expenditures shall not exceed \$9,400,000.

Health insurance premium
reserve fund (173-00-7350-7350).....No limit

Coronavirus relief fund (173-00-3753).....No limit

Kansas suffragist
memorial fund (173-00-7245-7245).....No limit

Kansas gold star families
memorial fund (173-00-7244-7244).....No limit

Friends of cedar crest endowment fund.....\$0

Provided, That on or before the 10th day of each month commencing on July 1, 2023, during fiscal year 2024, the director of accounts and reports shall transfer from the state general fund to the friends of cedar crest endowment fund interest earnings based on: (1) The average daily balance of moneys in the friends of cedar crest endowment fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(d) During the fiscal year ending June 30, 2024, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for the above agency for fiscal year 2024 by this or other appropriation act of the 2023 regular session of the legislature, expenditures may be made by the above agency from the state general fund

or from any special revenue fund or funds for fiscal year 2024, for the secretary of administration, as part of the system of payroll accounting formulated under K.S.A. 75-5501, and amendments thereto, to establish a payroll deduction plan, for the purpose of allowing insurers, who are authorized to do business in the state of Kansas, to offer to state employees accident, disability, specified disease and hospital indemnity products, which may be purchased by such employees: *Provided, however*; That any such insurer and indemnity product shall be approved by the Kansas state employees health care commission prior to the establishment of such payroll deduction: *Provided*, That upon notification of an employing agency's receipt of written authorization by any state employee, the director of accounts and reports shall make periodic deductions of amounts as specified in such authorization from the salary or wages of such state employee for the purpose of purchasing such indemnity products: *Provided further*; That, subject to the approval of the secretary of administration, the director of accounts and reports may prescribe procedures, limitations and conditions for making payroll deductions pursuant to this section.

(e) On July 1, 2023, the director of accounts and reports shall transfer \$210,000 from the state highway fund (276-00-4100-4100) of the department of transportation to the state general fund for the purpose of reimbursing the state general fund for the cost of providing purchasing services to the department of transportation.

(f) During the fiscal year ending June 30, 2024, the secretary of administration is hereby authorized to approve refinancing of equipment being financed by state agencies through the department's equipment financing program. Such refinancing project is hereby approved for the purposes of K.S.A. 74-8905(b), and amendments thereto.

(g) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated in any capital improvement account of any special revenue fund or funds or in any capital improvement account of the state general fund for the above agency for fiscal year 2024 by this or other appropriation act of the 2023 regular session of the legislature, expenditures may be made by the above agency from any such capital improvement account of any special revenue fund or funds or any such capital improvement account of the state general fund for fiscal year 2024 for the purpose of making emergency repairs to any facility that is under the charge, care, management or control of the department of administration as provided by law: *Provided*, That the secretary of administration shall make a full report on such repairs and expenditures to the director of the budget and the director of legislative research.

(h) (1) On July 1, 2023, the director of accounts and reports shall record a debit to the state treasurer's receivables for the state economic development initiatives fund and shall record a corresponding credit to the state economic development initiatives fund in an amount certified by the director of the budget that shall be equal to 75% of the amount estimated by the director of the budget to be transferred and credited to the state economic development initiatives fund during the fiscal year ending June 30, 2024, except that such amount shall be proportionally adjusted during fiscal year 2024 with respect to any change in the moneys to be transferred and credited to the state economic development initiatives fund during fiscal year 2024. All moneys transferred and credited to the state economic development initiatives fund during fiscal year 2024 shall reduce the amount debited and credited to the state economic development initiatives

fund under this subsection.

(2) On June 30, 2024, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the state economic development initiatives fund pursuant to this subsection, to reflect all moneys actually transferred and credited to the state economic development initiatives fund during fiscal year 2024.

(3) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the state economic development initiatives fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the state economic development initiatives fund by the state treasurer in accordance with the notice thereof.

(i) (1) On July 1, 2023, the director of accounts and reports shall record a debit to the state treasurer's receivables for the correctional institutions building fund and shall record a corresponding credit to the correctional institutions building fund in an amount certified by the director of the budget that shall be equal to 80% of the amount estimated by the director of the budget to be transferred and credited to the correctional institutions building fund during the fiscal year ending June 30, 2024, except that such amount shall be proportionally adjusted during fiscal year 2024 with respect to any change in the moneys to be transferred and credited to the correctional institutions building fund during fiscal year 2024. All moneys transferred and credited to the correctional institutions building fund during fiscal year 2024 shall reduce the amount debited and credited to the correctional institutions building fund under this subsection.

(2) On June 30, 2024, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the correctional institutions building fund pursuant to this subsection, to reflect all moneys actually transferred and credited to the correctional institutions building fund during fiscal year 2024.

(3) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the correctional institutions building fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the correctional institutions building fund by the state treasurer in accordance with the notice thereof.

(j) During the fiscal year ending June 30, 2024, the secretary of administration, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2024, from the state general fund for the department of administration to another item of appropriation for fiscal year 2024 from the state general fund for the department of administration. The secretary of administration shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(k) There is appropriated for the above agency from the state institutions building

fund for the fiscal year ending June 30, 2024, the following:

SIBF – state

building insurance (173-00-8100-8920).....\$325,000

Provided, That, notwithstanding the provisions of K.S.A. 76-6b05, and amendments thereto, expenditures may be made by the above agency from the SIBF – state building insurance account of the state institutions building fund for state building insurance premiums.

(l) There is appropriated for the above agency from the correctional institutions building fund for the fiscal year ending June 30, 2024, the following:

CIBF – state

building insurance (173-00-8600-8930).....\$550,000

Provided, That, notwithstanding the provisions of K.S.A. 76-6b09, and amendments thereto, expenditures may be made by the above agency from the CIBF – state building insurance account of the correctional institutions building fund for state building insurance premiums.

(m) On July 1, 2023, or as soon thereafter as moneys are available during the fiscal year ending June 30, 2024, the director of accounts and reports shall transfer an amount or amounts from the appropriate federal fund or funds of the Kansas department for aging and disability services to the older Americans act title IIIB long-term care ombudsman federal fund (173-00-3287-3287) of the department of administration: *Provided*, That the aggregate of such amount or amounts transferred during fiscal year 2024 shall be equal to and shall not exceed the older Americans act title VII: ombudsman award and 4.38% of the Kansas older Americans act title III: part B supportive services award.

(n) (1) (A) Prior to August 15, 2023, the state board of regents shall determine and certify to the director of the budget each of the specific amounts from the amounts appropriated from the state general fund or from the moneys appropriated and available in the special revenue funds for each of the regents agencies to be transferred to and debited to the 27th payroll adjustment account of the state general fund by the director of accounts and reports pursuant to this subsection: *Provided*, That the aggregate of all such amounts certified to the director of the budget shall be an amount that is equal to or more than \$1,184,054. The certification by the state board of regents shall specify the amount in each account of the state general fund or in each special revenue fund, or account thereof, that is designated by the state board of regents pursuant to this subsection for each of the regents agencies to be transferred to and debited to the 27th payroll adjustment account in the state general fund by the director of accounts and reports pursuant to this subsection. At the same time as such certification is transmitted to the director of the budget, the state board of regents shall transmit a copy of such certification to the director of legislative research.

(B) The director of the budget shall review each such certification from the state board of regents and shall certify a copy of each such certification from the state board of regents to the director of accounts and reports. At the same time as such certification is transmitted to the director of accounts and reports, the director of the budget shall transmit a copy of each such certification to the director of legislative research.

(C) On August 15, 2023, in accordance with the certification by the director of the budget that is submitted to the director of accounts and reports under this subsection, the appropriation for fiscal year 2024 for each account of the state general fund, state economic development initiatives fund, state water plan fund and children's initiatives fund that is appropriated or reappropriated for the fiscal year ending June 30, 2024, by this or other appropriation act of the 2023 regular session of the legislature is hereby respectively lapsed by the amount equal to the amount certified under this subsection.

(2) In determining the amounts to be certified to the director of accounts and reports in accordance with this subsection, the director of the budget and the state board of regents shall consider any changed circumstances and unanticipated reductions in expenditures or unanticipated and required expenditures by the regents agencies for fiscal year 2024.

(3) As used in this subsection, "regents agency" means the state board of regents, Fort Hays state university, Kansas state university, Kansas state university extension systems and agriculture research programs, Kansas state university veterinary medical center, Emporia state university, Pittsburg state university, the university of Kansas, the university of Kansas medical center and Wichita state university.

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

(A) Any money held in trust in a trust fund or held in trust in any other special revenue fund or funds of any regents agency;

(B) any moneys received from any agency or authority of the federal government or from any other federal source, other than any such federal moneys that are credited to or may be received and credited to special revenue funds of a regents agency and that are determined by the state board of regents to be federal moneys that may be transferred to and debited to the 27th payroll adjustment account of the state general fund by the director of accounts and reports pursuant to this subsection;

(C) any account of the Kansas educational building fund; or

(D) any fund of any regents agency in the state treasury, as determined by the director of the budget, that would experience financial or administrative difficulties as a result of executing the provisions of this subsection, including, but not limited to, cash-flow problems, the inability to meet ordinary expenditure obligations, or any conflicts with prevailing contracts, compacts or other provisions of law.

(5) Each amount transferred from any special revenue fund of any regents agency to the state general fund pursuant to this subsection is transferred to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services that are performed on behalf of the regents agency involved by other state agencies that receive appropriations from the state general fund to provide such services.

(o) During the fiscal year ending June 30, 2024, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for the above agency for fiscal year 2024 by this or other appropriation act of the 2023 regular session of the legislature, expenditures may be made by the above agency from the state general fund

or from any special revenue fund or funds for fiscal year 2024, for the secretary of administration to fix, charge and collect fees for architectural, engineering and management services provided for capital improvement projects of the state board of regents or any state educational institution, as defined by K.S.A. 76-711, and amendments thereto, for which the department of administration provides such services and which are financed in whole or in part by gifts, bequests or donations made by one or more private individuals or other private entities: *Provided*, That such fees for such services are hereby authorized to be fixed, charged and collected in accordance with the provisions of K.S.A. 75-1269, and amendments thereto, notwithstanding any provisions of K.S.A. 75-1269, and amendments thereto, to the contrary: *Provided further*, That all such fees received shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the architectural services recovery fund.

(p) (1) On July 1, 2023, the director of accounts and reports shall record a debit to the state treasurer's receivables for the expanded lottery act revenues fund and shall record a corresponding credit to the expanded lottery act revenues fund in an amount certified by the director of the budget that shall be equal to the amount estimated by the director of the budget to be transferred and credited to the expanded lottery act revenues fund during the fiscal year ending June 30, 2024, except that such amount shall be proportionally adjusted during fiscal year 2024 with respect to any change in the moneys to be transferred and credited to the expanded lottery act revenues fund during fiscal year 2024. All moneys transferred and credited to the expanded lottery act revenues fund during fiscal year 2024 shall reduce the amount debited and credited to the expanded lottery act revenues fund under this subsection.

(2) On June 30, 2024, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the expanded lottery act revenues fund pursuant to this subsection, to reflect all moneys actually transferred and credited to the expanded lottery act revenues fund during fiscal year 2024.

(3) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the expanded lottery act revenues fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the expanded lottery act revenues fund by the state treasurer in accordance with the notice thereof.

(q) (1) On July 1, 2023, the director of accounts and reports shall record a debit to the state treasurer's receivables for the children's initiatives fund and shall record a corresponding credit to the children's initiatives fund in an amount certified by the director of the budget that shall be equal to 50% of the amount estimated by the director of the budget to be transferred and credited to the children's initiatives fund during the fiscal year ending June 30, 2024, except that such amount shall be proportionally adjusted during fiscal year 2024 with respect to any change in the moneys to be transferred and credited to the children's initiatives fund during fiscal year 2024. Among other appropriate factors, the director of the budget shall take into consideration the estimated and actual receipts and interest earnings of the Kansas endowment for youth

fund for fiscal year 2023 and fiscal year 2024 in determining the amount to be certified under this subsection. All moneys transferred and credited to the children's initiatives fund during fiscal year 2024 shall reduce the amount debited and credited to the children's initiatives fund under this subsection.

(2) On June 30, 2024, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the children's initiatives fund pursuant to this subsection to reflect all moneys actually transferred and credited to the children's initiatives fund during fiscal year 2024.

(3) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the children's initiatives fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the children's initiatives fund by the state treasurer in accordance with the notice thereof.

(4) The reductions and adjustments prescribed to be made by the director of accounts and reports and the state treasurer pursuant to this subsection for the children's initiatives fund to account for moneys actually received that are to be transferred and credited to the children's initiatives fund shall be made after the reductions and adjustments prescribed to be made by the director of accounts and reports and the state treasurer pursuant to subsection (r) for the Kansas endowment for youth fund to account for moneys actually received that are to be deposited in the state treasury and credited to the Kansas endowment for youth fund.

(r) (1) On July 1, 2023, the director of accounts and reports shall record a debit to the state treasurer's receivables for the Kansas endowment for youth fund and shall record a corresponding credit to the Kansas endowment for youth fund in an amount certified by the director of the budget that shall be equal to 75% of the amount approved for expenditure by the children's cabinet during the fiscal year ending June 30, 2024, as certified by the director of the budget. All moneys received and credited to the Kansas endowment for youth fund during fiscal year 2024 shall reduce the amount debited and credited to the Kansas endowment for youth fund under this subsection.

(2) On June 30, 2024, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the Kansas endowment for youth fund pursuant to this subsection to reflect all moneys actually transferred and credited to the Kansas endowment for youth fund during fiscal year 2024.

(3) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the Kansas endowment for youth fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the Kansas endowment for youth fund by the state treasurer in accordance with the notice thereof.

(4) The reductions and adjustments prescribed to be made by the director of accounts and reports and the state treasurer pursuant to this subsection for the Kansas

endowment for youth fund to account for moneys actually received that are to be deposited in the state treasury and credited to the Kansas endowment for youth fund shall be made before the reductions and adjustments prescribed to be made by the director of accounts and reports and the state treasurer pursuant to subsection (q) for the children's initiatives fund to account for moneys actually received that are to be transferred and credited to the children's initiatives fund.

(s) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$250,000 from the state general fund to the friends of cedar crest endowment fund.

Sec. 64.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2025, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Friends of cedar crest endowment fund.....\$0

Provided, That on or before the 10th day of each month commencing on July 1, 2024, during fiscal year 2025, the director of accounts and reports shall transfer from the state general fund to the friends of cedar crest endowment fund interest earnings based on:

(1) The average daily balance of moneys in the friends of cedar crest endowment fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month.

Sec. 65.

OFFICE OF INFORMATION
TECHNOLOGY SERVICES

(a) During the fiscal year ending June 30, 2023, in addition to the other purposes for which the above agency may make expenditures from moneys appropriated from the information technology fund (335-00-6110-4030) as authorized by section 50(b) of chapter 81 of the 2022 Session Laws of Kansas, this or any other appropriation act of the 2023 regular session of the legislature, the above agency may make expenditures from such moneys in an amount not to exceed \$1,000 for official hospitality.

Sec. 66.

OFFICE OF INFORMATION
TECHNOLOGY SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Rehabilitation and repair (335-00-1000-0050).....\$4,250,000

Provided, That any unencumbered balance in the rehabilitation and repair account in

excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Kansas information security office (335-00-1000).....\$5,750,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Information technology fund (335-00-6110-4030).....No limit

Provided, That expenditures from the information technology fund for official hospitality shall not exceed \$1,000: *Provided further*; That any moneys collected from a fee increase for information services recommended by the governor shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the information technology fund.

Information technology reserve fund (335-00-6147-4080).....No limit

Public safety broadband services fund (335-00-2125-2125).....No limit

GIS contracting services fund (335-00-2163-2163).....No limit

GIS contracting services fund (335-00-6009-6009).....No limit

State and local implementation grant – federal fund (335-00-3576-3576).....No limit

Coronavirus relief fund (335-00-3753-3772).....No limit

Sec. 67.

KANSAS INFORMATION SECURITY OFFICE

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Information technology fund (335-00-6110-4030).....No limit

Provided, That any moneys collected from a fee increase for information services recommended by the governor shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the information technology fund.

Information technology reserve fund (335-00-6147-4080).....No limit

Sec. 68.

OFFICE OF ADMINISTRATIVE HEARINGS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Administrative hearings
office fund (178-00-2582).....No limit

Provided, That expenditures from the administrative hearings office fund for official hospitality shall not exceed \$50.

Sec. 69.

OFFICE OF ADMINISTRATIVE HEARINGS

(a) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the administrative hearings office fund (178-00-2582) for fiscal year 2025 as authorized by this or any other appropriation act of the 2023 or 2024 regular session of the legislature, expenditures shall be made by the above agency from such moneys appropriated in fiscal year 2025 for a pay parity adjustment for the administrative law judges.

Sec. 70.

STATE BOARD OF TAX APPEALS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, the following:

Operating expenditures (562-00-1000-0103).....\$44,060
IT modernization.....\$365,000

Provided, For the fiscal year ending June 30, 2023, the director of the budget shall determine the amount of moneys from any federal law that appropriates moneys to the state for aid for coronavirus relief that are eligible to be used for information technology modernization projects, may be expended at the discretion of the state in compliance with the office of management and budget's uniform administrative requirements, cost principles and audit requirements for federal awards, and are unencumbered: *Provided further*, That, of such identified moneys, the director of the budget shall determine the remaining moneys available in special revenue funds: *And provided further*, That if the above agency, in consultation with the director of the budget, determines that federal moneys to the state for aid for coronavirus relief are available during fiscal year 2023 to be used for such information technology modernization project, the director of the budget shall certify the amount of such federal coronavirus relief moneys from each fund to the director of accounts and reports, and upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall immediately transfer an aggregate amount of up to \$365,000 as available from such funds to the special revenue fund of the state board of tax appeals and as designated by the executive director of the state board of tax appeals for the purpose of funding such informational technology modernization: *And provided further*, That on the effective date of such transfer, of the \$365,000 appropriated for the above agency for the fiscal

year ending June 30, 2023, in the IT modernization account, the aggregate amount transferred is hereby lapsed: *And provided further*, That at the same time as the director of the budget transmits certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research.

Sec. 71.

STATE BOARD OF TAX APPEALS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (562-00-1000-0103).....\$1,019,036

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Any unencumbered balance in the IT modernization account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Duplicating fees fund (562-00-2219-2200).....No limit

BOTA filing fee fund (562-00-2240-2240).....\$1,153,480

Sec. 72.

DEPARTMENT OF REVENUE

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 57(b) of chapter 81 of the 2022 Session Laws of Kansas on the division of vehicles operating fund (565-00-2089-2020) of the department of revenue is hereby increased from \$51,031,404 to \$51,591,790.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2023, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

American rescue plan - state relief (565-00-3756-3536).....\$0

Sec. 73.

DEPARTMENT OF REVENUE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (565-00-1000-0303).....\$16,018,235

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2023 is hereby reappropriated for fiscal year 2024: *Provided, however*; That expenditures from this account for official hospitality shall not exceed \$1,500.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Sand royalty fund (565-00-2087-2010).....No limit
Division of vehicles
operating fund (565-00-2089-2020).....\$51,998,988

Provided, That all receipts collected under authority of K.S.A. 74-2012, and amendments thereto, shall be credited to the division of vehicles operating fund: *Provided further*; That any expenditure from the division of vehicles operating fund of the department of revenue to reimburse the audit services fund (540-00-9204-9000) of the division of post audit for a financial-compliance audit in an amount certified by the legislative post auditor shall be in addition to any expenditure limitation imposed on the division of vehicles operating fund for the fiscal year ending June 30, 2024: *And provided further*; That, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, expenditures may be made from this fund for the administration and operation of the department of revenue.

Vehicle dealers and manufacturers
fee fund (565-00-2189-2030).....No limit

Kansas qualified agricultural ethyl alcohol
producer incentive fund (565-00-2215).....No limit

Division of vehicles
modernization fund (565-00-2390-2390).....No limit

Kansas retail dealer
incentive fund (565-00-2387-2380).....No limit

Conversion of materials and
equipment fund (565-00-2417-2050).....No limit

Forfeited property fee fund (565-00-2428-2200).....No limit

Setoff services revenue fund (565-00-2617-2080).....No limit

Publications fee fund (565-00-2663-2090).....No limit

Child support enforcement contractual
agreement fund (565-00-2683-2110).....No limit

County treasurers' vehicle licensing
fee fund (565-00-2687-2120).....No limit

Tax amnesty recovery fund (565-00-2462-2462).....No limit

Reappraisal

reimbursement fund (565-00-2693-2130).....No limit

Provided, That all moneys received for the costs incurred for conducting appraisals for any county shall be deposited in the state treasury and credited to the reappraisal reimbursement fund: *Provided further*, That expenditures may be made from this fund for the purpose of conducting appraisals pursuant to orders of the state board of tax appeals under K.S.A. 79-1479, and amendments thereto.

Special training fund (565-00-2016-2000).....No limit

Provided, That expenditures may be made from the special training fund for operating expenditures, including official hospitality, incurred for conferences, training seminars, workshops and examinations: *Provided further*, That the secretary of revenue is hereby authorized to fix, charge and collect fees for conferences, training seminars, workshops and examinations sponsored or cosponsored by the department of revenue: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenditures incurred for such conferences, training seminars, workshops and examinations or for qualifying applicants for such conferences, training seminars, workshops and examinations: *And provided further*, That all fees received for conferences, training seminars, workshops and examinations shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the special training fund.

Recovery fund for enforcement actions
and attorney fees (565-00-2021-2060).....No limit

Commercial vehicle information systems/network
federal fund (565-00-3244-3244).....No limit

Highway planning construction
federal fund (565-00-3333-3333).....No limit

State and community highway
safety fund (565-00-3815-3815).....No limit

Microfilming fund (565-00-2281-2270).....No limit

Provided, That expenditures may be made from the microfilming fund to operate and maintain a microfilming activity to sell microfilming services to other state agencies: *Provided further*, That all moneys received for such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the microfilming fund.

Miscellaneous trust
bonds fund (565-00-7556-5180).....No limit

Liquor excise tax guarantee
bond fund (565-00-7604-5190).....No limit

Non-resident contractors cash
bond fund (565-00-7605-5200).....No limit

Bond guaranty fund (565-00-7606-5210).....No limit

Interstate motor fuel user cash

bond fund (565-00-7616-5220).....	No limit
Motor fuel distributor cash	
bond fund (565-00-7617-5230).....	No limit
Special county mineral production	
tax fund (565-00-7668-5280).....	No limit
County drug tax fund (565-00-7680-5310).....	No limit
Escheat proceeds	
suspense fund (565-00-7753-5290).....	No limit
Privilege tax refund fund (565-00-9031-9300).....	No limit
Suspense fund (565-00-9032-9310).....	No limit
Cigarette tax refund fund (565-00-9033-9330).....	No limit
Motor-vehicle fuel tax	
refund fund (565-00-9035-9350).....	No limit
Cereal malt beverage tax	
refund fund (565-00-9036-9360).....	No limit
Income tax refund fund (565-00-9038-9370).....	No limit
Sales tax refund fund (565-00-9039-9380).....	No limit
Compensating tax	
refund fund (565-00-9040-9390).....	No limit
Alcoholic liquor tax	
refund fund (565-00-9041-9400).....	No limit
Cigarette/tobacco products	
regulation fund (565-00-2294-2190).....	No limit
Motor carrier tax	
refund fund (565-00-9042-9410).....	No limit
Car company tax fund (565-00-9043-9420).....	No limit
Protested motor carrier	
taxes fund (565-00-9044-9430).....	No limit
Tobacco products	
refund fund (565-00-9045-9440).....	No limit
Transient guest tax refund fund (established by	
K.S.A. 12-1694a) (565-00-9066-9450).....	No limit
Interstate motor fuel taxes	
clearing fund (565-00-9070-9710).....	No limit
Motor carrier permits escrow	
clearing fund (565-00-7581-5400).....	No limit
Transient guest tax refund fund (established by	
K.S.A. 12-16,100) (565-00-9074-9480).....	No limit

Interstate motor fuel taxes	
refund fund (565-00-9069-9010).....	No limit
Interfund clearing fund (565-00-9096-9510).....	No limit
Local alcoholic liquor	
clearing fund (565-00-9100-9700).....	No limit
International registration plan distribution	
clearing fund (565-00-9103-9520).....	No limit
Rental motor vehicle excise tax	
refund fund (565-00-9106-9730).....	No limit
International fuel tax agreement	
clearing fund (565-00-9072-9015).....	No limit
Mineral production tax	
refund fund (565-00-9121-9540).....	No limit
Special fuels tax refund fund (565-00-9122-9550).....	No limit
LP-gas motor fuels	
refund fund (565-00-9123-9560).....	No limit
Local alcoholic liquor	
refund fund (565-00-9124-9570).....	No limit
Sales tax clearing fund (565-00-9148-9580).....	No limit
Rental motor vehicle excise tax	
clearing fund (565-00-9187-9640).....	No limit
VIPS/CAMA technology	
hardware fund (565-00-2244-2170).....	No limit

Provided, That, notwithstanding the provisions of K.S.A. 74-2021, and amendments thereto, or of any other statute, expenditures may be made from the VIPS/CAMA technology hardware fund for the purposes of upgrading the VIPS/CAMA computer hardware and software for the state or for the counties and for administration and operation of the department of revenue.

County and city retailers sales tax clearing fund – county	
and city sales tax (565-00-9190-9610).....	No limit
City and county compensating use tax	
clearing fund (565-00-9191-9620).....	No limit
County and city transient guest tax	
clearing fund (565-00-9192-9630).....	No limit
Automated tax systems fund (565-00-2265-2265).....	No limit
Dyed diesel fuel fee fund (565-00-2286-2280).....	No limit
Electronic databases fee fund (565-00-2287-2180).....	No limit

Provided, That, notwithstanding the provisions of K.S.A. 74-2022, and amendments thereto, or any other statute, expenditures may be made from the electronic databases

fee fund for the purposes of operating expenditures, including expenditures for capital outlay; of operating, maintaining or improving the vehicle information processing system (VIPS), the Kansas computer assisted mass appraisal system (CAMA) and other electronic database systems of the department of revenue, including the costs incurred to provide access to or to furnish copies of public records in such database systems and for the administration and operation of the department of revenue.

Photo fee fund (565-00-2084-2140).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 8-299, and amendments thereto, or any other statute, expenditures may be made from the photo fee fund for administration and operation of the driver license program and related support operations in the division of administration of the department of revenue, including costs of administering the provisions of K.S.A. 8-240, 8-243, 8-267, 8-1324 and 8-1325, and amendments thereto, relating to drivers licenses, instruction permits and identification cards.

Estate tax abatement
refund fund (565-00-9082-9501).....No limit

Distinctive license plate fund (565-00-2232-2230).....No limit

Repossessed certificates of title
fee fund (565-00-2015-2070).....No limit

Hazmat fee fund (565-00-2365-2300).....No limit

Intra-governmental
service fund (565-00-6132-6101).....No limit

Community improvement district sales tax
administration fund (565-00-7675-5300).....No limit

Community improvement district sales tax
refund fund (565-00-9049-9455).....No limit

Community improvement district sales tax
clearing fund (565-00-9189-9655).....No limit

Drivers license first responders indicator
federal fund (565-00-3179-3179).....No limit

Enforcing underage drinking
federal fund (565-00-3219-3219).....No limit

FDA tobacco program
federal fund (565-00-3330-3330).....No limit

Commercial vehicle administrative
system fund (565-00-2098-2098).....No limit

State charitable gaming
regulation fund (565-00-2381-2385).....No limit

Charitable gaming
refund fund (565-00-9001-9001).....No limit

Commercial driver's license drive test fee fund (565-00-2816-2816).....	No limit
MSA compliance fund (565-00-2274-2274).....	No limit
Alcoholic beverage control modernization fund (565-00-2299-2299).....	No limit
Native American veterans' income tax refund fund (565-00-9019-9019).....	No limit
Fleet rental vehicle administration fund (565-00-2799-2799).....	No limit
Fleet rental vehicle clearing fund (565-00-9089-9089).....	No limit
Taxpayer notification costs fund (565-00-2852-2852).....	No limit
Kansas historic site fund (565-00-2872-2872).....	No limit
Gage park improvement authority sales tax fund (565-00-2874-2874).....	No limit
Commercial driver education fund (565-00-2876-2876).....	No limit
License plate replacement fund.....	No limit
American rescue plan - state relief (565-00-3756-3536).....	\$0

(c) On July 1, 2023, October 1, 2023, January 1, 2024, and April 1, 2024, the director of accounts and reports shall transfer \$12,636,725 from the state highway fund (276-00-4100-4100) of the department of transportation to the division of vehicles operating fund (565-00-2089-2020) of the department of revenue for the purpose of financing the cost of operation and general expense of the division of vehicles and related operations of the department of revenue.

(d) On August 1, 2023, the director of accounts and reports shall transfer \$77,250 from the accounting services recovery fund (173-00-6105-4010) of the department of administration to the setoff services revenue fund (565-00-2617-2080) of the department of revenue for reimbursing costs of recovering amounts owed to state agencies under K.S.A. 75-6201 et seq., and amendments thereto.

(e) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,000,000 from the state general fund to the division of vehicles modernization fund (565-00-2390-2390) of the department of revenue.

(f) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,240,000 from the Kansas endowment for youth fund (365-00-7000-2000) to the MSA compliance fund (565-00-2274-2274) of the department of revenue.

(g) For the fiscal year ending June 30, 2024, the director of the budget shall determine, in consultation with the above agency, the amount of moneys from any federal law that appropriates moneys to the state for aid for coronavirus relief that are

eligible to be used for license plate replacement, may be expended at the discretion of the state in compliance with the office of management and budget's uniform administrative requirements, cost principles and audit requirements for federal awards, and are unencumbered: *Provided further*; That, of such identified moneys, the director of the budget shall determine the remaining moneys available in special revenue funds: *And provided further*; That if the above agency, in consultation with the director of the budget, determines that federal moneys to the state for aid for coronavirus relief are available during fiscal year 2024 to be used for such license plate replacements, the director of the budget shall certify the amount of such federal coronavirus relief moneys from each fund to the director of accounts and reports, and upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall immediately transfer an aggregate amount of up to \$9,800,000 as available from such funds to the special revenue fund of the above agency designated by the secretary of the above agency for the purpose of replacing license plates: *And provided further*; That at the same time as the director of the budget transmits certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research: *And provided further*; That such funds shall be expended for such license plate replacement: *Provided, however*; That if moneys are not available to be transferred from any such special revenue funds to fund such license plate replacement, such license plate replacement shall not be funded pursuant to this subsection.

Sec. 74.

KANSAS LOTTERY

(a) On the effective date of this act, the aggregate of the amounts authorized by section 58(b) of chapter 81 of the 2022 Session Laws of Kansas to be transferred from the lottery operating fund (450-00-5123-5100) to the state gaming revenues fund (173-00-9011-9100) during the fiscal year ending June 30, 2023, is hereby increased from \$67,990,000 to \$69,490,000.

Sec. 75.

KANSAS LOTTERY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Lottery prize payment fund (450-00-7381).....No limit

Lottery operating fund (450-00-5123).....No limit

Provided, That expenditures from the lottery operating fund for official hospitality shall not exceed \$5,000.

Expanded lottery receipts fund (450-00-5128).....No limit

Lottery gaming facility
manager fund (450-00-5129-5150).....No limit

Expanded lottery act revenues fund (450-00-5127-5120).....	\$0
Sports wagering receipts fund (450-00-2946-2946).....	No limit
Privilege fee repayment fund (450-00-2947-2947).....	No limit

(b) Notwithstanding the provisions of K.S.A. 74-8711, and amendments thereto, and subject to the provisions of this subsection: (1) An amount of not less than \$2,300,000 shall be certified by the executive director of the Kansas lottery to the director of accounts and reports on or before July 15, 2023; and (2) an amount of not less than \$4,700,000 shall be certified by the executive director of the Kansas lottery to the director of accounts and reports on or before August 15, 2023, and on or before the 15th of each month thereafter through June 15, 2024: *Provided*, That, upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the lottery operating fund (450-00-5123-5100) to the state gaming revenues fund (173-00-9011-9100) and shall credit such amount to the state gaming revenues fund (173-00-9011-9100) for the fiscal year ending June 30, 2024: *Provided, however*, That, after the date that an amount of \$54,000,000 has been transferred from the lottery operating fund to the state gaming revenues fund for fiscal year 2024 pursuant to this subsection, the executive director of the Kansas lottery shall continue to certify amounts to the director of accounts and reports on or before the 15th of each month through June 15, 2024, except that the amounts certified after such date shall not be subject to the minimum amount of \$4,700,000: *Provided further*, That the amounts certified by the executive director of the Kansas lottery to the director of accounts and reports, after the date an amount of \$54,000,000 has been transferred from the lottery operating fund to the state gaming revenues fund for fiscal year 2024 pursuant to this subsection, shall be determined by the executive director so that an aggregate of all amounts certified pursuant to this subsection for fiscal year 2024 is equal to or more than \$69,990,000: *And provided further*, That the aggregate of all amounts transferred from the lottery operating fund to the state gaming revenues fund for fiscal year 2024 pursuant to this subsection shall be equal to or more than \$69,990,000: *And provided further*, That the transfers prescribed by this subsection shall be the maximum amount possible while maintaining an adequate cash balance necessary to make expenditures for prize payments and operating costs: *And provided further*, That the transfers prescribed in this subsection shall include the total profit attributed to the special veterans benefit game under K.S.A. 74-8724, and amendments thereto: *And provided further*, That the transfers prescribed by this subsection shall be made in lieu of transfers under K.S.A. 74-8711(d), and amendments thereto, for fiscal year 2024.

(c) In addition to the purposes for which expenditures of moneys in the lottery operating fund (450-00-5123-5100) may be made, as authorized by provisions of K.S.A. 74-8711, and amendments thereto, in fiscal year 2024, moneys in the lottery operating fund may be used for payment of all costs incurred in the operation and administration of the Kansas lottery, the Kansas lottery act and the Kansas expanded lottery act.

(d) Notwithstanding the provisions of K.S.A. 74-8724, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2024, the director of accounts and reports shall transfer from the lottery operating fund (450-00-5123-5100) to the

state gaming revenues fund (173-00-9011-9100) the amount of total profit attributed to the veterans benefits game pursuant to K.S.A. 74-8724, and amendments thereto, during fiscal year 2024: *Provided*, That, the transfer to the veterans benefit lottery game fund (694-00-2303-2303) of the Kansas commission on veterans affairs office for the fiscal year ending June 30, 2024, authorized by section 83(f) represents the total profits derived from the veterans benefits game pursuant to K.S.A. 74-8724, and amendments thereto: *Provided further*; That on or before August 1, 2024, the executive director of the lottery shall report the amount of total profit attributed to the veterans benefits game pursuant to K.S.A. 74-8724, and amendments thereto, during fiscal year 2024 to the director of the budget and the director of legislative research.

(e) During the fiscal year ending June 30, 2024, notwithstanding the provisions of K.S.A. 74-8720, and amendments thereto, or any other statute to the contrary, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from any special revenue fund or funds for fiscal year 2024 as authorized by this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by such agency from such moneys to provide the name and address of all persons who claim a Kansas lottery prize of \$10,000 or more to the office of inspector general established under K.S.A. 75-7427, and amendments thereto: *Provided*, That the office of inspector general shall use information received pursuant to this subsection solely for the purposes of carrying out the powers, duties and functions prescribed by K.S.A. 75-7427, and amendments thereto: *Provided further*; That the office of inspector general shall not publicly disclose the identity of any lottery prize winner, including recipients for whom such prize affects such recipient's eligibility for or receipt of medical assistance.

Sec. 76.

KANSAS RACING AND GAMING COMMISSION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- State racing fund (553-00-5131-5000).....No limit
- Racing reimbursable expense fund (553-00-2616-2600).....No limit
- Racing applicant deposit fund (553-00-7383-7000).....No limit
- Kansas horse breeding development fund (553-00-2516-2300).....No limit
- Kansas greyhound breeding development fund (553-00-2601-2500).....No limit

Provided, That notwithstanding K.S.A. 74-8831, and amendments thereto, all moneys transferred into this fund pursuant to K.S.A. 74-8767(b), and amendments

thereto, shall be deposited to a separate account established for the purpose described in this proviso and moneys in this account shall be expended only to supplement special stake races and to enhance the amount per point paid to owners of Kansas-whelped greyhounds that win live races at Kansas greyhound tracks and pursuant to rules and regulations adopted by the Kansas racing and gaming commission: *Provided further*; That transfers from this account to the live greyhound racing purse supplement fund may be made in accordance with K.S.A. 74-8767(b), and amendments thereto.

Racing investigative
expense fund (553-00-2570-2400).....No limit

Horse fair racing
benefit fund (553-00-2296-3000).....No limit

Tribal gaming fund (553-00-2320-3700).....No limit

Provided, That expenditures from the tribal gaming fund for official hospitality shall not exceed \$1,000.

Expanded lottery regulation fund (553-00-2535).....No limit

Provided, That expenditures from the expanded lottery regulation fund for official hospitality shall not exceed \$1,500.

Live horse racing purse
supplement fund (553-00-2546-2800).....No limit

Live greyhound racing purse
supplement fund (553-00-2557-2900).....No limit

Greyhound promotion and
development fund (553-00-2561-3100).....No limit

Gaming background
investigation fund (553-00-2682-2680).....No limit

Gaming machine
examination fund (553-00-2998-2990).....No limit

Education and training fund (553-00-2459-2450).....No limit

Provided, That expenditures may be made from the education and training fund for operating expenditures, including official hospitality, incurred for hosting or providing training, in-service workshops and conferences: *Provided further*; That the Kansas racing and gaming commission is hereby authorized to fix, charge and collect fees for hosting or providing training, in-service workshops and conferences: *And provided further*; That such fees shall be fixed in order to recover all or part of the operating expenditures incurred for hosting or providing such training, in-service workshops and conferences: *And provided further*; That all fees received for hosting or providing such training, in-service workshops and conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the education and training fund.

Illegal gambling
enforcement fund (553-00-2734-2690).....No limit

Provided, That expenditures may be made from the illegal gambling enforcement fund for direct or indirect operating expenditures incurred for investigatory seizure and forfeiture activities, including, but not limited to: (1) Conducting investigations of illegal gambling operations or activities; (2) participating in illegal gaming in order to collect or purchase evidence as part of an undercover investigation into illegal gambling operations; and (3) acquiring information or making contacts leading to illegal gaming activities: *Provided, however*, That all moneys that are expended for any such evidence purchase, information acquisition or similar investigatory purpose or activity from whatever funding source and that are recovered shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the illegal gambling enforcement fund: *Provided further*, That any moneys received or awarded to the Kansas racing and gaming commission for such enforcement activities shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the illegal gambling enforcement fund.

(b) On July 1, 2023, the director of accounts and reports shall transfer \$450,000 from the state general fund to the tribal gaming fund (553-00-2320-3700) of the Kansas racing and gaming commission.

(c) During the fiscal year ending June 30, 2024, the director of accounts and reports shall transfer one or more amounts certified by the executive director of the state gaming agency from the tribal gaming fund to the state general fund: *Provided*, That all such transfers shall be for the purpose of reimbursing the state general fund for the amount equal to the net amount obtained by subtracting (1) the aggregate of any costs incurred by the state gaming agency during fiscal year 2024 for any arbitration or litigation in connection with the administration and enforcement of tribal-state gaming compacts or the provisions of the tribal gaming oversight act, from (2) the aggregate of the amounts transferred to the tribal gaming fund (553-00-2320-3700) of the Kansas racing and gaming commission during fiscal year 2024 for the operating expenditures for the state gaming agency and any other expenses incurred in connection with the administration and enforcement of tribal-state gaming compacts or the provisions of the tribal gaming oversight act.

(d) During the fiscal year ending June 30, 2024, all payments for services provided by the Kansas bureau of investigation shall be paid by the Kansas racing and gaming commission in accordance with K.S.A. 75-5516(b), and amendments thereto, pursuant to bills that are presented in a timely manner by the Kansas bureau of investigation for services rendered.

(e) In addition to the other purposes for which expenditures may be made from the moneys appropriated in the tribal gaming fund (553-00-2320-3700) for fiscal year 2024 for the Kansas racing and gaming commission by this or other appropriation act of the 2023 regular session of the legislature, expenditures, which are hereby authorized, may be made from the tribal gaming fund for fiscal year 2024 for the state gaming agency regulatory oversight of class III gaming, including, but not limited to, the regulatory oversight and law enforcement activities of monitoring compliance with tribal-state gaming compacts and conducting investigations of violations of tribal-state gaming compacts, investigations of criminal violations of the laws of this state at tribal gaming

facilities, criminal violations of the tribal gaming oversight act, background investigations of applicants and vendors and investigations of other criminal activities related to tribal gaming.

(f) Notwithstanding the provisions of K.S.A. 74-8831, and amendments thereto, or any other statute, the director of accounts and reports shall not make the transfer from the Kansas greyhound breeding development fund (553-00-2601-2500) of the Kansas racing and gaming commission to the greyhound tourism fund of the department of commerce that is directed to be made on or before June 30, 2024, by K.S.A. 74-8831(b) (1), and amendments thereto, and shall transfer on or before June 30, 2024, the amount equal to 15% of all moneys credited to the Kansas greyhound breeding development fund during the fiscal year ending June 30, 2024, from the Kansas greyhound breeding development fund to the greyhound promotion and development fund (553-00-2561-3100) of the Kansas racing and gaming commission.

(g) During the fiscal year ending June 30, 2024, notwithstanding the provisions of any other statute, the Kansas racing and gaming commission is hereby authorized to fix, charge and collect additional fees to recover all or part of the direct and indirect costs or operating expenses incurred or expected to be incurred by the Kansas racing and gaming commission for the regulation of racing activities that are not otherwise recovered from a parimutuel facility licensee under authority of any other statute: *Provided*, That such fees shall be in addition to all taxes and other fees otherwise authorized by law: *Provided further*; That such costs or operating expenses shall include all or part of any auditing, drug testing, accounting, security and law enforcement, licensing of any office or other facility for use by a parimutuel facility licensee or projects to update and upgrade information technology software or facilities of the commission and shall specifically include any general operating expenses that are associated with regulatory activities attributable to the entity upon which any such fee is imposed and all expenses related to reopening any race track or other racing facility: *And provided further*; That all moneys received for such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the state racing fund (553-00-5131-5000).

Sec. 77.

DEPARTMENT OF COMMERCE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Advantage Kansas (300-00-1000).....\$126,616

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in the advantage Kansas account is hereby reappropriated for fiscal year 2024.

APEX (300-00-1000).....\$6,250,000

Housing revolving loan program (300-00-1000).....\$20,000,000

Provided, That any unencumbered balance in the rural housing revolving loan program account (252-00-1000-0640) of the governor's department in excess of \$100 as of June 30, 2023, is hereby reappropriated to the housing revolving loan program

account of the above agency for fiscal year 2024: *Provided further*, That expenditures may be made from the housing revolving loan program account to provide loans or grants to communities for moderate-and-low-income housing development, including infrastructure necessary to support that development: *And provided further*, That during the fiscal year ending June 30, 2024, expenditures shall be made by the above agency from such moneys available in the housing revolving loan program account in an amount of not less than 50% for loans or grants to rural communities.

Airport authority payment.....\$2,950,000

Provided, That expenditures shall be made by the above agency from the airport authority payment account for a payment to an airport authority in a Kansas county with a population greater than 40,000 and less than 60,000 as of the 2020 census for the lease or purchase of a building and equipment: *Provided further*, That such airport authority payment shall be for attracting a firm that creates 100 or more jobs and has a payroll of \$15,000,000 or more: *And provided further*, That for the fiscal year ending June 30, 2024, the director of the budget shall determine, in consultation with the above agency, the amount of moneys from any federal law that appropriates moneys to the state for aid for coronavirus relief that are eligible to be used for the airport authority payment, may be expended at the discretion of the state in compliance with the office of management and budget's uniform administrative requirements, cost principles and audit requirements for federal awards, and are unencumbered: *And provided further*, That, of such identified moneys, the director of the budget shall determine the remaining moneys available in special revenue funds: *And provided further*, That if the above agency, in consultation with the director of the budget, determines that federal moneys to the state for aid for coronavirus relief are available during fiscal year 2024 to be used for such airport authority payment, the director of the budget shall certify the amount of such federal coronavirus relief moneys from each fund to the director of accounts and reports, and upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall immediately transfer an aggregate amount of up to \$2,950,000 as available from such funds to the special revenue fund of the above agency and as designated by the secretary of commerce for the purpose of funding such airport authority payment: *And provided further*, That on the effective date of such transfer, of the \$2,950,000 appropriated for the above agency for the fiscal year ending June 30, 2024, by this section from the state general fund in the airport authority payment account, the aggregate amount transferred is hereby lapsed: *And provided further*, That at the same time as the director of the budget transmits certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research.

Any unencumbered balance in the following accounts in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: KBA grant commitments account; moderate income housing account; and Kansas semiquincentennial commission support account.

(b) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2024, the following:

Main street program (300-00-1900-1175).....\$836,484

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in the main street program account is hereby reappropriated for fiscal year 2024.

Older Kansans
employment program (300-00-1900-1140).....\$504,697

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in the older Kansans employment program account is hereby reappropriated for fiscal year 2024.

Rural opportunity
zones program (300-00-1900-1150).....\$1,021,610

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in the rural opportunity zones program account is hereby reappropriated for fiscal year 2024.

Senior community service
employment program (300-00-1900-1160).....\$8,071

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in the senior community service employment program account is hereby reappropriated for fiscal year 2024.

Strong military
bases program (300-00-1900-1170).....\$200,714

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in the strong military bases program account is hereby reappropriated for fiscal year 2024.

Governor's council of
economic advisors (300-00-1900-1185).....\$198,014

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in the governor's council of economic advisors account is hereby reappropriated for fiscal year 2024.

Creative arts industries
commission (300-00-1900-1188).....\$1,009,403

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in the creative arts industries commission account is hereby reappropriated for fiscal year 2024.

Operating grant (including
official hospitality) (300-00-1900-1110).....\$9,205,724

Provided, That any unencumbered balance in the operating grant (including official hospitality) account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That expenditures may be made from the operating grant (including official hospitality) account for certified development companies that have been determined to be qualified for grants by the secretary of commerce, except that expenditures for such grants shall not be made for grants to more than 10 certified development companies that have been determined to be qualified for grants by the secretary of commerce.

Public broadcasting grants (300-00-1900-1190).....	\$500,000
<i>Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in the public broadcasting grants account is hereby reappropriated for fiscal year 2024.</i>	
Build up Kansas (300-00-1900-1230).....	\$2,625,000
<i>Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in the build up Kansas account is hereby reappropriated for fiscal year 2024.</i>	
Community development (300-00-1900-1240).....	\$660,219
<i>Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in the community development account is hereby reappropriated for fiscal year 2024.</i>	
International trade (300-00-1900-1250).....	\$1,412,030
<i>Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in the international trade account is hereby reappropriated for fiscal year 2024.</i>	
Travel and tourism	
operating expenditures (300-00-1900-1901).....	\$4,843,361
<i>Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in the travel and tourism operating expenditures account is hereby reappropriated for fiscal year 2024: Provided further, That expenditures from this account for official hospitality shall not exceed \$4,000.</i>	
Reemployment implementation (300-00-1900-1260).....	\$96,681
<i>Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in the reemployment implementation account is hereby reappropriated for fiscal year 2024.</i>	
KIT/KIR programs (300-00-1900-1280).....	\$2,000,000
<i>Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in the KIT/KIR programs account is hereby reappropriated for fiscal year 2024.</i>	
Registered apprenticeship (300-00-1900-1290).....	\$1,000,000
<i>Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in the registered apprenticeship account is hereby reappropriated for fiscal year 2024.</i>	
Office of broadband development (300-00-1900-1270).....	\$1,015,304
<i>Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in the office of broadband development account is hereby reappropriated for fiscal year 2024.</i>	
Small business R&D grants (300-00-1900-1300).....	\$1,000,000
<i>Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in the small business R&D grants account is hereby reappropriated for fiscal year 2024.</i>	
Work-based learning (300-00-1900-1310).....	\$714,000
<i>Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in the work-based learning account is hereby reappropriated for fiscal year 2024.</i>	

Kansas workforce marketing (300-00-1900).....	\$2,000,000
HEAL grants (300-00-1900).....	\$1,500,000
Emergency HEAL grants (300-00-1900).....	\$500,000
Rural champions (300-00-1900).....	\$150,000
Sunflower summer program.....	\$3,000,000

Provided, That the above agency shall expend moneys in such account to recruit and add new venues geographically located across the state to participate in the program: *Provided further*, That if a participating venue does not require an admission price or requests a small donation for admission, then the above agency shall reimburse such venue \$5 for each program ticket used for admission to such venue.

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Job creation program fund (300-00-2467-2467).....	No limit
Kan-grow engineering fund – KU (300-00-2494-2494).....	\$3,500,000
Kan-grow engineering fund – KSU (300-00-2494-2495).....	\$3,500,000
Kan-grow engineering fund – WSU (300-00-2494-2496).....	\$3,500,000
Kansas creative arts industries commission special gifts fund (300-00-7004-7004).....	No limit
Governor's council of economic advisors private operations fund (300-00-2761-2701).....	No limit
Publication and other sales fund (300-00-2048).....	No limit
Conversion of equipment and materials fund (300-00-2411-2220).....	No limit
Conference registration and disbursement fund (300-00-2049).....	No limit
Reimbursement and recovery fund (300-00-2275).....	No limit
Community development block grant – federal fund (300-00-3669).....	No limit
National main street center fund (300-00-7325-7000).....	No limit
IMPACT program services fund (300-00-2176).....	No limit
IMPACT program repayment fund (300-00-7388).....	No limit
Kansas partnership fund (300-00-7525-7020).....	No limit

Publication and other sales fund (300-00-2399-2399).....No limit

Provided, That in addition to other purposes for which expenditures may be made by the above agency from moneys appropriated from the publication and other sales fund for fiscal year 2024, expenditures may be made from such fund for the purpose of compensating federal aid program expenditures, if necessary, in order to comply with the requirements established by the United States fish and wildlife service for utilization of federal aid funds: *Provided further*, That all such expenditures shall be in addition to any expenditures made from the publication and other sales fund for fiscal year 2024: *And provided further*, That the secretary of commerce shall report all such expenditures to the governor and legislature as appropriate.

General fees fund (300-00-2310).....No limit

Provided, That expenditures may be made from the general fees fund for loans pursuant to loan agreements, which are hereby authorized to be entered into by the secretary of commerce in accordance with repayment provisions and other terms and conditions as may be prescribed by the secretary therefor under programs of the department.

Athletic fee fund (300-00-2599-2500).....No limit

WIOA adult – federal fund (300-00-3270).....No limit

WIOA youth activities –
federal fund (300-00-3039).....No limit

WIOA dislocated workers –
federal fund (300-00-3428).....No limit

Trade adjustment assistance –
federal fund (300-00-3273).....No limit

Disabled veterans outreach program –
federal fund (300-00-3274-3242).....No limit

Local veterans employment representative program –
federal fund (300-00-3274-3240).....No limit

Wagner Peysner employment services –
federal fund (300-00-3275).....No limit

Senior community service employment program –
federal fund (300-00-3100-3510).....No limit

Indirect cost – federal fund (300-00-2340-2300).....No limit

Temporary labor certification foreign workers –
federal fund (300-00-3448).....No limit

Work opportunity tax credit –
federal fund (300-00-3447-3447).....No limit

American job link alliance –
federal fund (300-00-3100-3516).....No limit

American job link alliance job corps –

federal fund (300-00-3100-3512).....	No limit
Child care/development block grant –	
federal fund (300-00-3028-3028).....	No limit
Enterprise facilitation fund (300-00-2378-2710).....	No limit
Unemployment insurance –	
federal fund (300-00-3335).....	No limit
State small business credit initiative –	
federal fund (300-00-3567).....	No limit
Creative arts industries commission	
gifts, grants and bequests –	
federal fund (300-00-3210-3218).....	No limit
Kansas creative arts industries commission	
checkoff fund (300-00-2031-2031).....	No limit
Workforce data quality initiative –	
federal fund (300-00-3237-3237).....	No limit
AJLA special revenue fund (300-00-2190-2190).....	No limit
RETAIN extension –	
federal fund (300-00-3770).....	No limit
Coronavirus relief fund –	
federal fund (300-00-3753).....	No limit
Workforce innovation –	
federal fund (300-00-3581).....	No limit
Reemployment connections initiative –	
federal fund (300-00-3585).....	No limit
SBA STEP grant –	
federal fund (300-00-3573-3573).....	No limit
Apprenticeship USA state –	
federal fund (300-00-3949).....	No limit
Kansas health profession opportunity project –	
federal fund (300-00-3951).....	No limit
Second chance grant –	
federal fund (300-00-3895).....	No limit
H-1B technical skills training grant –	
federal fund (300-00-3400).....	No limit
State broadband data development grant –	
federal fund (300-00-3782-3700).....	No limit
Transition assistance program grant –	
federal fund (300-00-3451-3451).....	No limit
Technology-enabled fiduciary financial	

institutions development and expansion fund (300-00-2839).....	No limit
Economic adjustment assistance fund (300-00-3415).....	No limit
Pathway home 2 – federal fund (300-00-3734).....	No limit
Kansas commission for the United States semiquincentennial gifts and donations fund (300-00-7019).....	No limit
Attracting professional sports to Kansas fund (300-00-2942).....	No limit
Attracting powerful economic expansion payroll incentive fund (300-00-2943).....	No limit
Attracting powerful economic expansion new employee training and education fund (300-00-2944).....	No limit
Attracting powerful economic expansion Kansas residency incentive fund (300-00-2945).....	No limit
ARPA capital projects-broadband infrastructure – federal fund (300-00-3761).....	No limit
ARPA capital projects-digital technology connectivity – federal fund (300-00-3761).....	No limit
Broadband equity access and deployment program fund (300-00-3928-3928).....	No limit
State digital equity planning grant program fund (300-00-3927-2927).....	No limit
American rescue plan state relief – federal fund (300-00-3756).....	No limit

(d) The secretary of commerce is hereby authorized to fix, charge and collect fees during the fiscal year ending June 30, 2024, for: (1) The provision and administration of conferences held for the purposes of programs and activities of the department of commerce and for which fees are not specifically prescribed by statute; (2) sale of publications of the department of commerce and for sale of educational and other promotional items and for which fees are not specifically prescribed by statute; and (3) promotional and other advertising and related economic development activities and services provided under economic development programs and activities of the department of commerce: *Provided*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred in providing such services, conferences, publications and items, advertising and other economic development activities and services provided under economic development programs and activities of the department of commerce for which fees are not specifically prescribed by statute: *Provided further*; That all such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to one or more special revenue fund or funds of the department of commerce as

specified by the secretary of commerce: *And provided further*, That expenditures may be made from such special revenue fund or funds of the department of commerce for fiscal year 2024, in accordance with the provisions of this or other appropriation act of the 2023 regular session of the legislature, for operating expenses incurred in providing such services, conferences, publications and items, advertising, programs and activities and for operating expenses incurred in providing similar economic development activities and services provided under economic development programs and activities of the department of commerce.

(e) In addition to the other purposes for which expenditures may be made by the department of commerce from moneys appropriated in any special revenue fund or funds for fiscal year 2024 for the department of commerce as authorized by this or other appropriation act of the 2023 regular session of the legislature, notwithstanding the provisions of any other statute, expenditures may be made by the department of commerce from moneys appropriated in any special revenue fund or funds for fiscal year 2024 for official hospitality.

(f) During the fiscal year ending June 30, 2024, the secretary of commerce, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2024, from the state economic development initiatives fund for the department of commerce to another item of appropriation for fiscal year 2024 from the state economic development initiatives fund for the department of commerce. The secretary of commerce shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(g) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$4,000,000 from the state general fund to the state economic development initiatives fund (300-00-1900-1100).

(h) During the fiscal year ending June 30, 2024, notwithstanding the provisions of K.S.A. 12-17,169, and amendments thereto, or any other statute to the contrary, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2024 as authorized by this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made from such moneys for the secretary of commerce to approve a city or county to finance a rural redevelopment project, as defined in K.S.A. 12-17,162, and amendments thereto, without the issuance of special obligation bonds up to an amount not to exceed \$25,000,000 for each such project: *Provided*, That such rural redevelopment project costs shall be made payable, both as to principal and interest, from any source as provided in K.S.A. 12-17,169(a)(1)(A) through (I), and amendments thereto.

(i) For the fiscal year ending June 30, 2024, the director of the budget shall determine, in consultation with the above agency, the amount of moneys from any federal law that appropriates moneys to the state for aid for coronavirus relief that are eligible to be used for studio upgrades of a public television broadcasting station in western Kansas in such station's current city, may be expended at the discretion of the state in compliance with the office of management and budget's uniform administrative requirements, cost principles and audit requirements for federal awards, and are

unencumbered: *Provided further*, That, of such identified moneys, the director of the budget shall determine the remaining moneys available in special revenue funds: *And provided further*, That if the above agency, in consultation with the director of the budget, determines that federal moneys to the state for aid for coronavirus relief are available during fiscal year 2024 to be used for such studio upgrades, the director of the budget shall certify the amount of such federal coronavirus relief moneys from each fund to the director of accounts and reports, and upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall immediately transfer an aggregate amount of up to \$2,500,000 as available from such funds to the special revenue fund of the above agency designated by the secretary of commerce for the purpose of funding such studio upgrades: *And provided further*, That at the same time as the director of the budget transmits certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research: *And provided further*, That such funds shall be expended for such studio upgrades: *Provided, however*, That if moneys are not available to be transferred from any such special revenue funds to fund such projects, such studio upgrades shall not be funded pursuant to this subsection: *And provided, however*, That if the board of directors or management of such public television broadcasting station approves a move to a different location or a plan to move to a different location during fiscal year 2024, no moneys shall be transferred pursuant to this subsection.

(j) (1) During the fiscal year ending June 30, 2024, notwithstanding the provisions of the STAR bonds financing act, K.S.A. 12-17,160 through 12-17,180, and amendments thereto, or any other statute to the contrary, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2024 as authorized by this or any other appropriation act of the 2023 regular session of the legislature, expenditures may be made from such moneys for the secretary of commerce to approve a STAR bond project for a major amusement park or historic theater: *Provided*, That such approval shall be upon adoption of a STAR bond project plan and establishment of a STAR bond project district by a city or county for such major amusement park project or historic theater in accordance with K.S.A. 12-17,164 through 12-17,166, and amendments thereto: *Provided further*, That such major amusement park project or historic theater shall be eligible for financing by special obligation bonds payable from revenues described by K.S.A. 12-17,169(a)(1), and amendments thereto: *And provided further*, That such city or county is authorized to issue such special obligation bonds in one or more series to finance the undertaking of such major amusement park project or historic theater in accordance with the provisions of the STAR bonds financing act: *And provided further*, That the secretary shall review the STAR bond project plan and determine whether to approve such plan in accordance with K.S.A. 12-17,167, and amendments thereto: *And provided further*, That any special obligation bonds issued to finance the major amusement park project or historic theater shall be subject to the provisions of the STAR bonds financing act: *And provided further*, That such major amusement park costs shall be considered project costs for the purposes of K.S.A. 12-17,162, and amendments thereto: *And provided further*, That a major amusement park area shall be considered an eligible area for purposes of K.S.A. 12-17,162, and amendments thereto: *And provided further*, That all such property

included in, added to or removed from the STAR bond project district established pursuant to this subsection shall be subject to the provisions of the STAR bonds financing act: *And provided further*; That if such major amusement park project or historic theater uses state sales tax financing pursuant to K.S.A. 12-17,169, and amendments thereto, such project shall be subject to the requirements of K.S.A. 12-17,176, and amendments thereto: *And provided further*; That in the event that the city or county shall default in the payment of any STAR bonds payable from revenues described in K.S.A. 12-17,169(a)(1), and amendments thereto, no public funds shall be used to pay the holders thereof except as specifically authorized by the STAR bonds financing act: *And provided further*; That copies of all retailers' sales, use and transient guest tax returns filed with the secretary of revenue in connection with such major amusement park project shall be subject to the provisions of K.S.A. 12-17,174, and amendments thereto.

(2) For purposes of this subsection:

(A) "Amusement rides" means the same as defined in K.S.A. 44-1601, and amendments thereto, and includes such amusement rides and further include buildings necessary to house and operate such amusement park ride.

(B) "Major amusement park" means a project with amusement rides and upon which the secretary has made a finding that capital improvements of not less than \$100,000,000 will be built in the state to construct the major amusement park.

(C) "Major amusement park area" means an area containing a major amusement park.

Sec. 78.

DEPARTMENT OF COMMERCE

(a) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2025, the following:

Sunflower summer program.....\$3,000,000

Provided, That the above agency shall expend moneys in such account to recruit and add new venues geographically located across the state to participate in the program: *Provided further*; That if a participating venue does not require an admission price or requests a small donation for admission, then the above agency shall reimburse such venue \$5 for each program ticket used for admission to such venue.

Sec. 79.

KANSAS HOUSING RESOURCES CORPORATION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

State housing trust fund (175-00-7370-7000).....No limit

Provided, That all expenditures from the state housing trust fund shall be made by the Kansas housing resources corporation for the purposes of administering and supporting housing programs of the Kansas housing resources corporation.

Sec. 80.

DEPARTMENT OF LABOR

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, the following:

Unemployment insurance
modernization (296-00-1000-0520).....\$20,500,000

Provided, For the fiscal year ending June 30, 2023, the director of the budget shall determine the amount of moneys from any federal law that appropriates moneys to the state for aid for coronavirus relief that are eligible to be used for unemployment insurance modernization projects, may be expended at the discretion of the state in compliance with the office of management and budget's uniform administrative requirements, cost principles and audit requirements for federal awards, and are unencumbered: *Provided further*, That, of such identified moneys, the director of the budget shall determine the remaining moneys available in special revenue funds: *And provided further*, That if the above agency, in consultation with the director of the budget, determines that federal moneys to the state for aid for coronavirus relief are available during fiscal year 2023 to be used for such unemployment insurance modernization project in addition to the federal funds currently encumbered for such project, the director of the budget shall certify the amount of such federal coronavirus relief moneys from each fund to the director of accounts and reports, and upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall immediately transfer an aggregate amount of up to \$20,500,000 as available from such funds to the special revenue fund of the department of labor and as designated by the secretary of labor for the purpose of funding such unemployment insurance modernization: *And provided further*, That on the effective date of such transfer, of the \$20,500,000 appropriated for the above agency for the fiscal year ending June 30, 2023, in the unemployment insurance modernization account, the aggregate amount transferred is hereby lapsed: *And provided further*, That at the same time as the director of the budget transmits certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research.

(b) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, for the capital improvement project or projects specified, the following:

Capital improvements (296-00-1000).....\$792,000

(c) On July 1, 2023, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 64(b) of chapter 81 of the 2022 Session Laws of Kansas on the workmen's compensation fee fund (296-00-2124-2220) of the department of labor is

hereby decreased from \$13,263,070 to \$12,067,209.

(d) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 145(c) of chapter 81 of the 2022 Session Laws of Kansas on the workmen's compensation fee fund (296-00-2124) of the department of labor for capital improvement purposes is hereby decreased from \$1,555,000 to \$528,000.

Sec. 81.

DEPARTMENT OF LABOR

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (296-00-1000-0503).....\$3,697,469

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That in addition to the other purposes for which expenditures may be made by the above agency from this account for the fiscal year ending June 30, 2024, expenditures may be made from this account for the costs incurred for court reporting under K.S.A. 72-2218 et seq. and 75-4321 et seq., and amendments thereto: *And provided further*, That expenditures from this account for official hospitality by the secretary of labor shall not exceed \$2,000.

Amusement ride safety (296-00-1000-0513).....\$270,730

Provided, That any unencumbered balance in the amusement ride safety account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Any unencumbered balance in the unemployment insurance modernization account (264-00-1000-0520) in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Workmen's compensation
fee fund (296-00-2124-2220).....\$12,321,935

Occupational health and safety –
federal fund (296-00-3339-3210).....No limit

Employment security interest
assessment fund (296-00-2771-2700).....No limit

Special employment
security fund (296-00-2120-2000).....No limit

Employment security
administration fund (296-00-3335).....No limit

Provided, That in addition to the other purposes for which expenditures may be made by the department of labor from the employment security administration fund for fiscal year 2024 as authorized by this or other appropriation act of the 2023 regular session of the legislature, expenditures may be made by the department of labor from the employment security administration fund for fiscal year 2024 from moneys made available to the state under section 903 of the federal social security act for the purpose of unemployment insurance modernization: *Provided further*; That expenditures from such fund for fiscal year 2024 of moneys made available to the state under section 903 of the federal social security act for such unemployment insurance modernization purposes shall not exceed \$4,821,302: *And provided further*; That all expenditures from the employment security administration fund for any such unemployment insurance modernization purposes shall be in addition to any expenditure limitation imposed on the employment security administration fund for fiscal year 2024.

Wage claims assignment
fee fund (296-00-2204-2240).....No limit

Department of labor special
projects fund (296-00-2041-2105).....No limit

Federal indirect cost
offset fund (296-00-2302-2280).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 44-716a, and amendments thereto, or any other statute to the contrary, during fiscal year 2024, the secretary of labor, with the approval of the director of the budget, may transfer from the special employment security fund of the Kansas department of labor to the department of labor federal indirect cost offset fund the portion of such amount that is determined necessary to be in compliance with the employment security law: *Provided further*; That, upon approval of any such transfer by the director of the budget, notification will be provided to the Kansas legislative research department.

Employment security fund (296-00-7056-7200).....No limit

Labor force statistics
federal fund (296-00-3742-3742).....No limit

Compensation and working conditions
federal fund (296-00-3743-3743).....No limit

Employment services Wagner-Peyser funded
activities federal fund (296-00-3275-3275).....No limit

Dispute resolution fund (296-00-2587-2270).....No limit

Provided, That all moneys received by the secretary of labor for reimbursement of expenditures for the costs incurred for mediation under K.S.A. 72-2232, and amendments thereto, and for fact-finding under K.S.A. 72-2233, and amendments thereto, shall be deposited in the state treasury and credited to the dispute resolution fund: *Provided further*; That expenditures may be made from this fund to pay the costs incurred for mediation under K.S.A. 72-2232, and amendments thereto, and for fact-finding under K.S.A. 72-2233, and amendments thereto, subject to full reimbursement therefor by the board of education and the professional employees' organization

involved in such mediation and fact-finding procedures.

Indirect cost fund (296-00-2781-2781).....	No limit
Workforce data quality initiative – federal fund (296-00-3237-3237).....	No limit
Employment security fund clearing account (296-00-7055-7100).....	No limit
Employment security fund benefit account (296-00-7054-7000).....	No limit
Employment security fund – special suspense account (296-00-7057-7300).....	No limit
Employment security fund trust account (296-00-7056-7200).....	No limit
Special wage payment clearing trust fund (296-00-7362-7500).....	No limit
Economic adjustment assistance – federal fund (296-00-3415-3415).....	No limit
Social security administration disability – federal fund (296-00-3309-3309).....	No limit
Amusement ride safety fund (296-00-2224-2250).....	No limit
KDOL off-budget fund (296-00-6112-6100).....	No limit
SNAP employment and training pilot – federal fund (296-00-3321-3350).....	No limit
Anti-human trafficking – federal fund (296-00-3644-3644).....	No limit
Coronavirus relief fund (296-00-3753).....	No limit
American rescue plan state relief fund (296-00-3756-3536).....	No limit

Sec. 82.

KANSAS COMMISSION ON VETERANS AFFAIRS OFFICE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, the following:

Operating expenditures – administration (694-00-1000-0103).....	\$64,050
Operating expenditures – Kansas veterans' home (694-00-1000-0503).....	\$500,000
Veterans claim assistance program – service grants (694-00-1000-0903).....	\$150,000

(b) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2023, for the capital improvement project of projects specified, the following:

Northeast Kansas veterans' home (694-00-8100).....\$849,167

(c) On the effective date of this act, of the amount reappropriated for the above agency for the fiscal year ending June 30, 2023, by section 199(a) of chapter 81 of the 2022 Session Laws of Kansas from the state institutions building fund in the Halsey hall kitchen account (694-00-8100-8281), the sum of \$297,018 is hereby lapsed.

Sec. 83.

KANSAS COMMISSION ON
VETERANS AFFAIRS OFFICE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures –
administration (694-00-1000-0103).....\$1,085,340

Provided, That any unencumbered balance in the operating expenditures – administration account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Operating expenditures –
veteran services (694-00-1000-0203).....\$1,606,833

Provided, That any unencumbered balance in the operating expenditures – veteran services account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*; That expenditures from this account for official hospitality shall not exceed \$2,500.

Operations – state
veterans cemeteries (694-00-1000-0703).....\$625,608

Provided, That any unencumbered balance in the operations – state veterans cemeteries account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*; That expenditures from this account for official hospitality shall not exceed \$1,500.

Operating expenditures – Kansas
soldiers' home (694-00-1000-0403).....\$4,530,709

Provided, That any unencumbered balance in the operating expenditures – Kansas soldiers' home account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Operating expenditures – Kansas
veterans' home (694-00-1000-0503).....\$4,612,149

Provided, That any unencumbered balance in the operating expenditures – Kansas veterans' home account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Veterans claim assistance program –
service grants (694-00-1000-0903).....\$850,000

Provided, That any unencumbered balance in the veterans claim assistance program – service grants account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That expenditures from the veterans claim assistance program – service grants account shall be made only for the purpose of awarding service grants to veterans service organizations for the purpose of aiding veterans in obtaining federal benefits: *Provided, however*, That no expenditures shall be made by the Kansas commission on veterans affairs office from the veterans claim assistance program – service grants account for operating expenditures or overhead for administering the grants in accordance with the provisions of K.S.A. 73-1234, and amendments thereto.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Soldiers' home fee fund (694-00-2241-2100).....	No limit
Soldiers' home benefit fund (694-00-7903-5400).....	No limit
Soldiers' home work therapy fund (694-00-7951-5600).....	No limit
Soldiers' home medicare fund (694-00-3168-3100).....	No limit
Soldiers' home medicaid fund (694-00-2464-2464).....	No limit
Veterans' home medicare fund (694-00-3893-3893).....	No limit
Veterans' home medicaid fund (694-00-2469-2469).....	No limit
Veterans' home fee fund (694-00-2236-2200).....	No limit
Veterans' home canteen fund (694-00-7809-5300).....	No limit
Veterans' home benefit fund (694-00-7904-5500).....	No limit
Soldiers' home outpatient clinic fund (694-00-2258-2300).....	No limit
State veterans cemeteries fee fund (694-00-2332-2600).....	No limit
State veterans cemeteries donations and contributions fund (694-00-7308-5200).....	No limit
Outpatient clinic patient federal reimbursement fund – federal (694-00-3205-3300).....	No limit
VA burial reimbursement fund – federal (694-00-3212-3310).....	No limit
Federal domiciliary per diem fund (694-00-3220).....	No limit

Federal long term care	
per diem fund (694-00-3232).....	No limit
Commission on veterans affairs	
federal fund (694-00-3241-3340).....	No limit
American rescue plan state	
relief fund (694-00-3756-3536).....	No limit
Kansas veterans	
memorials fund (694-00-7332-5210).....	No limit
Vietnam war era veterans' recognition	
award fund (694-00-7017-7000).....	No limit
Kansas hometown	
heroes fund (694-00-7003-7001).....	No limit
Persian gulf war veterans health	
initiatives fund (694-00-2304-2500).....	No limit
Construction state home	
facilities fund (694-00-3018-3000).....	No limit
State cemetery grants fund (694-00-3048).....	No limit
Kansas soldier home construction	
grant fund (694-00-3075).....	No limit
Winfield veterans home acquisition	
construction fund (694-00-8806-8200).....	No limit
Coronavirus relief fund (694-00-3753).....	No limit
CARES provider relief fund (694-00-3754).....	No limit
Veterans benefit lottery	
game fund (694-00-2303).....	No limit

Provided, That expenditures from the veterans benefit lottery game fund shall be in an amount equal to 50% for operating expenditures and capital improvements of the above agency, or for the use and benefit of the Kansas veterans' home, the Kansas soldiers' home and the state veterans cemetery system; and 50% for the veterans enhanced service delivery program.

(c) (1) During the fiscal year ending June 30, 2024, notwithstanding the provisions of K.S.A. 73-1231, 73-1233, 75-3728g, 76-1906 or 76-1953, and amendments thereto, or any other statute, the director of the Kansas commission on veterans affairs office, with the approval of the director of the budget, may transfer moneys that are credited to a special revenue fund of the Kansas commission on veterans affairs office to another special revenue fund of the Kansas commission on veterans affairs office. The director of the Kansas commission on veterans affairs office shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(2) As used in this subsection, "special revenue fund" means the soldiers' home fee

fund (694-00-2241-2100), veterans' home fee fund (694-00-2236-2200), soldiers' home outpatient clinic fund (694-00-2258-2300), soldiers' home benefit fund (694-00-7903-5400), soldiers' home work therapy fund (694-00-7951-5600), veterans' home canteen fund (694-00-7809-5300), veterans' home benefit fund (694-00-7904-5500), Persian Gulf War veterans health initiative fund (694-00-2304-2500), state veterans cemeteries fee fund (694-00-2332-2600), state veterans cemeteries donations and contributions fund (694-00-7308-5200) and Kansas veterans memorials fund (694-00-7332-5210).

(d) During the fiscal year ending June 30, 2024, the director of the Kansas commission on veterans affairs office, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2024, from the state general fund for the Kansas commission on veterans affairs office or any institution or facility under the general supervision and management of the Kansas commission on veterans affairs office to another item of appropriation for fiscal year 2024 from the state general fund for the Kansas commission on veterans affairs office or any institution or facility under the general supervision and management of the Kansas commission on veterans affairs office. The director of the Kansas commission on veterans affairs office shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(e) During the fiscal year ending June 30, 2024, the director of the Kansas commission on veterans affairs office, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2024, from the state general fund for the Kansas commission on veterans affairs office to the Vietnam war era veterans' recognition award fund (694-00-7017-7000). The director of the Kansas commission on veterans affairs office shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(f) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,260,000 from the lottery operating fund (450-00-5123-5100) of the Kansas lottery to the veterans benefit lottery game fund (694-00-2303-2303) of the Kansas commission on veterans affairs office.

Sec. 84.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF PUBLIC HEALTH

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (including official
hospitality) (264-00-1000-0202).....\$5,665,494

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Operating expenditures (including official

hospitality) – health (264-00-1000-0270).....\$4,433,530

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) – health account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Vaccine purchases (264-00-1000-0900).....\$329,607

Provided, That any unencumbered balance in the vaccine purchases account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Aid to local units (264-00-1000-0350).....\$7,405,709

Provided, That any unencumbered balance in the aid to local units account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*; That, except as provided in subsection (k), all expenditures from this account for state financial assistance to local health departments shall be in accordance with the formula prescribed by K.S.A. 65-241 through 65-246, and amendments thereto.

Aid to local units – primary

health projects (264-00-1000-0460).....\$15,750,690

Provided, That any unencumbered balance in the aid to local units – primary health projects account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*; That prescription support expenditures shall be made from the aid to local units – primary health projects account for: (1) Purchasing drug inventory under section 340B of the federal public health service act for community health center grantees and federally qualified health center look-alikes who qualify; (2) increasing access to prescription drugs by subsidizing a portion of the costs for the benefit of patients at section 340B participating clinics on a sliding fee scale; and (3) expanding access to prescription medication assistance programs by making expenditures to support operating costs of assistance programs: *And provided further*; That funded clinics shall be not-for-profit or publicly funded primary care clinics or dental clinics, including federally qualified community health centers and federally qualified community health center look-alikes, as defined by 42 U.S.C. § 330, that provide comprehensive primary health care or dental services, offer sliding fee discounts based upon household income and serve any person regardless of ability to pay and have a unique patient panel that, at a minimum, represents the income-based disparities of the community: *And provided further*; That policies determining patient eligibility due to income or insurance status may be determined by each community but must be clearly documented and posted: *And provided further*; That of the moneys appropriated in the aid to local units – primary health projects account, not less than \$15,750,690 shall be distributed for community-based primary care grants and services provided by the community care network of Kansas.

Infant and toddler program (264-00-1000-0570).....\$7,500,000

Provided, That any unencumbered balance in the infant and toddler program account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*; That during the fiscal year ending June 30, 2024, expenditures shall be made by the above agency from the infant and toddler program account in the amount of \$7,500,000 for the purposes of aid to local units and other assistance: *And provided*

further, That such moneys shall not be expended for administrative costs incurred by the above agency: *And provided further*, That expenditures of at least \$1,500,000 shall be made from such account to provide early childhood vision services for children served by the Kansas state school for the blind.

Aid to local units –

women's wellness (264-00-1000-0610).....\$444,296

Provided, That any unencumbered balance in the aid to local units – women's wellness account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That all expenditures from the aid to local units – women's wellness account shall be in accordance with grant agreements entered into by the secretary of health and environment and grant recipients.

Immunization programs (264-00-1000-1400).....\$397,418

Provided, That any unencumbered balance in the immunization programs account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Breast cancer

screening program (264-00-1000-1300).....\$1,219,336

Provided, That any unencumbered balance in the breast cancer screening program account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Pregnancy maintenance

initiative (264-00-1000-1100).....\$677,692

Provided, That any unencumbered balance in the pregnancy maintenance initiative account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Cerebral palsy

posture seating (264-00-1000-1500).....\$303,537

Provided, That any unencumbered balance in the cerebral palsy posture seating account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That expenditures may be made by the above agency from the cerebral palsy posture seating account for posture seating for adults.

PKU treatment (264-00-1000-1710).....\$199,274

Provided, That any unencumbered balance in the PKU treatment account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Teen pregnancy

prevention activities (264-00-1000-0650).....\$338,846

Provided, That any unencumbered balance in the teen pregnancy prevention activities account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

State trauma fund (264-00-1000-1720).....\$300,000

Provided, That any unencumbered balance in the state trauma fund in excess of \$100

as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Lyme disease prevention and research (264-00-1000-0670).....\$140,000

Provided, That any unencumbered balance in the lyme disease prevention and research account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Child abuse review
and evaluation (264-00-1000-1550).....\$758,317

Provided, That any unencumbered balance in the child abuse review and evaluation account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That expenditures shall be made from the child abuse review and evaluation program account to train healthcare providers to recognize signs of child abuse and reimburse reviews and examinations conducted by such trained healthcare providers: *And provided further*, That on or before January 8, 2024, the above agency shall submit a report to the house of representatives committee on appropriations and the senate committee on ways and means on services provided and the location of services provided by the program.

Childcare pilot (264-00-1000).....\$2,500,000

Provided, That for the fiscal year ending June 30, 2024, the director of the budget shall determine, in consultation with the above agency, the amount of moneys from any federal law that appropriates moneys to the state that are eligible to be used for such childcare pilot program, may be expended at the discretion of the state in compliance with the office of management and budget's uniform administrative requirements, cost principles and audit requirements for federal awards, are unencumbered: *Provided further*, That of such identified moneys, the director of the budget shall determine the remaining moneys available in special revenue funds: *And provided further*, That if the above agency, in consultation with the director of the budget, determines that federal moneys to the state are available during fiscal year 2024 to be used for such childcare pilot program, the director of the budget shall certify the amount of any such additional federal moneys to the director of accounts and reports, and upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall immediately transfer an aggregate amount of up to \$2,500,000 as available from such funds to the special revenue fund of the above agency as designated by the secretary of health and environment for the purpose of funding such childcare pilot program: *And provided further*, That on the effective date of such transfer, of the \$2,500,000 appropriated for the above agency for the fiscal year ending June 30, 2024, by this section from the state general fund in the childcare pilot account, the aggregate amount transferred is hereby lapsed: *And provided further*, That at the same time as the director of the budget transmits certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research.

Tobacco cessation program.....\$938,756

Specialty health care access programs (264-00-1000-1450).....\$500,000

Provided, That any unencumbered balance in the specialty health care access

programs account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That expenditures shall be made from the specialty health care access programs account of \$250,000 each to the project access of Wichita program and the Wy Jo care of Wyandotte and Johnson counties program.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Disease control and prevention investigations
and technical assistance –
federal fund (264-00-3150).....No limit

Health and environment training
fee fund – health (264-00-2183-2160).....No limit

Provided, That expenditures may be made from the health and environment training fee fund – health for acquisition and distribution of division of public health program literature and films and for participation in or conducting training seminars for training employees of the division of public health of the department of health and environment, for training recipients of state aid from the division of public health of the department of health and environment and for training representatives of industries affected by rules and regulations of the department of health and environment relating to the division of public health: *Provided further*, That the secretary of health and environment is hereby authorized to fix, charge and collect fees in order to recover costs incurred for such acquisition and distribution of literature and films and for the operation of such seminars: *And provided further*, That such fees may be fixed in order to recover all or part of such costs: *And provided further*, That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the health and environment training fee fund – health: *And provided further*, That, in addition to the other purposes for which expenditures may be made by the department of health and environment for the division of public health from moneys appropriated from the health and environment training fee fund – health for fiscal year 2024, expenditures may be made by the department of health and environment from the health and environment training fee fund – health for fiscal year 2024 for agency operations for the division of public health.

Health facilities review fund (264-00-2505-2250).....No limit

Insurance statistical
plan fund (264-00-2243-2840).....No limit

Health and environment publication
fee fund – health (264-00-2541-2190).....No limit

Provided, That expenditures from the health and environment publication fee fund – health shall be made only for the purpose of paying the expenses of publishing documents as required by K.S.A. 75-5662, and amendments thereto.

District coroners fund (264-00-2653-2320).....No limit

Sponsored project overhead

fund – health (264-00-2912-2710).....	No limit
Tuberculosis elimination and laboratory – federal fund (264-00-3559-3559).....	No limit
Maternity centers and child care facilities licensing fee fund (264-00-2731-2731).....	No limit
Child care and development block grant – federal fund (264-00-3028-3450).....	No limit
Federal supplemental funding for tobacco prevention and control – federal fund (264-00-3574-3574).....	No limit
Coordinated chronic disease prevention and health promotion program – federal fund (264-00-3575-3575).....	No limit
Office of rural health – federal fund (264-00-3031-3640).....	No limit
Emergency medical services for children – federal fund (264-00-3292-3292).....	No limit
Primary care offices – federal fund (264-00-3293-3293).....	No limit
Injury intervention – federal fund (264-00-3294-3294).....	No limit
Oral health workforce activities – federal fund (264-00-3297-3297).....	No limit
Rural hospital flex program – federal fund (264-00-3298-3298).....	No limit
Hospital bioterrorism preparedness – federal fund (264-00-3398-3398).....	No limit
Kansas coalition against sexual and domestic violence – federal fund (264-00-3907-3907).....	No limit
ARRA collaborative component I – federal fund (264-00-3890-3891).....	No limit
ARRA collaborative component III – federal fund (264-00-3890-3892).....	No limit
ARRA ambulatory surgical center ASC/HAI medicare – federal fund (264-00-3486-3486).....	No limit
Medicare – federal fund (264-00-3064-3062).....	No limit

Provided, That transfers of moneys from the medicare – federal fund to the state fire marshal may be made during fiscal year 2024 pursuant to a contract, which is hereby authorized to be entered into by the secretary of health and environment and the state fire marshal to provide fire and safety inspections for hospitals.

Migrant health program – federal fund (264-00-3069-3070).....	No limit
Tuberculosis prevention – federal fund (264-00-3071-4610).....	No limit
Strengthen public health immunization infrastructure – federal fund (264-00-3568-3568).....	No limit
Healthy homes and lead poisoning prevention – federal fund (264-00-3572-3572).....	No limit
Children's mercy hospital lead program – federal fund (264-00-3152-3154).....	No limit
Women, infants and children health program – federal fund (264-00-3077-3103).....	No limit
Immunization and vaccines for children grants – federal fund (264-00-3747-3741).....	No limit
Home visiting grant – federal fund (264-00-3503-3503).....	No limit
Preventive health block grant – federal fund (264-00-3614-3200).....	No limit
Maternal and child health block grant – federal fund (264-00-3616-3210).....	No limit
National center for health statistics – federal fund (264-00-3617-3220).....	No limit
Title X family planning services program – federal fund (264-00-3622-3271).....	No limit
Comprehensive STD prevention systems – federal fund (264-00-3070-3080).....	No limit
Make a difference information network – federal fund (264-00-3234-3234).....	No limit
Ryan White title II – federal fund (264-00-3328-3310).....	No limit
Bicycle helmet distribution – federal fund (264-00-3815-3815).....	No limit
Bicycle helmet revolving fund (264-00-2575-2630).....	No limit
SSA fee fund (264-00-2269-2030).....	No limit
Childhood lead poisoning prevention program – federal fund (264-00-3296-3296).....	No limit
State implementation projects for prevention of secondary conditions – federal fund (264-00-3087-4405).....	No limit

Title IV-E – federal fund (264-00-3326-3900).....	No limit
HIV prevention projects – federal fund (264-00-3740-3521).....	No limit
HIV/AIDS surveillance – federal fund (264-00-3399-3399).....	No limit
Infants & toddlers Prt C – federal fund (264-00-3516-3171).....	No limit
Universal newborn hearing screening – federal fund (264-00-3459-3459).....	No limit
State loan repayment program – federal fund (264-00-3760-3755).....	No limit
Opt-out testing initiative – federal fund (264-00-3801-3801).....	No limit
Adult lead surveillance data – federal fund (264-00-3496-3496).....	No limit
Medical reserve corps contract – federal fund (264-00-3502-3502).....	No limit
Trauma fund (264-00-2513-2230).....	No limit
<i>Provided</i> , That expenditures may be made by the department of health and environment for fiscal year 2024 from the trauma fund of the department of health and environment – division of public health for the stroke prevention project: <i>Provided further</i> , That expenditures from the trauma fund for official hospitality shall not exceed \$3,000.	
Homeland security – federal fund (264-00-3329-3319).....	No limit
Refugee assistance – federal fund (264-00-3378-3345).....	No limit
Personal responsibility education program – federal fund (264-00-3494-3494).....	No limit
Kansas vital records for quality improvement – federal fund (264-00-3098-3098).....	No limit
Kansas early detection works breast & cervical cancer screening services – federal fund (264-00-3099-3099).....	No limit
Kansas public health approaches for ensuring quitline capacity – federal fund (264-00-3097-3097).....	No limit
Diagnostic x-ray program – federal fund (264-00-3511-3160).....	No limit

HRSA small hospital improvement grant program – federal fund (264-00-3371-3371)	No limit
State indoor radon grant – federal fund (264-00-3884-3930).....	No limit
Gifts, grants and donations fund – health (264-00-7311-7090).....	No limit
Special bequest fund – health (264-00-7366-7050).....	No limit
Civil registration and health statistics fee fund (264-00-2291-2295).....	No limit
Power generating facility fee fund (264-00-2131-2130).....	No limit
Nuclear safety emergency preparedness special revenue fund (264-00-2415-2280).....	No limit
<i>Provided</i> , That all moneys received by the department of health and environment – division of public health from the nuclear safety emergency management fee fund (034- 00-2081-2200) of the adjutant general shall be credited to the nuclear safety emergency preparedness special revenue fund of the department of health and environment – division of public health: <i>Provided further</i> , That expenditures from the nuclear safety emergency preparedness special revenue fund for official hospitality shall not exceed \$2,500.	
Radiation control operations fee fund (264-00-2531-2530).....	No limit
<i>Provided</i> , That expenditures from the radiation control operations fee fund for official hospitality shall not exceed \$2,000.	
Strengthening public health infrastructure – federal fund (264-00-3547-3547).....	No limit
Improving minority health – federal fund (264-00-3548-3548).....	No limit
Abstinence education – federal fund (264-00-3549-3549).....	No limit
Affordable care act – federal fund (264-00-3546-3546).....	No limit
Carbon monoxide detector/fire injury prevention – federal fund (264-00-3508-3508).....	No limit
Health information exchange – federal fund (264-00-3493-3493).....	No limit
Kansas newborn screening fund (264-00-2027-2027).....	No limit
Actions to prevent and control diabetes, heart disease, and obesity – federal fund (264-00-3749-3742).....	No limit

Healthy start initiative – federal fund (264-00-3751-3751).....	No limit
Immunization capacity building assistance – federal fund (264-00-3744-3744).....	No limit
Hospital preparedness and response program for Ebola – federal fund (264-00-3033-3033).....	No limit
CDC multipurpose grant federal fund (264-00-3243-3243).....	No limit
Kansas newborn screening information system maintenance and enhancement federal fund (264-00-3612-3612).....	No limit
Lifting young families toward excellence federal fund (264-00-3627-3627).....	No limit
Cancer registry federal fund (264-00-3008-3040).....	No limit
Hospital preparedness Ebola – federal fund (264-00-3093-3093).....	No limit
Kansas survivor care quality initiative – federal fund (264-00-3101-3610).....	No limit
Zika birth defects surveillance & referral – federal fund (264-00-3102-3620).....	No limit
IDEA infant toddler-part C-ARRA – federal fund (264-00-3282-3282).....	No limit
SAMHSA project launch intv. – federal fund (264-00-3284-3284).....	No limit
Immunization grant – federal fund (264-00-3372-3150).....	No limit
Small hospital improvement program – federal fund (264-00-3392-3392).....	No limit
Cardiovascular health program – federal fund (264-00-3401-3407).....	No limit
Kansas senior farmers market nutrition program – federal fund (264-00-3406-3406).....	No limit
Lead poisoning preventive health – federal fund (264-00-3626-4132).....	No limit
ARRA – WIC grants to states – federal fund (264-00-3750-3750).....	No limit
Census of trauma occp fatal. – federal fund (264-00-3797-3670).....	No limit
Homeland security grant-KHP –	

federal fund (264-00-3199-3199).....	No limit
Refugee health – federal fund (264-00-3393-3393).....	No limit
ARRA – migrant –	
federal fund (264-00-3396-3396).....	No limit
ARRA – transfer from SRS –	
federal fund (264-00-3471-3471).....	No limit
Public health crisis response –	
federal fund (264-00-3602-3602).....	No limit
Diabetes & heart disease &	
stroke prevention programs –	
federal fund (264-00-3603-3603).....	No limit
Innovative state & local public health	
strategies to prevent & manage	
diabetes and heart disease and stroke –	
federal fund (264-00-3604-3604).....	No limit
Kansas actions to improve oral health outcomes –	
federal fund (264-00-3921-3921).....	No limit
ARRA – survey, licensure and epidemiology –	
federal fund (264-00-3746-3746).....	No limit
Campus sexual assault prevention grant –	
federal fund (264-00-3035-3035).....	No limit
Alzheimer's association inclusion –	
federal fund (264-00-3607-3607).....	No limit
ESSA preschool development grants birth through	
five – federal fund (264-00-3608-3608).....	No limit
Preventing maternal deaths –	
federal fund (264-00-3896-3896).....	No limit
Right-to-know	
fee fund (264-00-2325-2325).....	No limit
Child care criminal background and	
fingerprint fund (264-00-2313-2313).....	No limit
Kansas tobacco control program –	
federal fund (264-00-3598-3598).....	No limit
Colorectal cancer screening –	
federal fund (264-00-3599-3599).....	No limit
Arthritis evidence based interventions –	
federal fund (264-00-3755-3755).....	No limit
Coronavirus relief fund (264-00-3753-3753).....	No limit
Rural hospital innovation	

grant fund (264-00-2871-2871).....	No limit
American rescue plan state relief fund (264-00-3756-3536).....	No limit
Community health workers for COVID response and resilient communities fund (264-00-3832-3832).....	No limit
Maternal deaths due to violence fund (264-00-3724-3724).....	No limit
SHIP COVID testing and mitigation fund (264-00-3651-3651).....	No limit
Adult viral hepatitis prevention and control fund (264-00-3641-3641).....	No limit
COVID 19 health disparities fund (264-00-3683-3683).....	No limit
Kansas environmental health capacity program fund (264-00-3660-3660).....	No limit
HIV care formula grant federal fund (264-00-3328-3311).....	No limit
Drug endangered children in Kansas fund (264-00-3657-3657).....	No limit
Strengthening U.S. public health fund (264-00-3926-3926).....	No limit
Expanding COVID-19 vaccination fund (264-00-3931-3931).....	No limit

(c) On July 1, 2023, and on other occasions during fiscal year 2024, when necessary as determined by the secretary of health and environment, the director of accounts and reports shall transfer amounts specified by the secretary of health and environment that constitute reimbursements, credits and other amounts received by the department of health and environment for activities related to federal programs from specified special revenue funds of the department of health and environment – division of public health or of the department of health and environment – division of environment to the sponsored project overhead fund – health (264-00-2912-2715) of the department of health and environment – division of public health.

(d) During the fiscal year ending June 30, 2024, the director of accounts and reports shall transfer an amount or amounts specified by the secretary of health and environment from any one or more special revenue funds of the department of health and environment – division of public health that have available moneys to the sponsored project overhead fund – health (264-00-2912-2710) of the department of health and environment – division of public health for expenditures, as the case may be, for administrative expenses.

(e) During the fiscal year ending June 30, 2024, the amounts transferred by the

director of accounts and reports from each of the special revenue funds of the department of health and environment – division of public health to the sponsored project overhead fund – health (264-00-2912-2710) of the department of health and environment – division of public health pursuant to this section may include amounts not to exceed 25% of the expenditures from such special revenue fund or funds, excepting expenditures for contractual services.

(f) During the fiscal year ending June 30, 2024, the secretary of health and environment, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2024 from the state general fund for the department of health and environment – division of public health or the department of health and environment – division of environment to another item of appropriation for fiscal year 2024 from the state general fund for the department of health and environment – division of public health or the department of health and environment – division of environment. The secretary of health and environment shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(g) In addition to the other purposes for which expenditures may be made by the department of health and environment – division of public health from moneys appropriated from the district coroners fund for fiscal year 2024, as authorized by this or other appropriation act of the 2023 regular session of the legislature, and notwithstanding the provisions of K.S.A. 22a-245, and amendments thereto, or any other statute, expenditures may be made by the department of health and environment – division of public health from such moneys appropriated from the district coroners fund (264-00-2653-2320) of the department of health and environment – division of public health for fiscal year 2024 pursuant to K.S.A. 22a-242, and amendments thereto.

(h) On July 1, 2023, the director of accounts and reports shall transfer \$200,000 from the health care stabilization fund (270-00-7404-2100) of the health care stabilization fund board of governors to the health facilities review fund (264-00-2505-2250) of the department of health and environment – division of public health for the purpose of financing a review of records of licensed medical care facilities and an analysis of quality of health care services provided to assist in correcting substandard services and to reduce the incidence of liability resulting from the rendering of health care services and implementing the risk management provisions of K.S.A. 65-4922 et seq., and amendments thereto.

(i) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2024, the following:

Healthy start (264-00-2000-2105).....\$1,652,876

Provided, That any unencumbered balance in the healthy start account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Infants and toddlers program (264-00-2000-2107).....\$5,800,000

Provided, That any unencumbered balance in the infants and toddlers program account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Smoking prevention (264-00-2000-2109).....\$1,001,960

Provided, That any unencumbered balance in the smoking prevention account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

SIDS network grant (264-00-2000-2115).....\$122,106

Provided, That any unencumbered balance in the SIDS network grant account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

(j) In addition to the other purposes for which expenditures may be made by the department of health and environment – division of public health during fiscal year 2024 from moneys appropriated from the state general fund or any special revenue fund or funds by this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made from such moneys to contract for the services of one or more persons to survey and certify dialysis treatment facilities located in the state of Kansas: *Provided*, That, if the above agency has not surveyed a newly constructed dialysis treatment facility within one year after the operator of the facility notifies the above agency that the facility is operational, then the above agency may charge the cost of any survey performed on the facility to the operator of such facility: *Provided further*; That any expenditure of moneys and any survey conducted pursuant to this subsection shall comply with requirements imposed by federal law.

(k) Notwithstanding the provisions of K.S.A. 65-242, and amendments thereto, or any other statute to the contrary, during the fiscal year ending June 30, 2024, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2024 by this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from such moneys to distribute to each local health department an amount not less than \$12,000 upon application therefor in accordance with K.S.A. 65-242, and amendments thereto: *Provided*, That any remaining moneys appropriated for such purpose, if any, after making distributions in accordance with this subsection shall be distributed in accordance with K.S.A. 65-242, and amendments thereto: *Provided, however*; That, if sufficient funds are not available to make a minimum distribution of \$12,000, then the provisions of K.S.A. 65-242, and amendments thereto, shall control.

(l) In addition to the other purposes for which expenditures may be made by the above agency from the moneys that are identified as moneys from the federal government for coronavirus relief aid to the state of Kansas and appropriated in any special revenue fund or funds for fiscal year 2024, as authorized by this or other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from such moneys appropriated from such special revenue fund or funds for fiscal year 2024 to reimburse for testing certified testing laboratories that have entered into an agreement with the above agency and are providing community COVID-19 testing to the general public.

Sec. 85.

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, the following:

Health policy operating expenditures (264-00-1000-0010).....\$249,455

(b) On the effective date of this act, of the \$692,680,872 appropriated for the above agency for the fiscal year ending June 30, 2023, by section 70(a) of chapter 81 of the 2022 Session Laws of Kansas from the state general fund in the other medical assistance account (264-00-1000-3026), the sum of \$158,782,182 is hereby lapsed.

(c) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 70(b) of chapter 81 of the 2022 Session Laws of Kansas on the medical programs fee fund (264-00-2395-0110) of the department of health and environment – division of health care finance is hereby increased from \$126,123,554 to \$135,923,554.

Sec. 86.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF HEALTH CARE FINANCE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (264-00-1000-0010).....\$23,262,331

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That expenditures shall be made from the operating expenditures account of the above agency for the drug utilization review board to perform an annual review of the approved exemptions to the current single source limit by program.

Children's health insurance program (264-00-1000-0060).....\$51,836,512

Provided, That any unencumbered balance in the children's health insurance program in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Other medical assistance (264-00-1000-3026).....\$700,032,680

Provided, That any unencumbered balance in the other medical assistance account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That expenditures may be made from the other medical assistance account by the above agency for the purpose of implementing or expanding any prior authorization project: *And provided further*, That an evaluation of the automated implementation, savings obtained from implementation, and other outcomes of the implementation or expansion shall be submitted to the Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight prior to the start of the regular session of the legislature in 2024.

Wichita center for graduate medical education (264-00-1000-3027).....\$2,950,000

Provided, That any unencumbered balance in the Wichita center for graduate medical education account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Graduated medical education (264-00-1000-3028).....\$1,300,000

Provided, That any unencumbered balance in the graduated medical education account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Special enhanced FMAP (264-00-1000-0449).....\$4,000,000

Provided, That any unencumbered balance in the special enhanced FMAP account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Division of health care finance special
revenue fund (264-00-2360-2350).....No limit

Provided, That expenditures from the division of health care finance special revenue fund for the fiscal year ending June 30, 2024, for official hospitality shall not exceed \$1,000.

Health committee
insurance fund (264-00-2569-2500).....No limit

Health care database
fee fund (264-00-2578-2570).....No limit

Association assistance
plan fund (264-00-2391-2391).....No limit

Medical programs fee fund (264-00-2395-0110).....\$126,123,554

Medical assistance fee fund (264-00-2185-2185).....No limit

Other state fees fund (264-00-2440-0100).....No limit

Health care access
improvement fund (264-00-2443-2215).....No limit

Children's health insurance program
federal fund (264-00-3424-0540).....No limit

State planning – health care –
uninsured fund (264-00-3483-3483).....No limit

HIV care formula grant
federal fund (264-00-3328-3311).....No limit

Medical assistance program
federal fund (264-00-3414-0440).....No limit

Quality based community

assessment fund (264-00-2760-2760).....	No limit
KEES interagency transfer fund (264-00-6001-6001).....	No limit
Energy assistance block grant (264-00-3305-3305).....	No limit
Temporary assistance for needy families (264-00-3323-3530).....	No limit
Title IV-E – adoption assistance (264-00-3357-3357).....	No limit
Ryan White title II – federal fund (264-00-3328-3310).....	No limit

(c) During the fiscal year ending June 30, 2024, any moneys donated or granted to the division of health care finance of the department of health and environment and any federal funds received as match to such donations or grants by the division of health care finance of the department of health and environment for the fiscal year ending June 30, 2024, shall only be expended by the division of health care finance of the department of health and environment to assist the clearinghouse in reducing any backlogs or waiting lists, unless otherwise specified by the donor or grantor: *Provided*, That any donated or granted moneys, and the matching moneys received therefor from the federal centers for medicare and medicaid services, shall not be used to supplant or replace funds already budgeted for the clearinghouse or to restore any other reductions in funding to the clearinghouse or the agency, unless otherwise specified by the donor or grantor.

(d) During the fiscal year ending June 30, 2024, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2024 by this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from such moneys to set the monthly protected income level for purposes of determining the person's client obligation at an amount equal to 300% of federal supplemental security income for any person in Kansas receiving home and community-based services administered under section 1915(c) of the federal social security act and any person in Kansas receiving services from a program of all-inclusive care for the elderly administered by the Kansas department for aging and disability services.

(e) During the fiscal year ending June 30, 2024, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2024 by this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from such moneys to implement analytical and publicly available reporting that is compliant with the privacy rule of the administrative simplification subtitle of the health insurance portability and accountability act of 1996 (Pub. L. No. 104-191), and any federal regulations adopted thereunder, to measure

outcomes and effectiveness of the health homes program known as onecare Kansas and to assist providers with the provisions of the health homes program.

(f) During the fiscal year ending June 30, 2024, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2024 by this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from such moneys to submit to the United States centers for medicare and medicaid services a waiver request to allow for medicaid reimbursement for inpatient psychiatric acute care.

(g) During the fiscal year ending June 30, 2024, notwithstanding the provisions of K.S.A. 38-2001, and amendments thereto, or any other statute to the contrary, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2024 by this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency to provide coverage under the state children's health insurance program for children residing in a household that has a gross household income not to exceed 250% of the federal poverty guidelines.

Sec. 87.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF ENVIRONMENT

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (including official
hospitality) (264-00-1000-0300).....\$4,084,972

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Lab equipment replacement (264-00-1000).....\$280,000

Any unencumbered balance in the KDHE lab account (264-00-1000-8750) in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Mined-land conservation and reclamation
fee fund (264-00-2233-2220).....No limit

Solid waste management fund (264-00-2271-2075).....No limit

Provided, That expenditures may be made from the solid waste management fund during the fiscal year ending June 30, 2024, for official hospitality: *Provided further*,

That such expenditures for official hospitality shall not exceed \$2,500.

Public water supply fee fund (264-00-2284-2085).....	No limit
Voluntary cleanup fund (264-00-2288-2120).....	No limit
Storage tank fee fund (264-00-2293-2090).....	No limit
Air quality fee fund (264-00-2020-2830).....	No limit
Hazardous waste collection fund (264-00-2099-2010).....	No limit
Health and environment training fee fund – environment (264-00-2175-2170).....	No limit

Provided, That expenditures may be made from the health and environment training fee fund – environment for acquisition and distribution of division of environment program literature and films and for participation in or conducting training seminars for training employees of the division of environment of the department of health and environment, for training recipients of state aid from the division of environment of the department of health and environment and for training representatives of industries affected by rules and regulations of the department of health and environment relating to the division of environment: *Provided further*, That the secretary of health and environment is hereby authorized to fix, charge and collect fees in order to recover costs incurred for such acquisition and distribution of literature and films and for the operation of such seminars: *And provided further*, That such fees may be fixed in order to recover all or part of such costs: *And provided further*, That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the health and environment training fee fund – environment: *And provided further*, That, in addition to the other purposes for which expenditures may be made by the department of health and environment for the division of environment from moneys appropriated from the health and environment training fee fund – environment for fiscal year 2024, expenditures may be made by the department of health and environment from the health and environment training fee fund – environment for fiscal year 2024 for agency operations for the division of environment.

Driving under the influence fund (264-00-2101-2020).....	No limit
Waste tire management fund (264-00-2635-2820).....	No limit
Health and environment publication fee fund – environment (264-00-2544-2195).....	No limit

Provided, That expenditures from the health and environment publication fee fund – environment shall be made only for the purpose of paying the expenses of publishing documents as required by K.S.A. 75-5662, and amendments thereto.

Local air quality control authority regulation services fund (264-00-2657-2330)	No limit
Environmental response fund (264-00-2662-2400).....	No limit

Sponsored project overhead	
fund – environment (264-00-2911-2720).....	No limit
Chemical control fee fund (264-00-2212-2360).....	No limit
QuantiFERON TB	
laboratory fund (264-00-2458-2460).....	No limit
Resource conservation and recovery act –	
federal fund (264-00-3586-3190).....	No limit
Water supply – federal fund (264-00-3295-3130).....	No limit
Air quality section 103 –	
federal fund (264-00-3248-3246).....	No limit
EPA – core support –	
federal fund (264-00-3040-3000).....	No limit
Network exchange grant –	
federal fund (264-00-3267-3267).....	No limit
Kansas clean diesel grant –	
federal fund (264-00-3249-3250).....	No limit
Air quality program –	
federal fund (264-00-3072-3090).....	No limit
Sec. 106 monitoring initiative –	
federal fund (264-00-3619-3240).....	No limit
Air quality section 105 –	
federal fund (264-00-3249-3249).....	No limit
Leaking underground storage tank trust –	
federal fund (264-00-3812-3700).....	No limit
Surface mining control and reclamation act –	
federal fund (264-00-3820-3760).....	No limit
Abandoned mined-land –	
federal fund (264-00-3821-3770).....	No limit
Department of defense and state cooperative	
agreement – federal fund (264-00-3067-3031).....	No limit
EPA non-point source –	
federal fund (264-00-3889-3940).....	No limit
Pollution prevention program –	
federal fund (264-00-3908-3990).....	No limit
EPA water monitoring –	
federal fund (264-00-3086-4200).....	No limit
Gifts, grants and donations	
fund – environment (264-00-7314-7095).....	No limit
Special bequest fund –	

environment (264-00-7367-7040).....	No limit
Aboveground petroleum storage tank release trust fund (264-00-7398-7070).....	No limit
Underground petroleum storage tank release trust fund (264-00-7399-7060).....	No limit
Drycleaning facility release trust fund (264-00-7407-7250).....	No limit
Public water supply loan fund (264-00-7539-7800).....	No limit
Public water supply loan operations fund (264-00-3295-3295).....	No limit
Kansas water pollution control revolving fund (264-00-7530-7400).....	No limit
<i>Provided</i> , That the proceeds from revenue bonds issued by the Kansas development finance authority to provide matching grant payments under the federal clean water act of 1987 (P.L. 92-500) shall be credited to the Kansas water pollution control revolving fund: <i>Provided further</i> ; That expenditures from this fund shall be made to provide for the payment of such matching grants.	
Kansas water pollution control operations fund (264-00-7960-8300).....	No limit
Cost of issuance fund for Kansas water pollution control revolving fund revenue bonds (264-00-7531-7600).....	No limit
Surcharge fund for Kansas water pollution control revolving fund revenue bonds (264-00-7539-7805).....	No limit
Surcharge operations fund for Kansas water pollution control revolving fund revenue bonds (264-00-7531-7620).....	No limit
Subsurface hydrocarbon storage fund (264-00-2228-2380).....	No limit
Natural resources damages trust fund (264-00-7265-7265).....	No limit
Hazardous waste management fund (264-00-2519-2290).....	No limit
Brownfields revolving loan program – federal fund (264-00-3278-3278).....	No limit
Mined-land reclamation fund (264-00-2685-2560).....	No limit
Operator outreach training program – federal fund (264-00-3259-3259).....	No limit

Underground storage tank – federal fund (264-00-3732-3510).....	No limit
EPA underground injection control – federal fund (264-00-3295-3288).....	No limit
Laboratory medicaid cost recovery fund – environment (264-00-2092-2060).....	No limit
EPA state response program – federal fund (264-00-3370-3915).....	No limit
Environmental use control fund (264-00-2292-2310).....	No limit
Environmental response remedial activity specific sites – federal fund (264-00-3040-3003).....	No limit
Emergency environmental response – nonspecific sites federal fund (264-00-3067-3030).....	No limit
Medicare program – environment – federal fund (264-00-3096-3050).....	No limit
EPA pollution prevention – federal fund (264-00-3619-3240).....	No limit
Inspections Kansas infrastructure projects – federal fund (264-00-3910-3950).....	No limit
Salt solution mining well plugging fund (264-00-2247-2390).....	No limit
Water program management fund (264-00-2798-2798).....	No limit
UST redevelopment fund (264-00-7397-7080).....	No limit
<i>Provided, That, in addition to the other purposes authorized by K.S.A. 65-34,132, and amendments thereto, notwithstanding the provisions of K.S.A. 65-34,139(a)(3), and amendments thereto, expenditures shall be made from the UST redevelopment fund for fiscal year 2024 for the purposes of reimbursing eligible owners of underground storage tanks, if, pursuant to K.S.A. 65-34,139, and amendments thereto, the owner replaces all components of a single-wall storage tank system with a secondary containment system that complies with K.S.A. 65-34,138, and amendments thereto, after August 8, 2005.</i>	
Office of laboratory services operating fund (264-00-2161-2161).....	No limit
Risk management fund (264-00-7402-7402).....	No limit
Intoxilyzer replacement – federal fund (264-00-3092-3092).....	No limit
Environmental stewardship fund (264-00-7396-7096).....	No limit

EPA multi-purpose grant – federal fund (264-00-3103-3630).....	No limit
Volkswagen environmental fund (264-00-7269-7269).....	No limit
USDA conservation partnership – federal fund (264-00-3022-3022).....	No limit
Environmental response – federal fund (264-00-3066-3010).....	No limit
Other federal grants – federal fund (264-00-3095-5450).....	No limit
Alcohol impaired driving countermeasures incentive grants – federal fund (264-00-3247-3247).....	No limit
Air quality program – federal fund (264-00-3253-3253).....	No limit
Water related grants – federal fund (264-00-3254-3260).....	No limit
EPA nonpoint source implementation – federal fund (264-00-3915-3915).....	No limit
Water protection state grants – federal fund (264-00-3264-3264).....	No limit
Multi-media capacity building – federal fund (264-00-3277-3277).....	No limit
Health watershed initiative – federal fund (264-00-3558-3558).....	No limit
Small employer cafeteria plan development program (264-00-2386-2382).....	No limit
Environmental response RMDL act – federal fund (264-00-3005-3010).....	No limit
Ticket to work grant – federal fund (264-00-3417-4367).....	No limit
Demo to maintenance-indep. employer – federal fund (264-00-3419-3419).....	No limit
EPA underground injection control – federal fund (264-00-3618-3230).....	No limit
104G outreach training program – federal fund (264-00-3722-3500).....	No limit
Drinking water lead testing in school and child care programs – federal fund (264-00-3670-3601).....	No limit

Brownfields revolving loan program fund (264-00-7526-7103).....	No limit
Certification of environmental liability fund (264-00-7527-7230).....	No limit
P/C safety net clinic loan guarantee fund (264-00-7551-7595).....	No limit
KWPC surcharge services fees (264-00-7961-8400).....	No limit
KPWS revolving fund (264-00-7968-8500).....	No limit
KPWS surcharge service fees (264-00-7969-8600).....	No limit
Asbestos remediation fund (264-00-7342-7342).....	No limit

Provided, That, notwithstanding the provisions of K.S.A. 65-5309, and amendments thereto, or any other statute, all fees or other moneys collected by the above agency during fiscal year 2024 related to asbestos remediation, as certified by the secretary of health and environment, shall be credited to the asbestos remediation fund.

Increasing technical assistance for regenerative agriculture peer mentoring programs fund (264-00-3083-3083).....	No limit
Sewer overflow municipal grants program fund (264-00-3707-3707).....	No limit
American rescue plan state relief fund (264-00-3756-3536).....	No limit
Lead-based paint hazard fee fund (264-00-2289-2140).....	No limit
Gulf of Mexico program fund (264-00-3703-3703).....	No limit
Assistance for small and disadvantaged communities drinking water grant program fund (264-00-3655-3655).....	No limit
Expanding COVID-19 vaccination fund (264-00-3931-3931).....	No limit
Strengthening U.S. public health fund (264-00-3926-3926).....	No limit

(c) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2024, for the state water plan project or projects specified as follows:

Contamination remediation (264-00-1800-1802).....	\$1,095,978
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Provided, That any unencumbered balance in the contamination remediation account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Local environmental

protection program (264-00-1800-1803).....	\$250,000
TMDL initiatives and use	
attainability analysis (264-00-1800-1805).....	\$384,916
<i>Provided</i> , That any unencumbered balance in the TMDL initiatives and use attainability analysis account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.	
Watershed restoration and	
protection plan (264-00-1800-1808).....	\$1,000,000
<i>Provided</i> , That any unencumbered balance in the watershed restoration and protection plan account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.	
Nonpoint source program (264-00-1800-1804).....	\$414,893
<i>Provided</i> , That any unencumbered balance in the nonpoint source program account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.	
Milford and Marion reservoirs harmful algae	
bloom pilot (264-00-1800-1810).....	\$150,547
<i>Provided</i> , That any unencumbered balance in the Milford and Marion reservoirs harmful algae bloom pilot account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.	
Drinking water protection (264-00-1800-1806).....	\$800,000
<i>Provided</i> , That any unencumbered balance in the drinking water protection account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.	
Stream trash removal (264-00-1800).....	\$50,000

(d) During the fiscal year ending June 30, 2024, the secretary of health and environment, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2024 from the state water plan fund for the department of health and environment – division of environment to another item of appropriation for fiscal year 2024 from the state water plan fund for the department of health and environment – division of environment: *Provided*, That the secretary of health and environment shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research, the chairperson of the house of representatives agriculture and natural resources budget committee and the chairperson of the subcommittee on health and environment/human resources of the senate committee on ways and means.

(e) During the fiscal year ending June 30, 2024, notwithstanding the provisions of K.S.A. 65-3024, and amendments thereto, the director of accounts and reports shall not make the transfers of amounts of interest earnings from the state general fund to the air quality fee fund (264-00-2020-2830) of the department of health and environment, which are directed to be made on or before the 10th day of each month by K.S.A. 65-3024, and amendments thereto.

(f) On July 1, 2023, and on other occasions during fiscal year 2024 when necessary,

the director of accounts and reports shall transfer amounts specified by the secretary of health and environment that constitute reimbursements, credits and other amounts received by the department of health and environment for activities related to federal programs, from specified special revenue fund or funds of the department of health and environment – division of public health or of the department of health and environment – division of environment, to the sponsored project overhead fund – environment (264-00-2911-2720) of the department of health and environment – division of environment.

(g) During the fiscal year ending June 30, 2024, the director of accounts and reports shall transfer an amount or amounts specified by the secretary of health and environment from any one or more special revenue fund or funds of the department of health and environment – division of environment that have available moneys to the sponsored project overhead fund – environment (264-00-2911-2720) of the department of health and environment – division of environment or to the sponsored project overhead fund – health (264-00-2912-2710) of the department of health and environment – division of public health, as the case may be, for expenditures for administrative expenses.

(h) During the fiscal year ending June 30, 2024, the secretary of health and environment, with approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2024 from the state general fund for the department of health and environment – division of public health or the department of health and environment – division of environment to another item of appropriation for fiscal year 2024 from the state general fund for the department of health and environment – division of public health or the department of health and environment – division of environment. The secretary of health and environment shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(i) During the fiscal year ending June 30, 2024, the amounts transferred by the director of accounts and reports from each of the special revenue funds of the department of health and environment – division of environment to the sponsored project overhead fund – environment (264-00-2911-2720) of the department of health and environment – division of environment pursuant to this section may include amounts equal to not more than 25% of the expenditures from such special revenue fund, excepting expenditures for contractual services.

Sec. 88.

KANSAS DEPARTMENT FOR
AGING AND DISABILITY SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, the following:

Alcohol and drug abuse services grants (039-00-1000-1010),.....\$1,900,000

Provided, That, the above agency shall distribute the moneys in the alcohol and drug abuse services grants account in fiscal year 2023 for all allowable purposes in accordance with specifications of the federal grant guidelines, including medication and treatment.

(b) On the effective date of this act, of the \$431,984,882 appropriated for the above agency for the fiscal year ending June 30, 2023, by section 74(a) of chapter 81 of the 2022 Session Laws of Kansas from the state general fund in the KanCare caseloads account (039-00-1000-0610), the sum of \$40,763,382 is hereby lapsed.

(c) On the effective date of this act, of the \$44,169,770 appropriated for the above agency for the fiscal year ending June 30, 2023, by section 74(a) of chapter 81 of the 2022 Session Laws of Kansas from the state general fund in the non-KanCare caseloads account (039-00-1000-0611), the sum of \$4,031,990 is hereby lapsed.

(d) On the effective date of this act, of the \$2,586,200 appropriated for the above agency for the fiscal year ending June 30, 2023, by section 144(a) of chapter 81 of the 2022 Session Laws of Kansas from the state institutions building fund in the debt service – state hospitals rehabilitation and repair account (039-00-8100-8325), the sum of \$18 is hereby lapsed.

(e) On the effective date of this act, of the \$2,771,500 appropriated for the above agency for the fiscal year ending June 30, 2023, by section 133(a) of chapter 5 of the 2020 Session Laws of Kansas from the state institutions building fund in the EMR infrastructure fund account (039-00-8100-8200), the sum of \$173,362 is hereby lapsed.

(f) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 74(b) of chapter 81 of the 2022 Session Laws of Kansas on the problem gambling and addictions grant fund (039-00-2371-2371) of the Kansas department for aging and disability services is hereby increased from \$7,248,619 to \$7,251,500.

(g) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 74(b) of chapter 81 of the 2022 Session Laws of Kansas on the social service block grant fund (039-00-3307-3371) of the Kansas department for aging and disability services is hereby increased from \$4,499,999 to \$4,500,000.

(h) During the fiscal year ending June 30, 2023, in addition to the other purposes for which the above agency may make expenditures from moneys appropriated from the state general fund or in any special revenue fund or funds as authorized by section 74 of chapter 81 or section 28 of chapter 97 of the 2022 Session Laws of Kansas, this or any other appropriation act of the 2023 regular session of the legislature, the above agency shall make expenditures from such moneys to enter into agreements to conduct a study of inpatient treatment facility and community-based treatment options, including but not limited to PRTFs, for treatment of patients under the age of 21 with complex and co-occurring psychiatric disorders combined with I/DD or other cognitive disabilities that result in higher acuity or aggressive behavior, or both, that can cause them to be a risk of harm to themselves or others, including developmental disorders such as Smith-Magenis syndrome: *Provided further*; That such study shall include specific recommendations to fill gaps encountered in serving such youth across the state's service delivery systems: *And provided further*; That such study shall be submitted to the house of representatives committee on social services budget and the appropriate subcommittee of the senate committee on ways and means prior to the start of the 2024 regular session of the legislature.

(i) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 74(b) of chapter 81 of the 2022 Session Laws of Kansas on the Larned state hospital fee fund (410-00-2073-2100) of the Kansas department for aging and disability services is hereby decreased from \$4,443,456 to \$3,779,252.

(j) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 74(b) of chapter 81 of the 2022 Session Laws of Kansas on the Osawatomie state hospital certified care fund (494-00-2079-4201) of the Kansas department for aging and disability services is hereby decreased from \$5,370,468 to \$5,323,434.

(k) During the fiscal year ending June 30, 2023, in addition to the other purposes for which the above agency may make expenditures from moneys appropriated in the opioid abuse treatment and prevention federal fund (039-00-3023-3024) as authorized by section 74 of chapter 81 of the 2022 Session Laws of Kansas, this or any other appropriation act of the 2023 regular session of the legislature, the above agency shall make expenditures from such moneys for all allowable purposes in accordance with specifications of the federal grant guidelines, including medication and treatment.

(l) During the fiscal year ending June 30, 2023, notwithstanding the provisions of K.S.A. 39-2019, and amendments thereto, in addition to the other purposes for which the above agency may make expenditures from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2023 as authorized by section 74 of chapter 81 or section 28 of chapter 97 of the 2022 Session Laws of Kansas, this or any other appropriation act of the 2023 regular session of the legislature, the above agency shall make expenditures from such moneys for the purpose of certifying community behavioral health clinics when such clinics are ready and meet the requirements for certification in advance of the deadlines established in K.S.A. 39-2019, and amendments thereto.

Sec. 89.

KANSAS DEPARTMENT FOR
AGING AND DISABILITY SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

RSI crisis center base services (039-00-1000-0110).....	\$3,576,100
Comcare crisis center base services (039-00-1000-0120).....	\$1,300,000
Valeo crisis center base services (039-00-1000-0130).....	\$500,000
Salina crisis center base services (039-00-1000-0140).....	\$85,000
Administration official hospitality (039-00-1000-0204).....	\$1,748

Provided, That any unencumbered balance in the administration official hospitality account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year

2024.

PASRR (039-00-1000-0210).....\$903,780

Provided, That any unencumbered balance in the PASRR account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Senior care act (039-00-1000-0260).....\$5,515,000

Provided, That any unencumbered balance in the senior care act account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That each grant agreement with an area agency on aging for a grant from the senior care act shall require the area agency on aging to submit to the secretary for aging and disability services a report for fiscal year 2023 by the area agency on aging, which shall include information about the kinds of services provided and the number of persons receiving each kind of service during fiscal year 2023: *And provided further*, That the secretary for aging and disability services shall submit to the senate committee on ways and means and the house of representatives committee on appropriations at the beginning of the 2024 regular session of the legislature a report of the information contained in such reports from the area agencies on aging on expenditures for fiscal year 2023: *And provided further*, That all people receiving or applying for services that are funded, either partially or entirely, through expenditures from this account shall be placed in appropriate services that are determined to be the most economical services available with regard to state general fund expenditures.

Program grants – nutrition – state match (039-00-1000-0280).....\$5,545,725

Provided, That any unencumbered balance in the program grants – nutrition – state match account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That each grant agreement with an area agency on aging for a grant from the program grants – nutrition – state match account shall require the area agency on aging to submit to the secretary for aging and disability services a report for federal fiscal year 2023 by the area agency on aging, which shall include information about the kinds of services provided and the number of persons receiving each kind of service during federal fiscal year 2023: *And provided further*, That the secretary for aging and disability services shall submit to the senate committee on ways and means and the house of representatives committee on appropriations at the beginning of the 2024 regular session of the legislature a report of the information contained in such reports from the area agencies on aging on expenditures for federal fiscal year 2023: *And provided further*, That all people receiving or applying for services that are funded, either partially or entirely, through expenditures from this account shall be placed in appropriate services that are determined to be the most economical services available with regard to state general fund expenditures.

Community services and programs (039-00-1000-0520).....\$4,614,869

Provided, That any unencumbered balance in the community services and programs account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

KanCare caseloads (039-00-1000-0610).....\$551,600,000

Provided, That any unencumbered balance in the KanCare caseloads account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Non-KanCare caseloads (039-00-1000-0611).....\$53,200,000

Provided, That any unencumbered balance in the non-KanCare caseloads account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024:

Provided further, That all people receiving or applying for services that are funded, either partially or entirely, from the non-KanCare caseloads account shall be placed in appropriate services that are determined to be the most economical services available with regard to state general fund expenditures.

KanCare non-caseloads (039-00-1000-0612).....\$421,197,003

Provided, That any unencumbered balance in the KanCare non-caseloads account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

State operations (039-00-1000-0801).....\$41,009,579

Provided, That any unencumbered balance in the state operations account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024:

Provided further, That expenditures may be made from this account for the purchase of professional liability insurance for physicians and dentists at any institution, as defined by K.S.A. 76-12a01, and amendments thereto.

Alcohol and drug abuse services grants (039-00-1000-1010).....\$8,915,447

Provided, That any unencumbered balance in the alcohol and drug abuse services grants account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That expenditures shall be made by the above agency from such account to provide reimbursement to organizations that provide substance use disorder treatment for uninsured individuals: *Provided, however*, That prior to making any expenditures from such account to provide reimbursement to organizations that provide substance use disorder treatment for uninsured individuals, the above agency shall make expenditures of unencumbered moneys in the problem gambling and addictions grant fund for such purpose: *And provided further*, That on June 30, 2024, the director of the budget shall certify to the director of accounts and reports the total amount of expenditures from the problem gambling and addictions grant fund for fiscal year 2024 for reimbursement to organizations that provide substance use disorder treatment for uninsured individuals: *And provided further*, That of the \$8,915,447 appropriated for the above agency for the fiscal year ending June 30, 2024, by this section from the state general fund in the alcohol and drug abuse services grants account, such certified amount is hereby lapsed: *And provided further*, That at the same time as the director of the budget transmits certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research.

Community mental health centers supplemental funding (039-00-1000-3001).....\$54,184,328

Provided, That any unencumbered balance in the community mental health centers supplemental funding account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Regional beds funding (039-00-1000-3003).....\$29,650,000

Provided, That any unencumbered balance in the regional beds funding account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

BH community aid (039-00-1000-3004).....\$28,133,075

Provided, That any unencumbered balance in the BH community aid account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024; *Provided further*; That expenditures shall be made from this account for the EmberHope Youthville pilot program not to exceed \$1,000,000.

CDDO support (039-00-1000-4001).....\$10,974,857

Provided, That any unencumbered balance in the CDDO support account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Kansas neurological institute – operating
expenditures (363-00-1000-0303).....\$15,023,961

Provided, That any unencumbered balance in the Kansas neurological institute – operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*; That expenditures from the Kansas neurological institute – operating expenditures account for official hospitality by the superintendent shall not exceed \$150: *Provided further*; That expenditures shall be made from this account to assist residents of the institution to take personally used items that are constructed for use by such residents and which are hereby authorized to be transferred to such residents from the institution to communities when such residents leave the institution to reside in the communities.

Larned state hospital – operating
expenditures (410-00-1000-0103).....\$40,953,861

Provided, That any unencumbered balance in the Larned state hospital – operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*; That expenditures from the Larned state hospital – operating expenditures account for official hospitality by the superintendent shall not exceed \$150: *Provided further*; That expenditures may be made from this account for educational services contracts, which are hereby authorized to be negotiated and entered into by Larned state hospital with unified school districts or other public educational services providers: *And provided further*; That such educational services contracts shall not be subject to the competitive bidding requirements of K.S.A. 75-3739, and amendments thereto.

Larned state hospital – SPTP new crimes
reimbursement (410-00-1000-0110).....\$5,000

Provided, That any unencumbered balance in the Larned state hospital – SPTP new crimes reimbursement account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Larned state hospital – sexual predator treatment program (410-00-1000-0200).....\$23,709,337

Provided, That any unencumbered balance in the Larned state hospital – sexual predator treatment program account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Osawatomic state hospital – operating expenditures (494-00-1000-0100).....\$34,451,306

Provided, That any unencumbered balance in the Osawatomic state hospital – operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*; That expenditures from the Osawatomic state hospital – operating expenditures account for official hospitality by the superintendent shall not exceed \$150.

Osawatomic state hospital – certified care expenditures (494-00-1000-0101).....\$7,010,819

Provided, That any unencumbered balance in the Osawatomic state hospital – certified care expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Osawatomic state hospital – SPTP MiCo (494-00-1000-0200).....\$1,184,324

Provided, That any unencumbered balance in the Osawatomic state hospital – SPTP MiCo account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Parsons state hospital and training center – operating expenditures (507-00-1000-0100).....\$17,057,916

Provided, That any unencumbered balance in the Parsons state hospital and training center – operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*; That expenditures from the Parsons state hospital and training center – operating expenditures account for official hospitality by the superintendent shall not exceed \$150: *And provided further*; That expenditures may be made from this account for educational services contracts, which are hereby authorized to be negotiated and entered into by Parsons state hospital and training center with unified school districts or other public educational services providers: *And provided further*; That such educational services contracts shall not be subject to the competitive bidding requirements of K.S.A. 75-3739, and amendments thereto: *And provided further*; That expenditures shall be made from this account to assist residents of the institution to take personally used items that are constructed for use by such residents and which are hereby authorized to be transferred to such residents from the institution to communities when such residents leave the institution to reside in the communities.

Parsons state hospital and training center – sexual predator treatment program (507-00-1000-0200).....\$2,037,289

Provided, That any unencumbered balance in the Parsons state hospital and training center – sexual predator treatment program account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Any unencumbered balance in the other medical assistance account (039-00-1000-3002) in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Title XIX fund (039-00-2595-4130).....No limit

Provided, That all receipts resulting from payments under title XIX of the federal social security act to any of the institutions under mental health and intellectual disabilities may be credited to the title XIX fund: *Provided further*, That moneys in the title XIX fund may be used for expenditures for contractual services to provide for collecting additional payments under title XVIII and title XIX of the federal social security act and for expenditures for premiums and surcharges required to be paid for physicians' malpractice insurance.

Kansas neurological institute title XIX
reimbursements fund (363-00-2060-2200).....No limit

Larned state hospital title XIX
reimbursements fund (410-00-2074-2200).....No limit

Osawatomic state hospital title XIX
reimbursements fund (494-00-2080-4300).....No limit

Osawatomic state hospital certified care title XIX
reimbursements fund (494-00-2080-4301).....No limit

Parsons state hospital title XIX
reimbursements fund (507-00-2083-2300).....No limit

Kansas neurological institute
fee fund (363-00-2059-2000).....\$1,324,481

Kansas neurological institute –
foster grandparents program –
federal fund (363-00-3115-3200).....No limit

Kansas neurological institute – FGP gifts, grants,
donations fund (363-00-7125-7400).....No limit

Kansas neurological institute – patient
benefit fund (363-00-7910-7100).....No limit

Kansas neurological institute – work therapy patient
benefit fund (363-00-7940-7200).....No limit

Larned state hospital
fee fund (410-00-2073-2100).....\$3,970,643

Larned state hospital – canteen fund (410-00-7806-7000).....	No limit
Larned state hospital – patient benefit fund (410-00-7912-7100).....	No limit
Larned state hospital – work therapy patient benefit fund (410-00-7938-7200).....	No limit
Osawatomic state hospital fee fund (494-00-2079-4200).....	\$1,717,298
<i>Provided, That all moneys received as fees for the use of video teleconferencing equipment at Osawatomic state hospital shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the video teleconferencing fee account of the Osawatomic state hospital fee fund: Provided further, That all moneys credited to the video teleconferencing fee account shall be used solely for the servicing, technical and program support, maintenance and replacement of associated equipment at Osawatomic state hospital: And provided further, That any expenditures from the video teleconferencing fee account shall be in addition to any expenditure limitation imposed on the Osawatomic state hospital fee fund.</i>	
Osawatomic state hospital certified care fund (494-00-2079-4201).....	\$4,172,838
Osawatomic state hospital – cottage revenue and expenditures fund (494-00-2159-2159).....	No limit
Osawatomic state hospital – training fee revolving fund (494-00-2602-2000).....	No limit
<i>Provided, That all moneys received as fees for training activities for Osawatomic state hospital shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the Osawatomic state hospital – training fee revolving fund: Provided further, That the superintendent of Osawatomic state hospital is hereby authorized to fix, charge and collect fees for training activities at Osawatomic state hospital: And provided further, That such fees shall be fixed in order to recover all or part of the expenses of such training activities for Osawatomic state hospital.</i>	
Osawatomic state hospital – motor pool revolving fund (494-00-6164-5200).....	No limit
Osawatomic state hospital – canteen fund (494-00-7807-5600).....	No limit
Osawatomic state hospital – patient benefit fund (494-00-7914-5700).....	No limit
Osawatomic state hospital – work therapy patient benefit fund (494-00-7939-5800).....	No limit
Parsons state hospital and training center fee fund (507-00-2082-2200).....	\$1,050,000

Provided, That all moneys received as fees for the use of video teleconferencing equipment at Parsons state hospital and training center shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the video teleconferencing fee account of the Parsons state hospital and training center fee fund: *Provided further*, That all moneys credited to the video teleconferencing fee account shall be used solely for the servicing, maintenance and replacement of video teleconferencing equipment at Parsons state hospital and training center: *And provided further*, That any expenditures from the video teleconferencing fee account shall be in addition to any expenditure limitation imposed on the Parsons state hospital and training center fee fund.

Parsons state hospital and training center – canteen fund (507-00-7808-5500).....	No limit
Parsons state hospital and training center – patient benefit fund (507-00-7916-5600).....	No limit
Parsons state hospital and training center – work therapy patient benefit fund (507-00-7941-5700).....	No limit
DADS social welfare fund (039-00-2141-2195).....	No limit
Indirect cost fund (039-00-2193-2193).....	No limit
Health occupations credentialing fee fund (039-00-2315-2315).....	No limit
Community mental health center improvement fund (039-00-2336-2336).....	No limit
Community crisis stabilization centers fund (039-00-2337-2337).....	No limit
Clubhouse model program fund (039-00-2338-2338).....	No limit
Medical resources and collection fund (039-00-2363-2100).....	No limit

Provided, That all moneys received or collected by the secretary for aging and disability services due to medicaid overpayments shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the medical resources and collection fund: *Provided further*, That expenditures from such fund shall be made for medicaid program-related expenses and used to reduce state general fund outlays for the medicaid program: *And provided further*, That all moneys received or collected by the secretary for aging and disability services due to civil monetary penalty assessments against adult care homes shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the medical resources and collection fund: *And provided further*, That expenditures from such fund shall be made to protect the health or property of adult care home residents as required by federal law.

Problem gambling and addictions grant fund (039-00-2371-2371).....	\$8,401,097
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Provided, That expenditures shall be made by the above agency from the problem gambling and addictions grant fund, not to exceed \$5,000,000, to provide reimbursement to organizations that provide substance use disorder treatment for uninsured individuals.

State licensure fee fund (039-00-2373-2370).....No limit
General fees fund (039-00-2524-2500).....No limit

Provided, That the secretary for aging and disability services is hereby authorized to collect: (1) Fees from the sale of surplus property; (2) fees charged for searching, copying and transmitting copies of public records; (3) fees paid by employees for personal long distance calls, postage, faxed messages, copies and other authorized uses of state property; and (4) other miscellaneous fees: *Provided further*, That such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund: *And provided further*, That expenditures shall be made from this fund to meet the obligations of the Kansas department for aging and disability services or to benefit and meet the mission of the Kansas department for aging and disability services.

Senior citizen nutrition
check-off fund (039-00-2660-2610).....No limit
Other state fees fund – community
alcohol treatment (039-00-2661-0000).....No limit
988 suicide prevention and mental health crisis
hotline fund (039-00-2913-2913).....No limit
Quality care services fund (039-00-2999-2902).....No limit

Provided, That the secretary for aging and disability services, acting as the agent of the secretary of health and environment, is hereby authorized to collect the quality care assessment under K.S.A. 75-7435, and amendments thereto, and notwithstanding the provisions of K.S.A. 75-7435, and amendments thereto, all moneys received for such quality care assessments shall be deposited in the state treasury to the credit of the quality care services fund: *Provided further*, That all moneys in the quality care services fund shall be used to finance initiatives to maintain or improve the quantity and quality of skilled nursing care in skilled nursing care facilities in Kansas in accordance with K.S.A. 75-7435, and amendments thereto.

Opioid abuse treatment & prevention –
federal fund (039-00-3023-3024).....No limit
Kansas national background check program –
federal fund (039-00-3032-3132).....No limit
Money follows the person grant –
federal fund (039-00-3054-4000).....No limit
Survey & certification –
federal fund (039-00-3064-3064).....No limit

Provided, That transfers of moneys from the survey & certification – federal fund to the state fire marshal may be made during fiscal year 2024 pursuant to a contract, which

is hereby authorized to be entered into by the secretary for aging and disability services with the state fire marshal to provide fire and safety inspections for adult care homes and hospitals.

Substance abuse/mental health services – partnership for success – federal fund (039-00-3284-1327).....	No limit
Special program for aging IIID – federal fund (039-00-3286-3285).....	No limit
Special program for aging IIIB – federal fund (039-00-3287-3281).....	No limit
Special program for aging IV & II – federal fund (039-00-3288-3297).....	No limit
National family caregiver support program IIIE – federal fund (039-00-3289-3201).....	No limit
Nutrition services incentives – federal fund (039-00-3291-3305).....	No limit
Prevention/treatment substance abuse – federal fund (039-00-3301-0310).....	No limit
Social service block grant fund (039-00-3307-3371).....	\$4,500,000
<p><i>Provided</i>, That each grant agreement with an area agency on aging for a grant from the social service block grant fund shall require the area agency on aging to submit to the secretary for aging and disability services a report for fiscal year 2023 by the area agency on aging, which shall include information about the kinds of services provided and the number of persons receiving each kind of service during fiscal year 2023: <i>Provided further</i>, That the secretary for aging and disability services shall submit to the senate committee on ways and means and the house of representatives committee on appropriations at the beginning of the 2024 regular session of the legislature a report of the information contained in such reports from the area agencies on aging on expenditures for fiscal year 2023: <i>And provided further</i>, That all people receiving or applying for services that are funded, either partially or entirely, through expenditures from this fund shall be placed in appropriate services that are determined to be the most economical services available.</p>	
Community mental health block grant – federal fund (039-00-3310-0460).....	No limit
Temporary assistance for needy families – federal fund (039-00-3323-3323).....	No limit
PATH – federal fund (039-00-3347-4316).....	No limit
Special program for aging VII-2 – federal fund (039-00-3358-3072).....	No limit
TBI partnership	

program fund (039-00-3376-3376).....	No limit
Disaster response for Children – federal fund (039-00-3385-3591).....	No limit
Special program for aging VII-3 – federal fund (039-00-3402-3000).....	No limit
Center for medicare/medicaid service – federal fund (039-00-3408-3300).....	No limit
Medicare fund – oasis (039-00-3408-3350).....	No limit
<i>Provided, That all nonfederal reimbursements received by the Kansas department for aging and disability services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and credited to the nonfederal reimbursements fund.</i>	
Medicare fund – SHICK (039-00-3408-3400).....	No limit
Medical assistance program – federal fund (039-00-3414-0442).....	No limit
Children's health insurance – federal fund (039-00-3424-3420).....	No limit
Special program for aging IIIC – federal fund (039-00-3425-3423).....	No limit
Medicare enrollment assistance program fund – federal (039-00-3468-3450).....	No limit
Systems of care grant – federal fund (039-00-3595-3595).....	No limit
SAMHSA covid-19 supplemental – federal fund (039-00-3672-3997).....	No limit
SSA xx ombudsman cares FFY21 – federal fund (039-00-3680-3083).....	No limit
KS assisted outpatient treatment – federal fund (039-00-3733-3101).....	No limit
ADAS data collection grant – federal fund (039-00-3887-3887).....	No limit
Long-term care loan and grant fund (039-00-5110-5100).....	No limit
KDFA refunding revenue bond 2013B fund (039-00-7111).....	No limit
Trust fund (039-00-7299).....	No limit
Gifts and donations fund (039-00-7309-7000).....	No limit

Provided, That the secretary for aging and disability services is hereby authorized to receive gifts and donations of money for services to senior citizens or purposes related

thereto: *Provided further*, That such gifts and donations of money shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the gifts and donations fund.

Larned state security hospital	
KDFA 02N-1 fund (039-00-8703).....	No limit
SRS state of Kansas KDFA 04A-1	
project fund (039-00-8704).....	No limit
State of Kansas projects	
KDFA 2010E-F fund (039-00-8705).....	No limit
Parking deduction clearing fund (039-00-9233-9200).....	No limit
Medical assistance recovery	
clearing fund (039-00-9300).....	No limit
Credit card clearing fund (039-00-9400).....	No limit
American rescue plan	
state relief fund (039-00-3756-3536).....	No limit

Provided, That expenditures shall be made by the above agency for fiscal year 2024 from the American rescue plan state relief fund to expand the PACE program to additional Kansas counties in an amount not to exceed \$2,500,000.

(c) On July 1, 2023, and at other times during fiscal year 2024, when necessary as determined by the secretary for aging and disability services, the director of accounts and reports shall transfer amounts specified by the secretary for aging and disability services, which amounts constitute reimbursements, credits and other amounts received by the Kansas department for aging and disability services for activities related to federal programs from specified special revenue funds of the Kansas department for aging and disability services to the indirect cost fund of the Kansas department for aging and disability services.

(d) On July 1, 2023, the superintendent of Osawatomie state hospital, upon the approval of the director of accounts and reports, shall transfer an amount specified by the superintendent from the Osawatomie state hospital – canteen fund (494-00-7807-5600) to the Osawatomie state hospital – patient benefit fund (494-00-7914-5700).

(e) On July 1, 2023, the superintendent of Parsons state hospital, upon approval from the director of accounts and reports, shall transfer an amount specified by the superintendent from the Parsons state hospital and training center – canteen fund (507-00-7808-5500) to the Parsons state hospital and training center – patient benefit fund (507-00-7916-5600).

(f) On July 1, 2023, the superintendent of Larned state hospital, upon approval of the director of accounts and reports, shall transfer an amount specified by the superintendent from the Larned state hospital – canteen fund (410-00-7806-7000) to the Larned state hospital – patient benefit fund (410-00-7912-7100).

(g) During the fiscal year ending June 30, 2024, no moneys paid by the Kansas department for aging and disability services from the CDDO support account (039-00-1000-4001) of the state general fund shall be expended by the entity receiving such

moneys to pay membership dues and fees to any entity that does not provide the Kansas department for aging and disability services, the legislative division of post audit or another state agency, access to its financial records upon request for such access.

(h) During the fiscal year ending June 30, 2024, the secretary for aging and disability services, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2024 from the state general fund for the Kansas department for aging and disability services or any institution or facility under the general supervision and management of the secretary for aging and disability services to another item of appropriation for fiscal year 2024 from the state general fund for the Kansas department for aging and disability services or any institution or facility under the general supervision and management of the secretary for aging and disability services. The secretary for aging and disability services shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(i) During the fiscal year ending June 30, 2024, the secretary for aging and disability services, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2024 from the state institutions building fund for the Kansas department for aging and disability services or any institution or facility under the general supervision and management of the secretary for aging and disability services to another item of appropriation for fiscal year 2024 from the state institutions building fund for the Kansas department for aging and disability services or any institution or facility under the general supervision and management of the secretary for aging and disability services. The secretary for aging and disability services shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(j) In addition to the other purposes for which expenditures may be made by the Kansas department for children and families from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2024 for the Kansas department for children and families and in addition to the other purposes for which expenditures may be made by the department of health and environment – division of public health from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2024 for the department of health and environment – division of public health, as authorized by this or other appropriation act of the 2023 regular session of the legislature, expenditures may be made by the secretary for children and families and the secretary of health and environment for fiscal year 2024 to enter into a contract with the secretary for aging and disability services, which is hereby authorized and directed to be entered into by such secretaries, to provide for the secretary for aging and disability services to perform the powers, duties, functions and responsibilities prescribed by and to conduct investigations pursuant to K.S.A. 39-1404, and amendments thereto, in conjunction with the performance of such powers, duties, functions, responsibilities and investigations by the secretary for children and families and the secretary of health and environment under such statute, with respect to reports of abuse, neglect or exploitation of residents or reports of residents in need of protective services on behalf of the secretary for children and families or the secretary of health and environment, as the case may be, in accordance with and pursuant to K.S.A. 39-1404, and amendments thereto, during fiscal year 2024: *Provided*, That, in addition to

the other purposes for which expenditures may be made by the Kansas department for aging and disability services from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2024 for the Kansas department for aging and disability services, as authorized by this or other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the secretary for aging and disability services for fiscal year 2024 to provide for the performance of such powers, duties, functions and responsibilities and to conduct such investigations: *Provided further*, That, the words and phrases used in this subsection shall have the meanings respectively ascribed thereto by K.S.A. 39-1401, and amendments thereto.

(k) During the fiscal year ending June 30, 2024, the secretary for aging and disability services, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2024 from the title XIX fund (039-00-2595-4130) of the Kansas department for aging and disability services to any institution or facility under the general supervision and management of the secretary for aging and disability services. The secretary for aging and disability services shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(l) Notwithstanding the provisions of K.S.A. 75-5958, and amendments thereto, or any other statute, and subject to appropriations, the secretary for aging and disability services may provide rate increases for nursing facilities for fiscal year 2024.

(m) During the fiscal year ending June 30, 2024, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2024 by this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by such agency from such moneys to operate, or contract for the operation of, eight acute inpatient psychiatric care beds for children in the city of Hays, Kansas, or the surrounding area: *Provided, however*, That expenditures for such purposes during fiscal year 2024 shall not exceed \$4,000,000.

(n) During the fiscal year ending June 30, 2024, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds as authorized by this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by such agency from such moneys to implement a process for certification and funding for certified community behavioral health clinics: *Provided*, That such agency shall certify as a certified community behavioral health clinic any community behavioral health center licensed by such agency that provides the following services: Crisis services; screening, assessment and diagnosis, including risk assessment; person-centered treatment planning; outpatient mental health and substance use services; primary care screening and monitoring of key indicators of health risks; targeted case management; psychiatric rehabilitation services; peer support and family supports; medication-assisted treatment; assertive community treatment; and community-based mental healthcare for military servicemembers and veterans.

(o) During the fiscal year ending June 30, 2024, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds as authorized by

this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by such agency from such moneys to submit a report on a quarterly basis, in collaboration with the Kansas department of health and environment, to the Robert G. (Bob) Bethell joint committee on home and community based services regarding the home and community-based services brain injury waiver, including the:

(1) Number of members enrolled in such waiver at the end of the month prior to the committee meeting;

(2) unduplicated number of such members over the course of the calendar year;

(3) number of such members receiving services for a period longer than 2 years and longer than 4 years;

(4) number of such members who did not receive services within a period of 60, 90 or 120 or more days after being enrolled;

(5) number of such members who did not receive a specific waiver service within a period of 30, 60, 90 or 120 or more days prior to the date such member was officially unenrolled from such waiver;

(6) amount of the per-member, per-month enhanced dollar rate provided to a managed care organization for each member enrolled in such waiver;

(7) total number of members enrolled in the waiver disaggregated by county and the per capita enrollment in such waiver disaggregated by county; and

(8) agency's progress toward new policy implementation.

(p) During the fiscal year ending June 30, 2024, in addition to the other purposes for which the above agency may make expenditures from moneys appropriated from the state general fund or in any special revenue fund or funds as authorized by this or any other appropriation act of the 2023 regular session of the legislature, the above agency shall make expenditures from such moneys to establish guidelines for nursing facilities, as defined in K.S.A. 39-923, and amendments thereto, to request a waiver from staffing requirements and to study establishing similar guidelines for other adult care homes, as defined in K.S.A. 39-923, and amendments thereto: *Provided*, That any such guidelines shall be compatible with rules established by the United States centers for medicare and medicaid services.

(q) During the fiscal year ending June 30, 2024, in addition to the other purposes for which the above agency may make expenditures from moneys appropriated from the state general fund or in any special revenue fund or funds as authorized by this or any other appropriation act of the 2023 regular session of the legislature, the above agency shall make expenditures from such moneys to enter into agreements with community mental health centers for the purpose of establishing rates for conducting mobile competency evaluations.

(r) During the fiscal year ending June 30, 2024, in addition to the other purposes for which the above agency may make expenditures from moneys appropriated from the state general fund or in any special revenue fund or funds as authorized by this or any other appropriation act of the 2023 regular session of the legislature, the above agency shall make expenditures from such moneys to enter into agreements to conduct a study

of inpatient treatment facility and community-based treatment options, including, but not limited to, psychiatric residential treatment facilities, for treatment of patients under the age of 21 with complex and co-occurring psychiatric disorders combined with intellectual disabilities, developmental disabilities or other cognitive disabilities that result in higher acuity or aggressive behavior that can cause them to be a risk of harm to themselves or others, including developmental disorders such as Smith-Magenis syndrome: *Provided further*; That such study shall include specific recommendations to fill gaps encountered in serving such youth across the state's service delivery systems.

(s) During the fiscal year ending June 30, 2024, notwithstanding the provisions of K.S.A. 39-2019, and amendments thereto, in addition to the other purposes for which the above agency may make expenditures from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2024 as authorized by this or any other appropriation act of the 2023 regular session of the legislature, the above agency shall make expenditures from such moneys for the purpose of certifying community behavioral health clinics when such clinics are ready and meet the requirements for certification in advance of the deadlines established in K.S.A. 39-2019, and amendments thereto.

(t) During the fiscal year ending June 30, 2024, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2024 by this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from such moneys for the purpose of preparing a report on such agency's progress to build capacity for crisis services for Kansans with intellectual or developmental disability: *Provided*, That such report shall be submitted to the senate committee on public health and welfare, the appropriate subcommittee of the senate committee on ways and means, the house of representatives committee on health and human services and the house of representatives committee on social services budget.

(u) During the fiscal year ending June 30, 2024, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2024 by this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from such moneys during fiscal year 2024 for the purpose of reviewing the overall costs of providing services within the intellectual and developmental disability service system and making recommendations to the legislature for a method to make regular rate adjustments for such services based on inflationary indexes.

(v) During the fiscal year ending June 30, 2024, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2024 by this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from such moneys during fiscal year 2024 for the purpose of submitting to the United States centers for medicare and medicaid services an approval request to develop a home and community-based services community supports waiver to provide services to individuals with intellectual

or developmental disability: *Provided*, That the waiver application for such program shall reflect the recommendations of the 2022 Special Committee on Intellectual and Developmental Disability Waiver Modernization, including a per-person maximum of \$20,000 and offering services for transportation, supported employment, individual-directed goods and services, personal care, respite, therapy, assistive technology, independent living, family or caregiver support and training, financial management services and support brokers and benefits counseling.

(w) During the fiscal year ending June 30, 2024, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2024 by this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from such moneys during fiscal year 2024 for the purpose of providing a 5% increase to medicaid rates for services provided under a program for all-inclusive care for the elderly.

(x) During the fiscal year ending June 30, 2024, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2024 as authorized by this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from such moneys in an amount not to exceed \$5,000,000 for the purpose of reimbursing healthcare providers, law enforcement and other county entities for unpaid costs of patient observation and transportation.

(y) For the fiscal year ending June 30, 2024, the director of the budget shall determine, in consultation with the above agency, the amount of moneys from any federal law that appropriates moneys to the state for aid for coronavirus relief that are eligible to be used for mental health bed expansion in the Sedgwick county regional area, may be expended at the discretion of the state in compliance with the office of management and budget's uniform administrative requirements, cost principles and audit requirements for federal awards, and are unencumbered: *Provided further*, That, of such identified moneys, the director of the budget shall determine the remaining moneys available in special revenue funds: *And provided further*, That if the above agency, in consultation with the director of the budget, determines that federal moneys to the state for aid for coronavirus relief are available during fiscal year 2024 to be used for such mental health bed expansion, the director of the budget shall certify the amount of such federal coronavirus relief moneys from each fund to the director of accounts and reports, and upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall immediately transfer an aggregate amount of up to \$22,000,000 as available from such funds to the special revenue fund of the above agency designated by the secretary for aging and disability services for the purpose of funding such mental health bed expansion: *And provided further*, That at the same time as the director of the budget transmits certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research: *And provided further*, That such funds shall be expended for such mental health bed expansion: *Provided, however*, That if moneys are not available to be transferred from any such special revenue funds to fund such mental health bed expansion, such mental health bed expansion shall not be

funded pursuant to this subsection.

Sec. 90.

KANSAS DEPARTMENT FOR CHILDREN AND FAMILIES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, the following:

Youth services aid and assistance (629-00-1000-7020).....\$5,400,000

(b) During the fiscal year ending June 30, 2023, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds as authorized by section 76 of chapter 81 or section 30 of chapter 97 of the 2022 Session Laws of Kansas, this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by such agency from such moneys to prepare and issue a request for proposals for a subscription to a software-as-a-service product to automate the licensing of foster families and the placement of foster children in approved homes: *Provided*, That such request for proposals shall require such subscription to commence during fiscal year 2024 on or before December 31, 2023: *Provided further*, That the above agency shall select such product from the United States general services administration multiple award schedule or the national association of state procurement officials valuepoint list: *And provided further*, That the above agency shall select a product that: (1) Includes a mobile-friendly portal to provide remote access to users, a geographic component that displays foster family availability and location to facilitate children staying in or near the child's community of origin and a live, online chat support for users in English and Spanish languages; and (2) is made and supported by employees in the United States.

Sec. 91.

KANSAS DEPARTMENT FOR CHILDREN AND FAMILIES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

State operations (including official hospitality) (629-00-1000-0013).....\$134,710,032

Provided, That any unencumbered balance in the state operations (including official hospitality) account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Cash assistance (629-00-1000-2010).....\$11,979,371

Provided, That any unencumbered balance in the cash assistance account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Vocational rehabilitation aid and assistance (629-00-1000-5010).....\$4,948,301

Provided, That any unencumbered balance in the vocational rehabilitation aid and assistance account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That expenditures may be made from this account for the acquisition of durable medical equipment and assistive technology devices: *And provided further*, That expenditures may be made from this account by the secretary for children and families for the purchase of workers compensation insurance for consumers of vocational rehabilitation services and assessments at work sites and job tryout sites throughout the state.

Youth services aid
and assistance (629-00-1000-7020).....\$250,530,034

Provided, That any unencumbered balance in the youth services aid and assistance account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Hope ranch program for women.....\$300,000

Provided, That on or before January 9, 2024, the hope ranch program for women shall report to the Kansas legislature on performance measures evaluating the program's effectiveness for fiscal year 2024.

Foster care licensing and placement software.....\$2,500,000

Provided, That during the fiscal year ending June 30, 2024, the above agency shall make expenditures from the above account for the sole purpose of continuing the agency's request for proposal process for a subscription to a software-as-a-service product to automate the licensing of foster families and the placement of foster children in approved homes and to commence and fund such subscription on or before December 31, 2023.

WeKanDrive\$750,000

Provided, That expenditures shall be made from the WeKanDrive account to expand the WeKanDrive program statewide to support older youth in foster care and young adults in obtaining their driver's license in Kansas.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Social welfare fund (629-00-2195-0110).....No limit

Project maintenance
reserve fund (629-00-2214-0150).....No limit

Other state fees fund (629-00-2220).....No limit

Disaster relief – federal fund (629-00-3005-7344).....No limit

Child care discretionary –
federal fund (629-00-3028-0522).....No limit

Title IV-B promoting safe/stable families –
federal fund (629-00-3302).....No limit

Low-income home energy assistance – federal fund (629-00-3305-0350).....	No limit
Child welfare services state grants – federal fund (629-00-3306-0341).....	No limit
Social services block grant – federal fund (629-00-3307-0370).....	No limit
Commodity supp food program – federal fund (629-00-3308-3215).....	No limit
Social security – disability insurance – federal fund (629-00-3309-0390).....	No limit
Supplemental nutrition assistance program – federal fund (629-00-3311).....	No limit
Emergency food assistance program – federal fund (629-00-3313-2310).....	No limit
Rehabilitation services – vocational rehabilitation – federal fund (629-00-3315).....	No limit
Child support enforcement – federal fund (629-00-3316).....	No limit
Child care and development mandatory and matching – federal fund (629-00-3318-0523).....	No limit
Temporary assistance to needy families – federal fund (629-00-3323-0530).....	No limit
SNAP technology project for success – federal fund (629-00-3327-3327).....	No limit
<i>Provided, That expenditures shall be made by the above agency for fiscal year 2024 from the temporary assistance for needy families – federal fund to the boys and girls clubs for out-of-school time support in an amount not to exceed \$780,000.</i>	
Title IV-E foster care – federal fund (629-00-3337-0419).....	No limit
Chafee education and training vouchers program – federal fund (629-00-3338-0425).....	No limit
Adoption incentive payments – federal fund (629-00-3343-0426).....	No limit
Adoption assistance – federal fund (629-00-3357-0418).....	No limit
Chafee foster care independence program – federal fund (629-00-3365-0417).....	No limit

Refugee and entrant assistance – federal fund (629-00-3378).....	No limit
Headstart – federal fund (629-00-3379-6323).....	No limit
Developmental disabilities basic support – federal fund (629-00-3380-4360).....	No limit
Children's justice grants to states – federal fund (629-00-3381-7320).....	No limit
Child abuse and neglect state grants – federal fund (629-00-3382-7210).....	No limit
Independent living state grants – federal fund (629-00-3387).....	No limit
Independent living services for older blind – federal fund (629-00-3388-5313).....	No limit
Supported employment for individuals with severe disabilities – federal fund (629-00-3389).....	No limit
TEFAP trade mitigation program (629-00-3409-2315).....	No limit
Medical assistance program – federal fund (629-00-3414).....	No limit
Children's health insurance program – federal fund (629-00-3424-0541).....	No limit
SNAP employment and training exchange – federal fund (629-00-3452-3452).....	No limit
Child-care disaster – federal fund (629-00-3597-3597).....	No limit
ESSA preschool development grant – federal fund (629-00-3608-0525).....	No limit
Randolph sheppard FRRP – federal fund (629-00-3647-3647).....	No limit
Low income water assistance – federal fund (629-00-3653-3653).....	No limit
SNAP pandemic ebt admin-21 – federal fund (629-00-3661-0431).....	No limit
SNAP data grant – federal fund (629-00-3674-3674).....	No limit
Adult protective services crrsa21 – federal fund (629-00-3680-3680).....	No limit
Title IV-E kinship navigator – federal fund (629-00-3712-0429).....	No limit

Coronavirus relief fund (629-00-3753).....	No limit
Prevention services grant fund (629-00-3813-0428).....	No limit
SRS enterprise fund (629-00-5105).....	No limit
Receipt suspense	
clearing fund (629-00-9212-0910).....	No limit
Client assistance payment	
clearing fund (629-00-9214-0930).....	No limit
Child support collections	
clearing fund (629-00-9218-0970).....	No limit
EBT settlement fund (629-00-9219-0980).....	No limit
CAP settlement fund (629-00-9219-0990).....	No limit
Credit card clearing fund (629-00-9405-9400).....	No limit

(c) During the fiscal year ending June 30, 2024, the secretary for children and families, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2024, from the state general fund for the Kansas department for children and families to another item of appropriation for fiscal year 2024 from the state general fund for the Kansas department for children and families. The secretary for children and families shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(d) During the fiscal year ending June 30, 2024, the secretary for children and families, with the approval of the director of the budget and subject to the provisions of federal grant agreements, may transfer moneys received under a federal grant that are credited to a federal fund of the Kansas department for children and families to another federal fund of the Kansas department for children and families. The secretary for children and families shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(e) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2024, the following:

Child care (629-00-2000-2406).....	\$5,033,679
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Provided, That any unencumbered balance in the child care account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Family preservation (629-00-2000-2413).....	\$3,241,062
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Provided, That any unencumbered balance in the family preservation account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

(f) On July 1, 2023, the SNAP pandemic ebt admin grant – federal fund (629-00-3661-0431) of the Kansas department for children and families is hereby redesignated as the SNAP pandemic ebt admin-21 – federal fund (629-00-3661-0431) of the Kansas department for children and families.

(g) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2024 as authorized by this or any other appropriation act of the 2024 regular session of the legislature, expenditures shall be made by the above agency from such moneys appropriated in fiscal year 2024 to authorize the children's cabinet to establish a nonprofit corporation organized under section 501(c)(3) of the internal revenue code of 1986: *Provided*, That the board of directors of the nonprofit corporation shall consist of the members of the children's cabinet, the executive director of the children's cabinet and other directors designated by the children's cabinet: *Provided further*, That the children's cabinet shall receive gifts, donations, grants and other money and engage in fundraising projects for the benefit of the Dolly Parton's imagination library book gifting program to develop, implement, promote and sustain reading by the children of Kansas.

Sec. 92.

KANSAS GUARDIANSHIP PROGRAM

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Kansas guardianship program (261-00-1000-0300).....\$1,403,875

Provided, That any unencumbered balance in the Kansas guardianship program account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Sec. 93.

STATE LIBRARY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (434-00-1000-0300).....\$1,391,407

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*, That expenditures from the operating expenditures account for official hospitality shall not exceed \$755.

Grants to libraries and library systems – grants in aid (434-00-1000-0410).....\$1,067,914

Provided, That any unencumbered balance in the grants to libraries and library systems – grants in aid account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Grants to libraries and library systems – interlibrary loan development (434-00-1000-0420).....\$1,133,729

Provided, That any unencumbered balance in the grants to libraries and library

systems – interlibrary loan development account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Grants to libraries and library systems – talking
book services (434-00-1000-0430).....\$443,165

Provided, That any unencumbered balance in the grants to libraries and library systems – talking book services account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

State library fund (434-00-2076-2500).....No limit
Federal library services and technology
act – fund (434-00-3257-3000).....No limit
Grants and gifts fund (434-00-7304-7000).....No limit
Coronavirus relief fund (434-00-3753).....No limit

Sec. 94.

KANSAS STATE SCHOOL FOR THE BLIND

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, the following:

Operating expenditures (604-00-1000-0303).....\$50,000

(b) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2023, for the capital improvement project or projects specified, the following:

Rehabilitation and repair
projects (604-00-8100-8108).....\$100,000
Campus boilers and
HVAC upgrades (604-00-8100-8145).....\$119,820

Sec. 95.

KANSAS STATE SCHOOL FOR THE BLIND

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (604-00-1000-0303).....\$6,396,917

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*, That expenditures from the operating expenditures account for official hospitality shall not exceed \$2,000.

Arts for the handicapped (604-00-1000-0502).....	\$133,847
Extended school year program.....	\$300,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Local services	
reimbursement fund (604-00-2088-2500).....	No limit
<i>Provided, That the Kansas state school for the blind is hereby authorized to assess and collect a fee of 20% of the total cost of services provided to local school districts: Provided further; That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the local services reimbursement fund.</i>	
General fees fund (604-00-2093).....	No limit
Student activity	
fees fund (604-00-2146).....	No limit
Chapter I handicapped FDF –	
federal fund (604-00-3039).....	No limit
Special education state grants –	
federal fund (604-00-3234).....	No limit
School breakfast program –	
federal fund (604-00-3529).....	No limit
Federal school lunch –	
federal fund (604-00-3530).....	No limit
Child and adult care food program –	
federal fund (604-00-3531).....	No limit
Safe schools – federal fund (604-00-3569).....	No limit
Deaf-blind project –	
federal fund (604-00-3583).....	No limit
Summer food service program –	
federal fund (604-00-3591).....	No limit
ESSER II federal fund (604-00-3638).....	No limit
Elementary and secondary school emergency	
relief fund III – Covid-19 federal relief	
fund – federal fund (604-00-3649).....	No limit
American rescue plan-state relief –	
federal fund (604-00-3756).....	No limit
Education improvement –	
federal fund (604-00-3898).....	No limit

Gift fund (604-00-7329-5100).....No limit
 Special bequest fund (604-00-7333).....No limit

Sec. 96.

KANSAS STATE SCHOOL FOR THE DEAF

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, the following:

Operating expenditures (610-00-1000-0303).....\$50,000

(b) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2023, for the capital improvement project or projects specified, the following:

Rehabilitation and repair projects (610-00-8100-8108).....\$100,000

(c) On the effective date of this act, any unencumbered balance in the Roth building repairs account (610-00-8100-8125) of the state institutions building fund is hereby lapsed.

Sec. 97.

KANSAS STATE SCHOOL FOR THE DEAF

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (610-00-1000-0303).....\$10,603,026

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*; That expenditures from the operating expenditures account for official hospitality shall not exceed \$2,000.

Language assessment program.....\$386,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Local services
 reimbursement fund (610-00-2091-2200).....No limit

Provided, That the Kansas state school for the deaf is hereby authorized to assess and collect a fee of 20% of the total cost of services provided to local school districts: *Provided further*; That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the local services reimbursement fund.

General fees fund (610-00-2094).....No limit

Student activity fees fund (610-00-2147).....No limit

Language assessment fee fund (610-00-2891).....No limit

Provided, That expenditures shall be made from the language assessment fee fund for operating expenditures to implement a fee-for-service model to fund the implementation of a language assessment program for children ages three through eight: *Provided further*; That the above agency is hereby authorized to fix, charge and collect fees from unified school districts, special education cooperatives and interlocals to fund the operations of the language assessment program authorized pursuant to K.S.A. 75-5397e, and amendments thereto: *And provided further*; That all fees received for such programs shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the language assessment fee fund: *And provided further*; That all expenditures from the language assessment fee fund shall be only for the operations of the language assessment program.

Special education state grants – federal fund (610-00-3234).....No limit

Universal newborn screening – federal fund (610-00-3459).....No limit

School breakfast program – federal fund (610-00-3529).....No limit

School lunch program – federal fund (610-00-3530).....No limit

Special education preschool grants – federal fund (610-00-3535).....No limit

Summer food service program – federal fund (610-00-3591).....No limit

Elementary and secondary school emergency relief – federal fund (610-00-3638).....No limit

COVID-19 federal relief fund – federal fund (610-00-3649).....No limit

American rescue plan – state relief – federal fund (604-00-3756).....No limit

Special bequest fund (610-00-7321).....No limit

Gift fund (610-00-7330).....No limit

Special workshop fund (610-00-7504).....No limit

Language assessment fee fund.....No limit

Sec. 98.

STATE HISTORICAL SOCIETY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (288-00-1000-0083).....\$4,485,976

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Humanities Kansas (288-00-1000-0600).....\$50,501

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

General fees fund (288-00-2047-2300).....No limit

Archeology fee fund (288-00-2638-2350).....No limit

Provided, That expenditures may be made from the archeology fee fund for operating expenses for providing archeological services by contract: *Provided further*, That the state historical society is hereby authorized to fix, charge and collect fees for the sale of such services: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred in providing archeological services by contract: *And provided further*, That all fees received for such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the archeology fee fund.

Conversion of materials and equipment fund (288-00-2436-2700).....No limit

Microfilm fees fund (288-00-2246-2370).....No limit

Provided, That expenditures may be made from the microfilm fees fund for operating expenses for providing imaging services: *Provided further*, That the state historical society is hereby authorized to fix, charge and collect fees for the sale of such services: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred in providing imaging services: *And provided further*, That all fees received for such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the microfilm fees fund.

Records center fee fund (288-00-2132-2100).....No limit

Provided, That expenditures may be made from the records center fee fund for operating expenses for state records and for the trusted digital repository for electronic government records.

Historic properties fee fund (288-00-2164-2310).....No limit

Historic preservation overhead fees fund (288-00-2916-2380).....No limit

National historic preservation act fund – local (288-00-3089-3000).....No limit

Private gifts, grants and bequests fund (288-00-7302-7000).....No limit

Museum and historic sites visitor
 donation fund (288-00-2142-2250).....No limit

Insurance collection replacement/
 reimbursement fund (288-00-2182-2320).....No limit

Heritage trust fund (288-00-7379-7600).....No limit

Provided, That expenditures from the heritage trust fund for state operations shall not exceed \$100,000.

Land survey fee fund (288-00-2234-2330).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 58-2011, and amendments thereto, expenditures may be made by the above agency from the land survey fee fund for the fiscal year 2024 for operating expenditures that are not related to administering the land survey program.

National trails fund (288-00-3553-3353).....No limit

State historical society
 facilities fund (288-00-2192-2420).....No limit

Historic properties fund (288-00-2144-2400).....No limit

Law enforcement
 memorial fund (288-00-7344-7300).....No limit

Highway planning/
 construction fund (288-00-3333-3333).....No limit

Save America's
 treasures fund (288-00-3923-4000).....No limit

Archeology federal fund (288-00-3083-3110).....No limit

Property sale proceeds fund (288-00-2414-2500).....No limit

Provided, That proceeds from the sale of property pursuant to K.S.A. 75-2701, and amendments thereto, shall be deposited in the state treasury and credited to the property sale proceeds fund.

National endowment for the
 humanities fund (288-00-3925-3925).....No limit

(c) Notwithstanding the provisions of K.S.A. 75-2721, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2024, in addition to the other purposes for which expenditures may be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2024, as authorized by this or other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2024 to fix admission fees at constitution hall in Lecompton, Kansas, at \$3 per adult single admission, \$1 per student single admission, \$2 per student for guided tours and \$3 per adult for guided tours: *Provided, however*, That such admission fees may be increased by the above agency during fiscal year 2024 if all moneys from such admission fees are invested in

constitution hall and the total amount of such admission fees exceeds the amount of the Lecompton historical society's constitution hall promotional expenses as determined by the average of such promotional expenses for the preceding three calendar years: *Provided further*; That the state historical society may request annual financial statements from the Lecompton historical society for the purpose of calculating such three-year average of promotional expenses.

Sec. 99.

FORT HAYS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (including official hospitality) (246-00-1000-0013).....\$39,514,462

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Master's-level nursing capacity (246-00-1000-0100).....\$141,428

Kansas wetlands education center at Cheyenne bottoms (246-00-1000-0200).....\$265,304

Provided, That any unencumbered balance in the Kansas wetlands education center at Cheyenne bottoms account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Kansas academy of math and science (246-00-1000-0300).....\$759,405

Provided, That any unencumbered balance in the Kansas academy of math and science account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Student aid for financial need.....\$3,537,490

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking fees fund (246-00-5185-5050).....No limit

Provided, That expenditures may be made from the parking fees fund for a capital improvement project for parking lot improvements.

General fees fund (246-00-2035-2000).....No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys: *Provided further*; That expenditures may be made from the general fees fund for official hospitality.

Restricted fees fund (246-00-2510-2040).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Special events; technology equipment; Gross coliseum services; capital improvements; performing arts center services; farm income; choral music clinic; yearbook; off-campus tours; memorial union activities; student activity (unallocated); tiger media; conferences, clinics and workshops – noncredit; summer laboratory school; little theater; library services; student affairs; speech and debate; student government; counseling center services; interest on local funds; student identification cards; nurse education programs; athletics; placement fees; virtual college classes; speech and hearing; child care services for dependent students; computer services; interactive television contributions; midwestern student exchange; departmental receipts for all sales, refunds and other collections not specifically enumerated above: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That all amounts of tuition received from students participating in the midwestern student exchange program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the midwestern student exchange account of the restricted fees fund: *And provided further*, That expenditures may be made from the restricted fees fund for official hospitality.

Education opportunity act –
federal fund (246-00-3394-3500).....No limit

Service clearing fund (246-00-6000).....No limit

Provided, That the service clearing fund shall be used for the following service activities: Computer services, storeroom for official supplies including office supplies, paper products, janitorial supplies, printing and duplicating, car pool, postage, copy center, and telecommunications and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Commencement fees fund (246-00-2511-2050).....No limit

Health fees fund (246-00-5101-5000).....No limit

Provided, That expenditures from the health fees fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff, including pharmacists and physical therapists, at the student health center.

Student union fees fund (246-00-5102-5010).....No limit

Provided, That expenditures may be made from the student union fees fund for

official hospitality.

Kansas career work study program fund (246-00-2548-2060).....	No limit
Economic opportunity act – federal fund (246-00-3034-3000).....	No limit
Faculty of distinction matching fund (246-00-2471-2400).....	No limit
Nine month payroll clearing account fund (246-00-7709-7060).....	No limit
Federal Perkins student loan fund (246-00-7501-7050).....	No limit
Housing system revenue fund (246-00-5103-5020).....	No limit
<i>Provided, That expenditures may be made from the housing system revenue fund for official hospitality.</i>	
Institutional overhead fund (246-00-2900-2070).....	No limit
Oil and gas royalties fund (246-00-2036-2010).....	No limit
Housing system suspense fund (246-00-5707-5090).....	No limit
Sponsored research overhead fund (246-00-2914-2080).....	No limit
Kansas distinguished scholarship fund (246-00-7204-7000).....	No limit
Temporary deposit fund (246-00-9013-9400).....	No limit
Federal receipts suspense fund (246-00-9105-9410).....	No limit
Suspense fund (246-00-9134-9420).....	No limit
Mandatory retirement annuity clearing fund (246-00-9136-9430).....	No limit
Voluntary tax shelter annuity clearing fund (246-00-9163-9440).....	No limit
Agency payroll deduction clearing fund (246-00-9197-9450).....	No limit
Pre-tax parking clearing fund (246-00-9220-9200).....	No limit
University payroll fund (246-00-9800).....	No limit
University federal fund (246-00-3141-3140).....	No limit
<i>Provided, That expenditures may be made by the above agency from the university</i>	

federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *Provided further*; That expenditures may be made by the above agency from this fund to procure a policy of accident, personal liability and excess automobile liability insurance insuring volunteers participating in the senior companion program against loss in accordance with specifications of federal grant guidelines as provided in K.S.A. 75-4101, and amendments thereto.

- Coronavirus relief federal fund (246-00-3753).....No limit
- Governor's emergency education relief fund (246-00-3638).....No limit
- American rescue plan – state fiscal relief – federal fund (246-00-3756).....No limit

(c) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an amount specified by the president of Fort Hays state university of not to exceed \$125,000 from the general fees fund (246-00-2035-2000) to the federal Perkins student loan fund (246-00-7501-7050).

Sec. 100.

KANSAS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

- Operating expenditures (including official hospitality) (367-00-1000-0003).....\$112,359,154

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*; That expenditures may be made by the above agency from such account during the fiscal year ending June 30, 2024, not to exceed \$5,000,000, for biomanufacturing training and education: *Provided, however*; That all such expenditures for biomanufacturing training and education shall require a match of local nonstate or private moneys on a \$1-for-\$1 basis.

- Midwest institute for comparative stem cell biology (367-00-1000-0170).....\$127,178

Provided, That any unencumbered balance in the midwest institute for comparative stem cell biology account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

- Global food systems (367-00-1000-0190).....\$5,030,579

Provided, That unencumbered balance in the global food systems account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*; That all moneys in the global food systems account expended for fiscal year 2024 shall be matched by Kansas state university on a \$1-for-\$1 basis from other moneys of Kansas state university: *And provided further*; That Kansas state university shall submit a plan to the house committee on appropriations, the senate committee on

ways and means and the governor as to how the global food systems-related activities create additional jobs in the state and other economic value, particularly for and with the private sector, for fiscal year 2024.

Kansas state university
polytechnic campus (including
official hospitality) (367-00-1000-0150).....\$7,753,914

Provided, That any unencumbered balance in the Kansas state university polytechnic campus (including official hospitality) account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Student aid for financial need.....\$3,949,980
Biomanufacturing institute.....\$5,000,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking fees fund (367-00-5181).....No limit

Provided, That expenditures may be made from the parking fees fund for capital improvement projects for parking improvements.

Faculty of distinction
matching fund (367-00-2472-2500).....No limit

General fees fund (367-00-2062-2000).....No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys; *Provided further*, That expenditures may be made from the general fees fund for official hospitality.

Interest on endowment fund (367-00-7100-7200).....No limit

Restricted fees fund (367-00-2520-2080).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Technology equipment; flight services; communications and marketing; computer services; copy centers; standardized test fees; placement center; recreational services; polytechnic campus; motor pool; music; professorships; student activities fees; biology sales and services; chemistry; field camps; physics storeroom; sponsored research, sponsored instruction, sponsored public service, equipment and facility grants; contract-post office; library collections; sponsored construction or improvement projects; attorney, educational and personal development, human capital services; student financial assistance; application for undergraduate programs; speech and hearing; gifts; human development and family research and training; college of education – publications and services; guaranteed student loan application processing; auditorium receipts; catalog sales; interagency consulting; sales and services of educational programs; transcript fees; facility use fees; college of health and human sciences storeroom; college of health and human sciences sales; application for post baccalaureate programs; art exhibit fees; college of education – Kansas careers; foreign student application fee; student union repair and replacement reserve; departmental

receipts for all sales, refunds and other collections; institutional support fee; miscellaneous renovations – construction; speech receipts; art museum; exchange program; flight training lab fees; administrative reimbursements; parking fees; printing; short courses and conferences; student government association receipts; late registration fee; engineering equipment fee; architecture equipment fee; biotechnology facility; English language program; international programs; Bramlage coliseum; planning and analysis; telecommunications; comparative medicine; Marlatt memorial park; departmental student organization receipts; other specifically designated receipts not available for general operations of the university: *Provided, however,* That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further,* That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further,* That expenditures from the restricted fees fund may be made for the purchase of insurance for operation and testing of completed project aircraft and for operation of aircraft used in professional pilot training, including coverage for public liability, physical damage, medical payments and voluntary settlement coverages: *And provided further,* That expenditures may be made from this fund for official hospitality.

Kansas career work study
 program fund (367-00-2540-2090).....No limit
 Service clearing fund (367-00-6003-7000).....No limit

Provided, That the service clearing fund shall be used for the following service activities: Supplies stores; telecommunications services; photographic services; K-State printing services; postage; facilities services; facilities carpool; public safety services; facility planning services; facilities storeroom; computing services; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Sponsored research
 overhead fund (367-00-2901-2160).....No limit

Provided, That expenditures may be made from the sponsored research overhead fund for official hospitality.

Housing system
 suspense fund (367-00-5708-4830).....No limit

Housing system operations fund (367-00-5163).....No limit

Provided, That expenditures may be made from the housing system operations fund for official hospitality.

State emergency fund –
 building repair (367-00-2451-2451).....No limit

Housing system repair, equipment and

improvement fund (367-00-5641-4740).....	No limit
Coliseum system repair, equipment and improvement fund (367-00-5642-4750).....	No limit
Mandatory retirement annuity clearing fund (367-00-9137-9310).....	No limit
Student health fees fund (367-00-5109-4410).....	No limit
<i>Provided, That expenditures from the student health fees fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff, including pharmacists and physical therapists, at the student health center.</i>	
Scholarship funds fund (367-00-7201-7210).....	No limit
Perkins student loan fund (367-00-7506-7260).....	No limit
Federal award advance payment – U.S. department of education awards fund (367-00-3855-3350).....	No limit
State agricultural university fund (367-00-7400-7250).....	No limit
Salina – student union fees fund (367-00-5114-4420).....	No limit
Salina – housing system revenue fund (367-00-5117-4430).....	No limit
Salina – housing system suspense fund (367-00-5724-4890).....	No limit
Kansas comprehensive grant fund (367-00-7223-7300).....	No limit
Temporary deposit fund (367-00-9020-9300).....	No limit
Business procurement card clearing fund (367-00-9102-9400).....	No limit
Suspense fund (367-00-9146-9320).....	No limit
Voluntary tax shelter annuity clearing fund (367-00-9164-9330).....	No limit
Agency payroll deduction clearing fund (367-00-9186-9360).....	No limit
Pre-tax parking clearing fund (367-00-9221-9200).....	No limit
Salina student life center revenue fund (367-00-5111-5120).....	No limit
Child care facility revenue fund (367-00-5125-5101).....	No limit

University federal fund (367-00-3142).....	No limit
Animal health research fund (367-00-2053-2053).....	No limit
National bio agro-defense facility fund (367-00-2058-2058).....	No limit
<i>Provided, That all expenditures from the national bio agro-defense facility fund shall be approved by the president of Kansas state university.</i>	
Kan-grow engineering fund – KSU (367-00-2154-2154).....	No limit
Payroll clearing fund (367-00-9801-9000).....	No limit
Fed ext emp clearing fund – employee deduct (367-00-9182-9340).....	No limit
Fed ext emp clearing fund – employer deduct (367-00-9183-9350).....	No limit
Temp dep fund external source (367-00-9065-9305).....	No limit
Nine month payroll clearing fund (367-00-7710-7270).....	No limit
Interest bearing grants fund (367-00-2630-2630).....	No limit
<i>Provided, That, on or before the 10th day of each month commencing during fiscal year 2024, the director of accounts and reports shall transfer from the state general fund to the interest bearing grants fund interest earnings based on: (1) The average daily balance in the interest bearing grants fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.</i>	
Student union renovation expansion revenue fund (367-00-5191-4650).....	No limit
Coronavirus relief federal fund (367-00-3753).....	No limit
Governor's emergency education relief fund (367-00-3638).....	No limit
American rescue plan – state fiscal relief – federal fund (367-00-3756).....	No limit

Sec. 101.

KANSAS STATE UNIVERSITY EXTENSION SYSTEMS
AND AGRICULTURE RESEARCH PROGRAMS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Cooperative extension service (including official hospitality) (369-00-1000-1020).....	\$25,709,245
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Provided, That any unencumbered balance in the cooperative extension service (including official hospitality) account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That during the fiscal year ending June 30, 2024, expenditures shall be made by the above agency from such moneys available in such account in an amount of not less than \$5,000,000 for the KSU 105 project.

Agricultural experiment stations (including official hospitality) (369-00-1000-1030).....\$32,950,695

Provided, That any unencumbered balance in the agricultural experiment stations (including official hospitality) account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Wildfire suppression/state forest service (369-00-1000-1040).....\$669,855

Provided, That any unencumbered balance in the wildfire suppression/state forest service account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Restricted fees fund (369-00-2697-1100).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Plant pathology; Kansas artificial breeding service unit; technology equipment; professorships; agricultural experiment station, director's office; agronomy – Ashland farm; KSU agricultural research center – Hays; KSU southeast agricultural research center; KSU southwest research extension center; agronomy – general; agronomy – experimental field crop sales; entomology sales; grain science and industry – Kansas state university; food and nutrition research; extension services and publication; sponsored construction or improvement projects; gifts; comparative medicine; sales and services of educational programs; animal sciences and industry livestock and product sales; horticulture greenhouse and farm products sales; Konza prairie operations; departmental receipts for all sales, refunds and other collections; institutional support fee; KSU northwest research extension center operations; sponsored research, public service, equipment and facility grants; statistical laboratory; equipment/pesticide storage building; miscellaneous renovation – construction; other specifically designated receipts not available for general operations of the university: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from the Kansas agricultural mediation service account of the restricted fees fund during fiscal year

2024: *And provided further;* That expenditures may be made from this fund for official hospitality.

Fertilizer research fund (369-00-2263-1150).....No limit

Sponsored research overhead fund (369-00-2921-1200).....No limit

Provided, That expenditures may be made from the sponsored research overhead fund for official hospitality.

Federal awards – advance payment fund (369-00-3872-1360).....No limit

Smith-Lever special program grant – federal fund (369-00-3047-1330).....No limit

Faculty of distinction matching fund (369-00-2479-1190).....No limit

Agricultural land use-value fund (369-00-2364-1180).....No limit

University federal fund (369-00-3144).....No limit

Coronavirus relief federal fund (369-00-3753).....No limit

American rescue plan – state fiscal relief – federal fund (369-00-3756).....No limit

(c) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2024, the following:

Agricultural experiment stations (369-00-1900-1900).....\$321,663

Sec. 102.

KANSAS STATE UNIVERSITY EXTENSION SYSTEMS AND AGRICULTURE RESEARCH PROGRAMS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Cooperative extension service (including official hospitality) (369-00-1000-1020).....\$5,000,000

Provided, That any unencumbered balance in the cooperative extension service (including official hospitality) account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025: *Provided further;* That the above agency shall prepare a written report specifying and accounting for all moneys expended from such account during fiscal year 2024 for the KSU 105 project: *Provided further;* That such report shall be submitted to the house of representatives committees on appropriations and higher education budget and the senate committee on ways and means on or before January 13, 2025.

Sec. 103.

KANSAS STATE UNIVERSITY EXTENSION SYSTEMS
AND AGRICULTURE RESEARCH PROGRAMS

(a) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2026 as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from such moneys to prepare a written report specifying and accounting for all moneys expended during fiscal year 2025 for the KSU 105 project: *Provided further*, That such report shall be submitted to the house of representatives committees on appropriations and higher education budget and the senate committee on ways and means on or before January 12, 2026.

Sec. 104.

KANSAS STATE UNIVERSITY
VETERINARY MEDICAL CENTER

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (including
official hospitality) (368-00-1000-5003).....\$11,576,417

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Operating enhancement (368-00-1000-5023).....\$5,255,674

Provided, That any unencumbered balance in the operating enhancement account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That all expenditures from the operating enhancement account shall be expended in accordance with the plan submitted by the board of regents for improving the rankings of the Kansas state university veterinary medical center and shall be approved by the president of Kansas state university.

Veterinary training program for
rural Kansas (368-00-1000-5013).....\$650,000

Provided, That any unencumbered balance in the veterinary training program for rural Kansas account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

General fees fund (368-00-2129-5500).....No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys: *Provided further*, That expenditures may be made from the

general fees fund for official hospitality.

- Vet health center revenue fund (including official hospitality) (368-00-5160-5300).....No limit
- Faculty of distinction matching fund (368-00-2478-5220).....No limit
- Restricted fees fund (368-00-2590-5530).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Sponsored research, instruction, public service, equipment and facility grants; sponsored construction or improvement projects; technology equipment; pathology fees; laboratory test fees; miscellaneous renovations or construction; dean of veterinary medicine receipts; gifts; application for postbaccalaureate programs; professorship; embryo transfer unit; swine serology; rapid focal fluorescent inhibition test; comparative medicine; storerooms; departmental receipts for all sales, refunds and other collections; departmental student organization receipts; other specifically designated receipts not available for general operation of the Kansas state university veterinary medical center: *Provided, however*; That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*; That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*; That expenditures may be made from this fund for official hospitality.

- Health professions student loan fund (368-00-7521-5710).....No limit
- University federal fund (368-00-3143-5140).....No limit
- Coronavirus relief federal fund (368-00-3753).....No limit
- Governor's emergency education relief fund (368-00-3638).....No limit
- American rescue plan – state fiscal relief – federal fund (368-00-3756).....No limit

(c) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an amount specified by the president of Kansas state university of not to exceed a total of \$15,000 from the general fees fund (368-00-2129-5500) to the health professions student loan fund (368-00-7521-5710).

Sec. 105.

EMPORIA STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, the following:

Operating expenditures

(including official hospitality) (379-00-1000-0083).....\$5,543

(b) On the effective date of this act, of the \$178,074 appropriated for the above agency for the fiscal year ending June 30, 2023, by section 140(a) of chapter 81 of the 2022 Session Laws of Kansas from the state general fund in the reading recovery program account (379-00-1000-0100), the sum of \$3,924 is hereby lapsed.

(c) On the effective date of this act, of the \$150,283 appropriated for the above agency for the fiscal year ending June 30, 2023, by section 140(a) of chapter 81 of the 2022 Session Laws of Kansas from the state general fund in the nat'l board cert/future teacher academy account (379-00-1000-0200), the sum of \$1,619 is hereby lapsed.

Sec. 106.

EMPORIA STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (including

official hospitality) (379-00-1000-0083).....\$36,982,329

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Nat'l board cert/future

teacher academy (379-00-1000-0200).....\$322,815

Provided, That expenditures may be made from the nat'l board cert/future teacher academy account for official hospitality.

Emporia state model investment.....\$9,000,000

SMaRT Kansas 21.....\$510,000

Cybersecurity academic programming center.....\$1,100,000

Student aid for financial need.....\$1,227,910

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking fees fund (379-00-5186).....No limit

Provided, That expenditures may be made from the parking fees fund for a capital improvement project for parking lot improvements.

General fees fund (379-00-2069-2010).....No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys: *Provided further*, That expenditures may be made from the general fees fund for official hospitality.

Interest on state normal school fund (379-00-7101-7000).....	No limit
Restricted fees fund (379-00-2526-2040).....	No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Computer services, student activity; technology equipment; student union; sponsored research; computer services; extension classes; gifts and grants (for teaching, research and capital improvements); capital improvements; business school contributions; state department of education (vocational); library services; library collections; interest on local funds; receipts from conferences, clinics, and workshops held on campus for which no college credit is given; physical plant reimbursements from auxiliary enterprises; midwestern student exchange; departmental receipts – for all sales, refunds and other collections or receipts not specifically enumerated above: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That all amounts of tuition received from students participating in the midwestern student exchange program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the midwestern student exchange account of the restricted fees fund: *And provided further*, That expenditures may be made from the restricted fees fund for official hospitality.

Service clearing fund (379-00-6004).....	No limit
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Provided, That the service clearing fund shall be used for the following service activities: Telecommunications services; state car operation; ESU press including duplicating and reproducing; postage; physical plant storeroom including motor fuel inventory; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Commencement fees fund (379-00-2527-2050).....	No limit
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Kansas career work study program fund (379-00-2549-2060).....	No limit
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Student health fees fund (379-00-5115-5010).....	No limit
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Provided, That expenditures from the student health fees fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff, including pharmacists and physical therapists, at the student health center.

Faculty of distinction matching fund (379-00-2473-2400).....	No limit
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Bureau of educational measurements fund (379-00-5118-5020).....	No limit
National direct student loan fund (379-00-7507-7040).....	No limit
Economic opportunity act – work study – federal fund (379-00-3128-3000).....	No limit
Educational opportunity grants – federal fund (379-00-3129-3010).....	No limit
Basic opportunity grant program – federal fund (379-00-3130-3020).....	No limit
Research and institutional overhead fund (379-00-2902-2070).....	No limit
Kansas comprehensive grant fund (379-00-7224-7060).....	No limit
Housing system suspense fund (379-00-5701-5130).....	No limit
Housing system operations fund (379-00-5169-5050).....	No limit
Kansas distinguished scholarship fund (379-00-2762-2700).....	No limit
University federal fund (379-00-3145).....	No limit
<i>Provided, That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance.</i>	
Twin towers project revenue fund (379-00-5120-5030).....	No limit
Nine month payroll clearing fund (379-00-7712-7050).....	No limit
Temporary deposit fund (379-00-9022-9510).....	No limit
Federal receipts suspense fund (379-00-9085-9520).....	No limit
Suspense fund (379-00-9021).....	No limit
Mandatory retirement annuity clearing fund (379-00-9138-9530).....	No limit
Voluntary tax shelter annuity clearing fund (379-00-9165-9540).....	No limit
Agency payroll deduction clearing fund (379-00-9196-9550).....	No limit

Pre-tax parking	
clearing fund (379-00-9222-9200).....	No limit
University payroll fund (379-00-9802).....	No limit
Leveraging educational assistance partnership	
federal fund (379-00-3224-3200).....	No limit
National direct student	
loan fund (379-00-7507-7040).....	No limit
Student union refurbishing fund (379-00-5161-5040).....	No limit
Housing system repairs, equipment and	
improvement fund (379-00-5650-5120).....	No limit
Coronavirus relief federal fund (379-00-3753).....	No limit
Governor's emergency education	
relief fund (379-00-3638).....	No limit
American rescue plan – state fiscal relief –	
federal fund (379-00-3756).....	No limit

Sec. 107.

EMPORIA STATE UNIVERSITY

(a) Any unencumbered balance in the Emporia state model investment account of the state general fund in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025: *Provided*, That the above agency shall prepare a written report specifying and accounting for all moneys expended from such account: *Provided further*, That such report shall be submitted to the house of representatives committees on appropriations and higher education budget and the senate committee on ways and means on or before January 8, 2025.

Sec. 108.

PITTSBURG STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (including	
official hospitality) (385-00-1000-0063).....	\$39,863,382

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

School of construction (385-00-1000-0200).....	\$777,182
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Provided, That any unencumbered balance in the school of construction account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Polymer science program (385-00-1000-0300).....	\$1,037,261
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Provided, That any unencumbered balance in the polymer science program account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

NIMA manufacturing prove-out facility.....\$4,000,000
 Student aid for financial need.....\$1,818,970

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking fees fund (385-00-5187-5060).....No limit

Provided, That expenditures may be made from the parking fees fund for capital improvement projects for parking lot improvements.

General fees fund (385-00-2070-2010).....No limit

Provided, That all moneys received for tuition received from students participating in the gorilla advantage program or the midwestern student exchange program shall be deposited in the state treasury to the credit of the general fees fund: *Provided further*; That expenditures may be made from the general fees fund to match federal grant moneys: *And provided further*; That expenditures may be made from the general fees fund for official hospitality.

Restricted fees fund (385-00-2529-2040).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Computer services; capital improvements; instructional technology fee; technology equipment; student activity fee accounts; commencement fees; ROTC activities; continuing education receipts; vocational auto parts and service fees; receipts from camps, conferences and meetings held on campus; library service collections and fines; grants from other state agencies; *Midwest Quarterly*; chamber music series; contract – post office; gifts and grants; intensive English program; business and technology institute; public sector radio station activities; economic opportunity – state match; Kansas career work study; regents supplemental grants; departmental receipts, and other specifically designated receipts not available for general operations of the university: *Provided, however*; That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*; That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*; That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*; That surplus restricted fees moneys generated by the music department may be transferred to the Pittsburg state university foundation, inc., for the express purpose of awarding music scholarships: *And provided further*; That expenditures may be made from this fund for official hospitality.

Service clearing fund (385-00-6005).....No limit

Provided, That the service clearing fund shall be used for the following service activities: Duplicating and printing services; instructional media division; office stationery and supplies; motor carpool; postage services; photo services; telephone services; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Hospital and student health
fees fund (385-00-5126-5010).....No limit

Provided, That expenditures from the hospital and student health fees fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff, including pharmacists and physical therapists, at the student health center: *Provided further*; That expenditures may be made from this fund for capital improvement projects for hospital and student health center improvements.

Suspense fund (385-00-9024-9510).....No limit

Faculty of distinction
matching fund (385-00-2474-2400).....No limit

Perkins student loan fund (385-00-7509-7020).....No limit

Sponsored research
overhead fund (385-00-2903-2903).....No limit

College work study
federal fund (385-00-3498-3030).....No limit

Nursing student loan fund (385-00-7508-7010).....No limit

Housing system
suspense fund (385-00-5703-5170).....No limit

Housing system
operations fund (385-00-5165-5050).....No limit

Housing system repairs, equipment and
improvement fund (385-00-5646-5160).....No limit

Kansas comprehensive
grant fund (385-00-7227-7200).....No limit

Kansas career work study
program fund (385-00-2552-2060).....No limit

Nine month payroll
clearing fund (385-00-7713-7030).....No limit

Payroll clearing fund (385-00-9023-9500).....No limit

Temporary deposit fund (385-00-9025-9520).....No limit

Federal receipts
suspense fund (385-00-9104-9530).....No limit

BPC clearing fund (385-00-9109-9570).....No limit

Mandatory retirement annuity clearing fund (385-00-9139-9540).....	No limit
Voluntary tax shelter annuity clearing fund (385-00-9166-9550).....	No limit
Agency payroll deduction clearing fund (385-00-9195-9560).....	No limit
Pre-tax parking clearing fund (385-00-9223-9200).....	No limit
University payroll fund (385-00-9803).....	No limit
University federal fund (385-00-3146).....	No limit
<i>Provided, That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance.</i>	
Overman student center renovation fund (385-00-2820-2820).....	No limit
Student health center revenue fund (385-00-2828-2851).....	No limit
Horace Mann building renovation fund (385-00-2833).....	No limit
Revenue 2014A fund (385-00-5106-5105).....	No limit
Nurse faculty loan program federal fund (385-00-3596-3596).....	No limit
Coronavirus relief federal fund (385-00-3753).....	No limit
Governor's emergency education relief fund (385-00-3638).....	No limit
American rescue plan – state fiscal relief – federal fund (385-00-3756).....	No limit

(c) During the fiscal year ending June 30, 2024, the director of accounts and reports shall transfer amounts specified by the president of Pittsburg state university of not to exceed a total of \$145,000 for all such amounts, from the general fees fund (385-00-2070-2010) to the following specified funds and accounts of funds: Perkins student loan fund (385-00-7509-7020); nursing student loan fund (385-00-7508-7010); and nurse faculty loan program federal fund (385-00-3596-3596).

Sec. 109.

UNIVERSITY OF KANSAS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (including

official hospitality) (682-00-1000-0023).....\$154,334,769

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Geological survey (682-00-1000-0170).....\$8,872,417

Provided, That any unencumbered balance in the geological survey account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*; That in addition to the other purposes for which expenditures may be made by the above agency from the geological survey account of the state general fund for fiscal year 2024, expenditures shall be made by the above agency from the geological survey account of the state general fund for fiscal year 2024 for: (1) Seismic surveys in an amount not less than \$100,000; (2) critical program restoration including operating costs to fund six full-time positions, two scientists and one data technician in the water resources program, who will operate out of field offices in southwest Kansas, two scientists in the energy program and one software developer in the digital technology program, in an amount not less than \$1,100,000; and (3) critical staff retention in an amount of not less than \$800,000.

Umbilical cord

matrix project (682-00-1000-0370).....\$147,719

Provided, That any unencumbered balance in the umbilical cord matrix project account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Student aid for financial need.....\$4,099,160

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking facilities

revenue fund (682-00-5175-5070).....No limit

Provided, That expenditures may be made from the parking facilities revenue fund for capital improvement projects for parking improvements.

Faculty of distinction

matching fund (682-00-2475-2500).....No limit

General fees fund (682-00-2107-2000).....No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys.

Interest fund (682-00-7103-7000).....No limit

Sponsored research

overhead fund (682-00-2905-2160).....No limit

Law enforcement training

center fund (682-00-2133-2020).....No limit

Provided, That expenditures may be made from the law enforcement training center fund to cover the costs of tuition for students enrolled in the law enforcement training program in addition to the costs of salaries and wages and other operating expenditures for the program: *Provided further*, That expenditures may be made from the law enforcement training center fund for the acquisition of tracts of land.

Law enforcement training center fees fund (682-00-2763-2700).....No limit

Provided, That all moneys received for tuition from students enrolling in the basic law enforcement training program for undergraduate or graduate credit shall be deposited in the state treasury and credited to the law enforcement training center fees fund.

Restricted fees fund (682-00-2545).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Institute for policy and social research; technology equipment; capital improvements; concert course; speech, language and hearing clinic; perceptual motor clinic; application for admission fees; named professorships; summer institutes and workshops; dramatics; economic opportunity act; executive management; continuing education programs; geology field trips; gifts and grants; extension services; counseling center; investment income from bequests; reimbursable salaries; music and art camp; child development lab preschools; orientation center; educational placement; press publications; Rice estate educational project; sponsored research; student activities; sale of surplus books and art objects; building use charges; Kansas applied remote sensing program; executive master's degree in business administration; applied English center; cartographic services; economic education; study abroad programs; computer services; recreational activities; animal care activities; geological survey; midwestern student exchange; department commercial receipts for all sales, refunds, and all other collections or receipts not specifically enumerated above: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That moneys received for student fees in any account of the restricted fees fund may be transferred to one or more other accounts of the restricted fees fund.

Service clearing fund (682-00-6006).....No limit

Provided, That the service clearing fund shall be used for the following service activities: Residence hall food stores; university motor pool; military uniforms; telecommunications service; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Health service fund (682-00-5136-5030).....No limit

Kansas career work study

program fund (682-00-2534-2050).....	No limit
Student union fund (682-00-5137-5040).....	No limit
Federal Perkins loan fund (682-00-7512-7040).....	No limit
Health professions student loan fund (682-00-7513-7050).....	No limit
Housing system suspense fund (682-00-5704-5150).....	No limit
Housing system operations fund (682-00-5142-5050).....	No limit
Housing system repairs, equipment and improvement fund (682-00-5621-5110).....	No limit
Educational opportunity act – federal fund (682-00-3842-3020).....	No limit
Loans for disadvantaged students fund (682-00-7510-7100).....	No limit
Prepaid tuition fees clearing fund (682-00-7765).....	No limit
Kansas comprehensive grant fund (682-00-7226-7110).....	No limit
Fire service training fund (682-00-2123-2170).....	No limit
University federal fund (682-00-3147).....	No limit
Johnson county education research triangle fund (682-00-2393-2390).....	No limit
Temporary deposit fund (682-00-9061-9020).....	No limit
Suspense fund (682-00-9060-9010).....	No limit
BPC clearing fund (682-00-9119-9050).....	No limit
Mandatory retirement annuity clearing fund (682-00-9142-9030).....	No limit
Voluntary tax shelter annuity clearing fund (682-00-9167-9040).....	No limit
Agency payroll deduction clearing fund (682-00-9193-9060).....	No limit
Pre-tax parking clearing fund (682-00-9224-9200).....	No limit
University payroll fund (682-00-9806).....	No limit
GTA/GRA emp health insurance clearing fund (682-00-9063-9070).....	No limit
Standard water data	

repository fund (682-00-2463-2463).....	No limit
Multicultural rescr center construction fund (682-00-2890-2890).....	No limit
Kan-grow engineering fund – KU (682-00-2153-2153).....	No limit
Child care facility revenue bond fund (682-00-2372).....	No limit
Student recreation fitness center K DFA fund (682-00-2864-2860).....	No limit
Student union renovation revenue fund (682-00-5171-5060).....	No limit
Parking facility K DFA 1993G revenue fund (682-00-5175-5070).....	No limit
Student health facility maintenance, repair and equipment fee fund (682-00-5640-5120).....	No limit
Coronavirus relief federal fund (682-00-3753).....	No limit
Governor's emergency education relief fund (682-00-3638).....	No limit
American rescue plan – state fiscal relief – federal fund (682-00-3756).....	No limit
University of Kansas and Wichita state university health collaboration fund.....	No limit

(c) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer amounts specified by the chancellor of the university of Kansas of not to exceed a total of \$325,000 for all such amounts, from the general fees fund (682-00-2107-2000) to the following specified funds and accounts of funds: Federal Perkins loan fund (682-00-7512-7040); educational opportunity act – federal fund (682-00-3842-3020); university federal fund (682-00-3147-3140); health professions student loan fund (682-00-7513-7050); loans for disadvantaged students fund (682-00-7510-7100).

(d) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2024, for the water plan project or projects specified, the following:

Geological survey (682-00-1800-1810).....	\$26,841
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Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in the geological survey account is hereby reappropriated for fiscal year 2024.

Sec. 110.

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Geological survey (682-00-1000-0170).....\$850,000

Provided further, That in addition to the other purposes for which expenditures may be made by the above agency from the geological survey account of the state general fund for fiscal year 2025, expenditures shall be made by the above agency from the geological survey account of the state general fund for fiscal year 2025 for critical program restoration including operating costs funding five full-time positions and two part-time positions, two scientists, a part-time scientist and two data technicians in the water resources program, one of whom will operate out of field offices in southwest Kansas, one part-time scientists in the energy program and one software developer in the digital technology program, in an amount not less than \$850,000.

Sec. 111.

UNIVERSITY OF KANSAS MEDICAL CENTER

(a) On the effective date of this act, the \$30,000 appropriated for the above agency for the fiscal year ending June 30, 2023, by section 101(a) of chapter 81 of the 2022 Session Laws of Kansas from the state general fund in the rural health bridging psychiatry account (683-00-1000-1015) is hereby lapsed.

Sec. 112.

UNIVERSITY OF KANSAS MEDICAL CENTER

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (including
official hospitality) (683-00-1000-0503).....\$114,583,832

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further,* That expenditures from this account may be used to reimburse medical residents in residency programs located in Kansas City at the university of Kansas medical center for the purchase of health insurance for residents' dependents.

Medical scholarships
and loans (683-00-1000-0600).....\$4,488,171

Provided, That any unencumbered balance in the medical scholarships and loans account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Midwest stem cell
therapy center (683-00-1000-0800).....\$766,320

Provided, That any unencumbered balance in the midwest stem cell therapy center account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year

2024.

Rural health bridging (683-00-1000-1010).....\$140,000

Medical scholarships and loans psychiatry (683-00-1000-0610).....\$970,000

Provided, That any unencumbered balance in the medical scholarships and loans psychiatry account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Rural health bridging psychiatry (683-00-1000-1015).....\$30,000

Provided, That any unencumbered balance in the rural health bridging psychiatry account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Student aid for financial need.....\$1,120,150

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

General fees fund (683-00-2108-2500).....No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys.

Midwest stem cell therapy center fund (683-00-2072-2072).....No limit

Faculty of distinction matching fund (683-00-2476-2400).....No limit

Restricted fees fund (683-00-2551).....No limit

Provided, That restricted fees shall be limited to the following accounts: Technology equipment; capital improvements; computer services; expenses reimbursed by the Kansas university endowment association; postgraduate fees; pathology fees; student health insurance premiums; gift receipts; designated research collaboration; facilities use; photography; continuing education; student activity fees; student application fees; department duplicating; student health services; student identification badges; student transcript fees; loan administration fees; fitness center fees; occupational health fees; employee health; telekid care fees; area outreach fees; police fees; endowment payroll reimbursement; rental property; e-learning fees; surplus property sales; outreach air travel; student loan legal fees; hospital authority salary reimbursements; graduate medical education contracts; Kansas university physicians inc., salaries reimbursements; housestaff activity fees; anatomy cadavers; biotechnology services; energy center funded depreciation; biostatistics; electron microscope services; Wichita faculty contracts; physical therapy services; legal fee reimbursements; sponsored research; departmental commercial receipts for all sales, refunds and all other collections of receipts not specifically enumerated above; Kansas department for children and families cost-sharing: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby

characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase health insurance coverage for all students enrolled in the school of allied health, school of nursing and school of medicine.

Scientific research and development – special
revenue fund (683-00-2926).....No limit

Kansas breast cancer
research fund (683-00-2671-2660).....No limit

Sponsored research
overhead fund (683-00-2907-2800).....No limit

Parking facility revenue fund –
KC campus (683-00-5176-5550).....No limit

Provided, That expenditures may be made from the parking facility revenue fund – KC campus for capital improvement projects for parking improvements.

Parking fee fund –
Wichita campus (683-00-5180-5590).....No limit

Provided, That expenditures may be made from the parking fee fund – Wichita campus for capital improvement projects for parking improvements.

Services to hospital
authority fund (683-00-2915-2900).....No limit

Direct medical education
reimbursement fund (683-00-2918-3000).....No limit

Service clearing fund (683-00-6007).....No limit

Provided, That the service clearing fund shall be used for the following service activities: Printing services; purchasing storeroom; university motor pool; physical plant storeroom; photo services; telecommunications services; facilities operations discretionary repairs; animal care; instructional services; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Educational nurse faculty loan
program fund (683-00-7505-7540).....No limit

Federal college work
study fund (683-00-3256-3520).....No limit

AMA education and
research grant fund (683-00-7207-7500).....No limit

Federal health professions/

primary care student loan fund (683-00-7516-7560).....	No limit
Federal nursing student loan fund (683-00-7517-7570).....	No limit
Suspense fund (683-00-9057-9500).....	No limit
Federal student educational opportunity grant fund (683-00-3255-3510).....	No limit
Federal Pell grant fund (683-00-3252-3500).....	No limit
Federal Perkins student loan fund (683-00-7515-7550).....	No limit
Medical loan repayment fund (683-00-7214-7520).....	No limit
<i>Provided, That expenditures from the medical loan repayment fund for attorney fees and litigation costs associated with the administration of the medical scholarship and loan program shall be in addition to any expenditure limitation imposed on the operating expenditures account of the medical loan repayment fund.</i>	
Medical student loan programs provider assessment fund (683-00-2625-2650).....	No limit
Graduate medical education administration reserve fund (683-00-5652-5640).....	No limit
University of Kansas medical center private practice foundation reserve fund (683-00-5659-5660).....	No limit
Robert Wood Johnson award fund (683-00-7328-7530).....	No limit
Federal scholarship for disadvantaged students fund (683-00-3094-3100).....	No limit
Temporary deposit fund (683-00-9058-9510).....	No limit
Mandatory retirement annuity clearing fund (683-00-9143-9520).....	No limit
Voluntary tax shelter annuity clearing fund (683-00-9168-9530).....	No limit
Agency payroll deduction clearing fund (683-00-9194-9600).....	No limit
Pre-tax parking clearing fund (683-00-9225-9200).....	No limit
University payroll fund (683-00-9807).....	No limit
University federal fund (683-00-3148).....	No limit
Leveraging educational assistance partnership federal fund (683-00-3223-3200).....	No limit

Johnson county education research triangle fund (683-00-2394-2390).....	No limit
Psychiatry medical loan repayment fund (683-00-7233-7233).....	No limit
Rural health bridging psychiatry fund (683-00-2218-2218).....	No limit
Cancer center research (683-00-2551-2700).....	No limit
Graduate medical education reimbursement fund (683-00-2918-3050).....	No limit
Coronavirus relief federal fund (683-00-3753).....	No limit
Governor's emergency education relief fund (683-00-3638).....	No limit
Cancer research and public information trust fund (683-00-2925-2925).....	No limit
American rescue plan – state fiscal relief – federal fund (683-00-3756).....	No limit

(c) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer amounts specified by the chancellor of the university of Kansas of not to exceed a total of \$125,000 for all such amounts, from the general fees fund (683-00-2108-2500) to the following funds: Federal nursing student loan fund (683-00-7517-7570); federal student education opportunity grant fund (683-00-3255-3510); federal college work study fund (683-00-3256-3520); educational nurse faculty loan program fund (683-00-7505-7540); federal health professions/primary care student loan fund (683-00-7516-7560).

(d) During the fiscal year ending June 30, 2024, and within the limits of appropriations therefor, the university of Kansas medical center may enter into contracts to purchase additional malpractice insurance for medical students enrolled at the university of Kansas medical center while in clinical training at the university of Kansas medical center or at other health care institutions.

Sec. 113.

WICHITA STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (including official hospitality) (715-00-1000-0003).....	\$75,748,384
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Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Aviation research (715-00-1000-0015).....	\$10,000,000
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Provided, That any unencumbered balance in the aviation research account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*; That all moneys in the aviation research account expended for fiscal year 2024 shall be matched by Wichita state university on a \$1-for-\$1 basis from other moneys of Wichita state university: *And provided further*; That Wichita state university shall submit a plan to the house committee on appropriations, the senate committee on ways and means and the governor as to how aviation research-related activities create additional jobs in the state and other economic value, particularly for and with the private sector, for fiscal year 2024.

Technology transfer facility (715-00-1000-0005).....\$2,000,000

Provided, That any unencumbered balance in the technology transfer account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Aviation infrastructure (715-00-1000-0010).....\$5,200,000

Provided, That any unencumbered balance in the aviation infrastructure account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*; That during the fiscal year ending June 30, 2024, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made from the aviation infrastructure account for fiscal year 2024 by Wichita state university by this or other appropriation act of the 2023 regular session of the legislature, the moneys appropriated in the aviation infrastructure account for fiscal year 2024 may only be expended for training and equipment expenditures of the national center for aviation training.

Student aid for financial need.....\$4,246,340

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

General fees fund (715-00-2112).....No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys: *Provided further*; That expenditures may be made from the general fees fund for official hospitality.

Restricted fees fund (715-00-2558).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Summer school workshops; technology equipment; concert course; dramatics; continuing education; flight training; gifts and grants (for teaching, research, and capital improvements); capital improvements; testing service; state department of education (vocational); investment income from bequests; sale of surplus books and art objects; public service; veterans counseling and educational benefits; sponsored research; campus privilege fee; student activities; national defense education programs; engineering equipment fee; midwestern student exchange; departmental receipts – for all sales, refunds and other collections or receipts not specifically enumerated above: *Provided, however*; That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative

delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*; That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*; That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*; That expenditures from this fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff at the student health center: *And provided further*; That expenditures may be made from this fund for official hospitality.

Service clearing fund (715-00-6008).....No limit

Provided, That the service clearing fund shall be used for the following service activities: Central service duplicating and reproducing bureau; automobiles; furniture stores; postal clearing; telecommunications; computer services; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Faculty of distinction

matching fund (715-00-2477-2400).....No limit

Kansas career work study

program fund (715-00-2536-2020).....No limit

Scholarship funds fund (715-00-7211-7000).....No limit

Sponsored research

overhead fund (715-00-2908-2080).....No limit

Economic opportunity act –

federal fund (715-00-3265-3100).....No limit

Educational opportunity grant –

federal fund (715-00-3266-3110).....No limit

Nine month payroll clearing

account fund (715-00-7717-7030).....No limit

Pell grants federal fund (715-00-3366-3120).....No limit

Housing system

suspense fund (715-00-5705-5160).....No limit

WSU housing system depreciation and

replacement fund (715-00-5800-5260).....No limit

National direct student

loan fund (715-00-7519-7010).....No limit

WSU housing systems

revenue fund (715-00-5100-5250).....No limit

WSU housing system

surplus fund (715-00-5620-5270).....	No limit
University federal fund (715-00-3149-3140).....	No limit
<i>Provided, That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance.</i>	
Center of innovation for biomaterials in orthopaedic research – Wichita state university fund (715-00-2750-2700).....	No limit
Kan-grow engineering fund – WSU (715-00-2155-2155).....	No limit
Aviation research fund (715-00-2052-2052).....	No limit
Temporary deposit fund (715-00-9059-9500).....	No limit
Suspense fund (715-00-9077).....	No limit
Mandatory retirement annuity clearing fund (715-00-9144-9520).....	No limit
Voluntary tax shelter annuity clearing fund (715-00-9169-9530).....	No limit
Agency payroll deduction clearing fund (715-00-9198-9400).....	No limit
Pre-tax parking clearing fund (715-00-9226-9200).....	No limit
Parking system project KDEFA bond revenue fund (715-00-5148-5000).....	No limit
Parking system project maintenance KDEFA revenue bond fund (715-00-5159-5040).....	No limit
Coronavirus relief federal fund (715-00-3753).....	No limit
Governor's emergency education relief fund (715-00-3638).....	No limit
American rescue plan – state fiscal relief – federal fund (715-00-3756).....	No limit
Wichita state university and university of Kansas health collaboration fund.....	No limit

Sec. 114.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, the following:

Tuition waivers (561-00-1000-1650).....\$150,000

Provided, That any unencumbered balance in the tuition waivers account in excess of \$100 as of June 30, 2022, is hereby reappropriated for fiscal year 2023: *Provided further*, That notwithstanding the provisions of K.S.A. 75-4364(d), and amendments thereto, the state board of regents may reimburse a Kansas educational institution as defined in K.S.A. 75-4364, and amendments thereto, for reimbursement of claims up to the amount of appropriation available for such waivers in fiscal year 2023.

(b) On the effective date of this act, during the fiscal year ending June 30, 2023, in addition to the provisions of section 160(a) of chapter 81 of the 2022 Session Laws of Kansas, the state board of regents, with the approval of the director of the budget, is hereby authorized to transfer moneys from the demolition of buildings account of the state general fund to the following demolition of buildings accounts of the state general fund, which are hereby created: The university of Kansas demolition of buildings; the university of Kansas medical center demolition of buildings; Kansas state university demolition of buildings; Kansas state university polytechnic campus demolition of buildings; Kansas state university veterinary medical center demolition of buildings; Kansas state university extension systems and agriculture research programs demolition of buildings; Wichita state university demolition of buildings; Emporia state university demolition of buildings; Pittsburg state demolition of buildings; and Fort Hays state university demolition of buildings: *Provided*, That all moneys transferred to such accounts are appropriated for the fiscal year ending June 30, 2023, and shall be expended by such institutions for demolition projects approved by the state board of regents: *And provided further*, That the state board of regents shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such transfer to the director of the budget and to the director of legislative research.

(c) On the effective date of this act, the provisions of section 110(a) of chapter 81 of the 2022 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

Sec. 115.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (including official hospitality) (561-00-1000-0103).....\$5,009,794

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That, during fiscal year 2024, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made from the operating expenditures (including official hospitality) account for fiscal year 2024 by the state board of regents as authorized by this or other appropriation act of the 2023 regular session of the legislature, the state board of regents is hereby authorized to make expenditures from the operating expenditures (including official hospitality) account for fiscal year 2024 for attendance

at an in-state meeting by members of the state board of regents for participation in matters of educational interest to the state of Kansas, upon approval of such attendance and participation by the state board of regents: *And provided further*, That each member of the state board of regents attending an in-state meeting so authorized shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3212, and amendments thereto, for members of the legislature: *And provided further*, That, during fiscal year 2024, notwithstanding the provisions of any other statute and in addition to the other purposes for which expenditures may be made from the operating expenditures (including official hospitality) account for fiscal year 2024 by the state board of regents as authorized by this or other appropriation act of the 2023 regular session of the legislature, the state board of regents is hereby authorized to make expenditures from the operating expenditures (including official hospitality) account for fiscal year 2024 for attendance at an out-of-state meeting by members of the state board of regents whenever under any provision of law such members of the state board of regents are authorized to attend the out-of-state meeting or whenever the state board of regents authorizes such members to attend the out-of-state meeting for participation in matters of educational interest to the state of Kansas: *And provided further*, That each member of the state board of regents attending an out-of-state meeting so authorized shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3212, and amendments thereto, for members of the legislature: *And provided further*, That, during fiscal year 2024, notwithstanding the provisions of any other statute and in addition to the other purposes for which expenditures may be made from the operating expenditures (including official hospitality) account for fiscal year 2024 by the state board of regents as authorized by this or other appropriation act of the 2023 regular session of the legislature, the state board of regents is hereby authorized to make expenditures from the operating expenditures (including official hospitality) account for fiscal year 2024 for attendance at an out-of-state meeting by members of the state board of regents whenever under any provision of law such members of the state board of regents are authorized to attend the out-of-state meeting or whenever the state board of regents authorizes such members to attend the out-of-state meeting for participation in matters of educational interest to the state of Kansas: *And provided further*, That each member of the state board of regents attending an out-of-state meeting so authorized shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3212, and amendments thereto, for members of the legislature.

Midwest higher education	
commission (561-00-1000-0250).....	\$115,000
State scholarship program (561-00-1000-4300).....	\$3,035,919

Provided, That any unencumbered balance in the state scholarship program account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That expenditures may be made from the state scholarship program account for the state scholarship program under K.S.A. 74-32,239, and amendments thereto, and for the Kansas distinguished scholarship program under K.S.A. 74-3278 through 74-3283, and amendments thereto: *And provided further*, That, of the total amount appropriated in the state scholarship program account, the amount dedicated for the Kansas distinguished scholarship program shall not exceed \$25,000.

Comprehensive grant program (561-00-1000-4500).....\$35,258,338

Provided, That any unencumbered balance in the comprehensive grant program account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That all of such expenditures from such account shall require a match of local nonstate or private moneys on a \$1-for-\$1 basis: *Provided, however*, That all expenditures from such account shall be made to provide that all moneys shall be distributed in the same proportionate amount as such moneys were distributed in fiscal year 2022.

Ethnic minority scholarship program (561-00-1000-2410).....\$296,498

Provided, That any unencumbered balance in the ethnic minority scholarship program account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Kansas work-study program (561-00-1000-2000).....\$546,813

Provided, That any unencumbered balance in the Kansas work-study program account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That the state board of regents is hereby authorized to transfer moneys from the Kansas work-study program account to the Kansas career work-study program fund of any institution under its jurisdiction participating in the Kansas work-study program established by K.S.A. 74-3274 et seq., and amendments thereto: *And provided further*, That all moneys transferred from this account to the Kansas career work-study program fund of any such institution shall be expended for and in accordance with the Kansas work-study program.

ROTC service scholarships (561-00-1000-4600).....\$175,335

Provided, That any unencumbered balance in the ROTC service scholarships account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Military service scholarships (561-00-1000-1310).....\$500,314

Provided, That any unencumbered balance in the military service scholarships account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That all expenditures from the military service scholarships account shall be made for scholarships awarded under the military service scholarship program act, K.S.A. 74-32,227 through 74-32,232, and amendments thereto.

Teachers scholarship program (561-00-1000-0800).....\$3,094,046

Provided, That any unencumbered balance in the teachers scholarship program account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

National guard educational assistance (561-00-1000-1300).....\$5,400,000

Provided, That any unencumbered balance in the national guard educational assistance account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That moneys in the national guard educational

assistance account represent and include the profits derived from the veterans benefit game pursuant to K.S.A. 74-8724, and amendments thereto.

Career technical

workforce grant (561-00-1000-2200).....\$114,075

Provided, That any unencumbered balance in the career technical workforce grant account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Nursing student scholarship

program (561-00-1000-4100).....\$417,255

Provided, That any unencumbered balance in the nursing student scholarship program account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Optometry education program (561-00-1000-1100).....\$107,089

Provided, That any unencumbered balance in the optometry education program account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Municipal university

operating grant (561-00-1000-1010).....\$14,000,000

Adult basic education (561-00-1000-0900).....\$1,457,031

Postsecondary tiered technical education

state aid (561-00-1000-0760).....\$66,064,478

Provided, That, notwithstanding the provisions of K.S.A. 71-1801 through 71-1810, and amendments thereto, or any other statute, expenditures shall be made by the above agency from such account to the following institutions in the following amounts: Allen community college, \$915,928; Barton community college, \$3,140,667; Butler community college, \$4,492,663; Cloud county community college, \$1,217,936; Coffeyville community college, \$1,044,337; Colby community college, \$1,364,880; Cowley community college, \$2,043,860; Dodge City community college, \$955,822; Flint Hills technical college, \$1,821,433; Fort Scott community college, \$1,423,883; Garden City community college, \$1,134,582; Highland community college, \$1,549,554; Hutchinson community college, \$5,640,548; Independence community college, \$399,192; Johnson County community college, \$7,940,462; Kansas City, Kansas community college, \$4,408,372; Labette community college, \$1,056,481; Manhattan Area technical college, \$2,028,420; Neosho county community college, \$1,468,764; north central Kansas technical college, \$2,891,287; northwest Kansas technical college, \$2,014,074; Pratt community college, \$1,141,410; Salina area technical college, \$1,675,677; Seward county community college, \$1,108,653; institute of technology at Washburn university, \$3,718,573; and Wichita state university campus of applied sciences and technology, \$9,467,020.

Non-tiered course credit

hour grant (561-00-1000-0550).....\$95,407,915

Provided, That expenditures shall be made by the above agency from such account to

the following institutions in the following amounts: Allen community college, \$4,006,236; Barton community college, \$8,049,846; Butler community college, \$14,515,023; Cloud county community college, \$3,013,747; Coffeyville community college, \$1,628,863; Colby community college, \$1,734,353; Cowley community college, \$4,185,440; Dodge City community college, \$1,609,972; Flint Hills technical college, \$799,475; Fort Scott community college, \$1,967,561; Garden City community college, \$2,030,083; Highland community college, \$3,958,591; Hutchinson community college, \$6,615,906; Independence community college, \$1,147,118; Johnson County community college, \$17,741,594; Kansas City, Kansas community college, \$5,721,958; Labette community college, \$2,113,258; Manhattan Area technical college, \$765,308; Neosho county community college, \$2,147,269; north central Kansas technical college, \$902,820; northwest Kansas technical college, \$1,048,581; Pratt community college, \$1,427,408; Salina area technical college, \$802,707; Seward county community college, \$1,647,518; institute of technology at Washburn university, \$429,410; and Wichita state university campus of applied sciences and technology, \$5,397,870.

Technology equipment at community colleges and Washburn university (561-00-1000-0500).....\$398,475

Provided, That the state board of regents is hereby authorized to make expenditures from the technology equipment at community colleges and Washburn university account for grants to community colleges and Washburn university pursuant to grant applications for the purchase of technology equipment, in accordance with guidelines established by the state board of regents.

Career technical education capital outlay aid (561-00-1000-0310).....\$4,871,585

Provided, That all such moneys in the career technical education capital outlay aid account shall be distributed equally among the technical colleges and any community college that offers one or more technical programs as defined in K.S.A. 71-1802, and amendments thereto: *Provided further*, That all expenditures from such account shall require a local match of nonstate moneys or donated equipment on a \$1-for-\$1 basis from either a nonstate or private donation.

Tuition waivers (561-00-1000-1650).....\$500,000

Provided, That any unencumbered balance in the tuition waivers account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That notwithstanding the provisions of K.S.A. 75-4364, and amendments thereto, or any other statute, the state board of regents may reimburse a Kansas educational institution as defined in K.S.A. 75-4364, and amendments thereto, for reimbursement claims of up to the amount of the appropriation available for such waivers in fiscal year 2024.

Nurse educator grant program (561-00-1000-4120).....\$188,126

Provided, That any unencumbered balance in the nurse educator grant program account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That all expenditures from the nurse educator grant program account shall be made for scholarships awarded under the nurse educator service

scholarship program act.

Nursing faculty and supplies

grant program (561-00-1000-4130).....\$1,787,193

Provided, That any unencumbered balance in the nursing faculty and supplies grant program account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That the state board of regents is hereby authorized to make grants to Kansas postsecondary educational institutions with accredited nursing programs from the nursing faculty and supplies grant program account for expansion of nursing faculty and laboratory supplies: *And provided further*, That such grants shall be either need-based or competitive and shall be matched on the basis of \$1 from the nursing faculty and supplies grant program account for \$1 from the postsecondary educational institution receiving the grant.

Tuition for technical education (561-00-1000-0120).....\$39,850,000

Provided, That, any unencumbered balance in the tuition for technical education account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made by the above agency from the tuition for technical education account of the state general fund for fiscal year 2024, expenditures shall be made by the above agency from the tuition for technical education account of the state general fund for fiscal year 2024 for the payment of technical education tuition for adult students who are enrolled in technical education classes while obtaining a high school equivalency (HSE) credential using the accelerating opportunity program and for the postsecondary education institution to provide a transcript to each student who completes such technical education course: *And provided further*, That, such expenditures shall be in an amount not less than \$500,000: *And provided further*, That during the fiscal year ending June 30, 2024, not later than 60 days following the class start date, expenditures shall be made by the above agency from such account for tuition reimbursement: *And provided further*, That upon determining the amount of reimbursement for each eligible college, such amount shall be increased by 5% to assist in covering any rising personnel costs.

Governor's scholars program (561-00-1000-0950).....\$20,000

Provided, That any unencumbered balance in the governor's scholars program account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Kansas promise scholarship (561-00-1000-0960).....\$10,000,000

Provided, That any unencumbered balance in the Kansas promise scholarship account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Computer science preservice

educator grant (561-00-1000-4700).....\$1,000,000

Provided, That any unencumbered balance in the computer science preservice educator grant account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Community colleges' and technical colleges'
 cybersecurity and IT infrastructure.....\$6,500,000

Provided, That all expenditures from the community colleges' and technical colleges' cybersecurity and IT infrastructure account shall be made to provide to each community college, technical college and Washburn institute of technology \$250,000: *Provided further*, That for the fiscal year ending June 30, 2024, the director of the budget shall determine, in consultation with the above agency, the amount of moneys from any federal law that appropriates moneys to the state for aid for coronavirus relief that are eligible to be used for information technology and cybersecurity upgrades and improvements, may be expended at the discretion of the state in compliance with the office of management and budget's uniform administrative requirements, cost principles and audit requirements for federal awards, and are unencumbered: *And provided further*, That, of such identified moneys, the director of the budget shall determine the remaining moneys available in special revenue funds: *And provided further*, That if the above agency, in consultation with the director of the budget, determines that federal moneys to the state for aid for coronavirus relief are available during fiscal year 2024 to be used for such information technology and cybersecurity upgrades and improvements, the director of the budget shall certify the amount of such federal coronavirus relief moneys from each fund to the director of accounts and reports, and upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall immediately transfer an aggregate amount of up to \$6,500,000 as available from such funds to the special revenue fund of the above agency and as designated by the chief executive officer of the state board of regents for the purpose of funding such information technology and cybersecurity upgrades and improvements: *And provided further*, That on the effective date of such transfer, of the \$6,500,000 appropriated for the above agency for the fiscal year ending June 30, 2024, by this section from the state general fund in the community colleges' and technical colleges' cybersecurity and IT infrastructure account, the aggregate amount transferred is hereby lapsed: *And provided further*, That at the same time as the director of the budget transmits certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research.

Washburn ensuring pathways to student success.....\$437,700

Washburn university student aid for financial need.....\$1,784,260

Two year college apprenticeship act\$14,300,000

Provided, That all expenditures from the two year college apprenticeship act account shall be distributed to the community colleges and technical colleges based on the number of full-time students enrolled at each such college during school year 2022-2023.

Community college capital outlay aid.....\$5,000,000

Provided, That all such moneys in the community college capital outlay aid account shall be distributed to any community college that does not offer technical programs as defined in K.S.A. 71-1802, and amendments thereto, based on the number of full-time students enrolled at each such college during school year 2022-2023.

(b) There is appropriated for the above agency from the following special revenue

fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Osteopathic medical service scholarship repayment fund (561-00-7216-6300).....	No limit
KAN-ED services fee fund (561-00-2814-2814).....	No limit
Earned indirect costs fund – federal (561-00-3642-3600).....	No limit
Faculty of distinction program fund (561-00-7200-7050).....	No limit
Paul Douglas teacher scholarship fund – federal (561-00-3879-3950).....	No limit
GED credentials processing fees fund (561-00-2151-2100).....	No limit
Tuition waiver gifts, grants and reimbursements fund (561-00-7230-7230).....	No limit
Adult basic education – federal fund (561-00-3042-3000).....	No limit
Truck driver training fund (561-00-2172-4900).....	No limit
State scholarship discontinued attendance fund (561-00-7213-6100).....	No limit
Kansas ethnic minority fellowship program fund (561-00-7238-7600).....	No limit
Private postsecondary educational institution degree authorization expense reimbursement fee fund (561-00-2643-3300).....	No limit
Nursing service scholarship program fund (561-00-7220-6800).....	No limit
Clearing fund (561-00-9029-9100).....	No limit
Conversion of materials and equipment fund (561-00-2433-3200).....	No limit
Motorcycle safety fund (561-00-2366-2360).....	No limit
Financial aid services fee fund (561-00-2280-2800).....	No limit

Provided, That expenditures may be made from the financial aid services fee fund for operating expenditures directly or indirectly related to the operating costs associated with student financial assistance programs administered by the state board of regents; *Provided further*, That the chief executive officer of the state board of regents is hereby authorized to fix, charge and collect fees for the processing of applications and other

activities related to student financial assistance programs administered by the state board of regents: *And provided further*; That such fees shall be fixed in order to recover all or a part of the direct and indirect operating expenses incurred for administering such programs: *And provided further*; That all moneys received for such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the financial aid services fee fund.

Inservice education workshop fee fund (561-00-2266).....	No limit
Optometry education repayment fund (561-00-7203-7100).....	No limit
Teacher scholarship repayment fund (561-00-7205-7200).....	No limit
Nursing service scholarship repayment fund (561-00-7210-7400).....	No limit
Nurse educator service scholarship repayment fund (561-00-7231-7300).....	No limit
ROTC service scholarship repayment fund (561-00-7232-7232).....	No limit
Carl D. Perkins vocational and technical education – federal fund (561-00-3539-3539).....	No limit
Kansas national guard educational assistance program repayment fund (561-00-7228-7000).....	No limit
Grants fund (561-00-2525-2500).....	No limit
Regents clearing fund (561-00-9052-9200).....	No limit
Private and out-of-state postsecondary educational institution fee fund (561-00-2614-2610).....	No limit
USAC E-rate program federal fund (561-00-3920-3920).....	No limit
Postsecondary education performance-based incentives fund (561-00-2777-2777).....	No limit
Private donations, gifts, grants bequest fund (561-00-7262-7700).....	No limit
Coronavirus relief federal fund (561-00-3753).....	No limit
Governor's emergency education relief fund (561-00-3638).....	No limit
Kansas high school equivalency credential processing fee fund (561-00-2832-2832).....	No limit

American rescue plan – state fiscal relief –
 federal fund (561-00-3756).....No limit
 Transportation research fund.....No limit

Provided, That expenditures shall be made by the above agency from the transportation research fund to make distributions to Kansas state university, the university of Kansas and Wichita state university for transportation research projects at such institutions.

(c) During the fiscal year ending June 30, 2024, the chief executive officer of the state board of regents, with the approval of the director of the budget, may transfer any part of any item of appropriation in an account of the state general fund for the fiscal year ending June 30, 2024, to another item of appropriation in an account of the state general fund for fiscal year 2024. The chief executive officer of the state board of regents shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research. As used in this subsection, "account" means any account of the state general fund of the state board of regents, the university of Kansas, the university of Kansas medical center, Kansas state university Kansas state university polytechnic campus, Kansas state university veterinary medical center, Kansas state university extension systems and agriculture research programs, Wichita state university, Emporia state university, Pittsburg state university and Fort Hays state university.

(d) (1) In addition to the other purposes for which expenditures may be made by any state educational institution from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2024 for such state educational institution as authorized by this or other appropriation act of the 2023 regular session of the legislature, expenditures may be made by such state educational institution from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2024 for the purposes of capital improvement projects making energy and other conservation improvements: *Provided*, That such capital improvement projects are hereby approved for such state educational institution for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of issuance of one or more series of bonds by the Kansas development finance authority in accordance with that statute from time to time during fiscal year 2024: *Provided, however*; That no such bonds shall be issued until the state board of regents has first advised and consulted on any such project with the joint committee on state building construction: *Provided further*; That the amount of the bond proceeds that may be utilized for any such capital improvement project shall be subject to approval by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such approval also may be given while the legislature is in session: *And provided further*; That, in addition to such project costs, any such amount of bond proceeds may include costs of issuance, capitalized interest and any required reserves for the payment of principal and interest on such bonds: *And provided further*; That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further*; That payments relating to principal and interest on such bonds shall be subject

to and dependent upon annual appropriations therefor to the state educational institution for which the bonds are issued: *And provided further*, That each energy conservation capital improvement project for which bonds are issued for financing under this subsection shall be designed and completed in order to have cost savings sufficient to be equal to or greater than the cost of debt service on such bonds: *And provided further*, That the state board of regents shall prepare and submit a report to the committee on appropriations of the house of representatives and the committee on ways and means of the senate on the savings attributable to energy conservation capital improvements for which bonds are issued for financing under this subsection at the beginning of the 2024 regular session of the legislature.

(2) As used in this subsection, "state educational institution" includes each state educational institution as defined in K.S.A. 76-711, and amendments thereto.

(e) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2024, the following:

SEDIF – career technical education capital
outlay aid (561-00-1900-1950).....\$2,547,726

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in the SEDIF – career technical education capital outlay aid account is hereby reappropriated for fiscal year 2024: *Provided further*, That expenditures from the SEDIF – career technical education capital outlay aid account for each grant of career technical education capital outlay aid shall be matched by the postsecondary institution awarded such grant in an amount which is equal to 50% of the grant.

SEDIF – technology innovation and
internship program (561-00-1900-1960).....\$179,284

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2023, in the SEDIF – technology innovation and internship program account is hereby reappropriated for fiscal year 2024.

SEDIF – EPSCOR (561-00-1900-1970).....\$993,265

Community and technical college
competitive grants (561-00-1900-1980).....\$500,000

Provided, That all moneys in the community and technical college competitive grants account shall be for grants awarded to community and technical colleges under a competitive grant program administered by the secretary of commerce: *Provided further*, That all expenditures from such account shall be for competitive grants to community and technical colleges that require a local match of nonstate moneys on a \$1-for-\$1 basis, from either the college or private industry partner, and that will develop innovative programs with private companies needing specific job skills or will meet other industry needs that cannot be addressed with current funding streams.

(f) During the fiscal year ending June 30, 2024, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for the above agency for fiscal year 2024 as authorized by this or other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from

such moneys for fiscal year 2024 to implement the legislative intent for fiscal year 2025, to fully implement the funding formula for the community colleges and technical colleges concerning the postsecondary tiered technical education state aid and non-tiered course credit hour grants.

(g) (1) In addition to the other purposes for which expenditures may be made by any postsecondary educational institution from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2024 for such postsecondary educational institution as authorized by this or other appropriation act of the 2023 regular session of the legislature, expenditures may be made by such postsecondary educational institution from such moneys for fiscal year 2024 for the purpose of deeming any person who is enrolled as a member of the Kickapoo Tribe of Indians of the Kickapoo Reservation in Kansas, the Prairie Band Potawatomi Nation, the Iowa Tribe of Kansas, the Sac and Fox Nation of Missouri in Kansas and Nebraska or of indigenous nations with historical connections to Kansas territories named in this subsection, regardless of the residence of such person prior to admission at a postsecondary educational institution, as a resident of this state for the purpose of tuition and fees for attendance at any postsecondary educational institution.

(2) As used in this subsection:

(A) "Postsecondary educational institution" means the same as defined in K.S.A. 74-3201b, and amendments thereto; and

(B) "indigenous nations with historical connections to Kansas territories" means the following federally recognized tribes: Apache Tribe of Oklahoma, the Cheyenne and Arapaho Tribes of Oklahoma, the Cherokee Nation, the Cheyenne and Arapaho Tribes of Oklahoma, the Chippewa, the Comanche Nation of Oklahoma, the Delaware Tribe of Indians, the Kaw Nation of Oklahoma, the Kiowa Indian Tribe of Oklahoma, the Miami Tribe of Oklahoma, the Oneida Nation, the Oneida Indian Nation, the Osage Nation, the Otoe-Missouria Tribe of Indians of Oklahoma, the Ottawa Tribe of Oklahoma, the Little River Band of Ottawa Indians, the Grand Traverse Bay Band of Ottawa and Chippewa Indians, the Pokagon Band of Potawatomi Indians, the Little Traverse Bay Band of Odawa Indians, the Bay Mills Indian Community, the Sault Ste. Marie Tribe of Chippewa Indians, the Michigan Bands of the Ottawa/Odawa, the Pawnee Nation of Oklahoma, the Peoria Tribe of Indians of Oklahoma, the Quapaw Tribe of Indians, the Shawnee Tribe, the Wichita and Affiliated Tribes (Wichita, Keechi, Waco and Tawakonie) of Oklahoma, and the Wyandotte Nation.

(h) (1) During the fiscal years ending June 30, 2024, and June 30, 2025, notwithstanding the provisions of any statute to the contrary, no expenditures shall be made by any postsecondary educational institution from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal years 2024 and 2025 as authorized by this or any other appropriation act of the 2023 or 2024 regular session of the legislature, to: (A) Compel, require, induce or solicit, encourage or coerce any applicant, employee, student or contractor to: (i) Endorse or oppose any ideology, including the ideology of diversity, equity or inclusion; or (ii) provide a statement articulating their experience, commitment to, or expertise in diversity, equity or inclusion, unless expressly permitted to do so pursuant to paragraph (2); or (B) provide preferential consideration to any applicant, employee, student or contractor on the basis

of such person's provision of an unsolicited statement of a commitment to an ideology, including the ideology of diversity, equity or inclusion, unless expressly permitted to do so pursuant to paragraph (2): *Provided, however*; That nothing in this subsection shall be construed to authorize any such institution to limit or restrict the academic freedom of any faculty member or to prevent such faculty member from teaching, researching or writing: *Provided*, That on or before June 30, 2024, and June 30, 2025, each postsecondary educational institution's office of general counsel shall transmit a written report on such institution's compliance with this subsection to the director of legislative research and the attorney general: *Provided, however*; That the provisions of this subsection shall not apply to equal opportunity or equal employment opportunity materials designed to inform individuals about the prohibition on discrimination based on protected status under state and federal law: *Provided further*; That expenditures may be made by such institution's to require a student, employee or contractor to comply with federal or state law, including anti-discrimination laws, and take action against a student, employee or contractor for violations of federal or state law.

(2) Nothing in this subsection shall be construed to prohibit such institution from considering, in good faith, an applicant's, employee's, student's or contractor's scholarship, teaching or subject matter expertise in their respective field.

(3) As used in this subsection, "postsecondary educational institution" means the same as defined in K.S.A. 74-3201b, and amendments thereto.

(i) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$9,000,000 from the transportation technology development fund (276-00-2835-2835) of the department of transportation to the transportation research fund of the state board of regents.

(j) For the fiscal year ending June 30, 2024, the director of the budget shall determine, in consultation with the above agency, the amount of moneys from any federal law that appropriates moneys to the state for aid for coronavirus relief that are eligible to be used for information technology and cybersecurity upgrades and improvements at state universities, may be expended at the discretion of the state in compliance with the office of management and budget's uniform administrative requirements, cost principles and audit requirements for federal awards, and are unencumbered: *Provided further*; That, of such identified moneys, the director of the budget shall determine the remaining moneys available in special revenue funds: *And provided further*; That if the above agency, in consultation with the director of the budget, determines that federal moneys to the state for aid for coronavirus relief are available during fiscal year 2024 to be used for such information technology and cybersecurity projects, the director of the budget shall certify the amount of such federal coronavirus relief moneys from each fund to the director of accounts and reports, and upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall immediately transfer an aggregate amount of up to \$5,000,000 as available from such funds to the special revenue fund of the above agency designated by the chief executive officer of the above agency for the purpose of funding such projects: *And provided further*; That at the same time as the director of the budget transmits certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research:

And provided further; That such funds shall be expended for such projects: *Provided, however;* That if moneys are not available to be transferred from any such special revenue funds to fund such projects, such projects shall not be funded pursuant to this subsection.

(k) For the fiscal year ending June 30, 2024, the director of the budget shall determine, in consultation with the above agency, the amount of moneys from any federal law that appropriates moneys to the state for aid for coronavirus relief that are eligible to be used for information technology and cybersecurity upgrades and improvements at Washburn university, may be expended at the discretion of the state in compliance with the office of management and budget's uniform administrative requirements, cost principles and audit requirements for federal awards, and are unencumbered: *Provided further;* That, of such identified moneys, the director of the budget shall determine the remaining moneys available in special revenue funds: *And provided further;* That if the above agency, in consultation with the director of the budget, determines that federal moneys to the state for aid for coronavirus relief are available during fiscal year 2024 to be used for such information technology and cybersecurity projects, the director of the budget shall certify the amount of such federal coronavirus relief moneys from each fund to the director of accounts and reports, and upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall immediately transfer an aggregate amount of up to \$450,000 as available from such funds to the special revenue fund of the above agency designated by the chief executive officer of the above agency for the purpose of funding such projects: *And provided further;* That at the same time as the director of the budget transmits certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research: *And provided further;* That such funds shall be expended for such projects: *Provided, however;* That if moneys are not available to be transferred from any such special revenue funds to fund such projects, such projects shall not be funded pursuant to this subsection.

Sec. 116.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Comprehensive grant program (561-00-1000-4500).....\$35,258,338

Provided, That any unencumbered balance in the comprehensive grant program account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025: *Provided further;* That all of such expenditures from such account shall require a match of local nonstate or private moneys on a \$1-for-\$1 basis: *Provided, however;* That all expenditures from such account shall be made to provide that all moneys shall be distributed in the same proportionate amount as such moneys were distributed in fiscal year 2022.

Ethnic minority scholarship program (561-00-1000-2410).....\$296,498

Provided, That any unencumbered balance in the ethnic minority scholarship

program account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025.

Kansas work-study program (561-00-1000-2000).....\$546,813

Provided, That any unencumbered balance in the Kansas work-study program account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025: *Provided further*; That the state board of regents is hereby authorized to transfer moneys from the Kansas work-study program account to the Kansas career work-study program fund of any institution under its jurisdiction participating in the Kansas work-study program established by K.S.A. 74-3274 et seq., and amendments thereto: *And provided further*; That all moneys transferred from this account to the Kansas career work-study program fund of any such institution shall be expended for and in accordance with the Kansas work-study program.

ROTC service scholarships (561-00-1000-4600).....\$175,335

Provided, That any unencumbered balance in the ROTC service scholarships account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025.

Military service scholarships (561-00-1000-1310).....\$500,314

Provided, That any unencumbered balance in the military service scholarships account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025: *Provided further*; That all expenditures from the military service scholarships account shall be made for scholarships awarded under the military service scholarship program act, K.S.A. 74-32,227 through 74-32,232, and amendments thereto.

Teachers scholarship program (561-00-1000-0800).....\$3,094,046

Provided, That any unencumbered balance in the teachers scholarship program account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025.

National guard educational assistance (561-00-1000-1300).....\$5,400,000

Provided, That any unencumbered balance in the national guard educational assistance account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025: *Provided further*; That moneys in the national guard educational assistance account represent and include the profits derived from the veterans benefit game pursuant to K.S.A. 74-8724, and amendments thereto.

Career technical workforce grant (561-00-1000-2200).....\$114,075

Provided, That any unencumbered balance in the career technical workforce grant account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025.

Nursing student scholarship program (561-00-1000-4100).....\$417,255

Provided, That any unencumbered balance in the nursing student scholarship program account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025.

Optometry education program (561-00-1000-1100).....\$107,089

Provided, That any unencumbered balance in the optometry education program account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025.

Tuition waivers (561-00-1000-1650).....\$500,000

Provided, That any unencumbered balance in the tuition waivers account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025: *Provided further*; That notwithstanding the provisions of K.S.A. 75-4364, and amendments thereto, or any other statute, the state board of regents may reimburse a Kansas educational institution as defined in K.S.A. 75-4364, and amendments thereto, for reimbursement claims of up to the amount of the appropriation available for such waivers in fiscal year 2025.

Nurse educator grant program (561-00-1000-4120).....\$188,126

Provided, That any unencumbered balance in the nurse educator grant program account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025: *Provided further*; That all expenditures from the nurse educator grant program account shall be made for scholarships awarded under the nurse educator service scholarship program act.

Governor's scholars program (561-00-1000-0950).....\$20,000

Provided, That any unencumbered balance in the governor's scholars program account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025.

Kansas promise scholarship (561-00-1000-0960).....\$10,000,000

Provided, That any unencumbered balance in the Kansas promise scholarship program account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025.

Computer science preservice educator grant (561-00-1000-4700).....\$1,000,000

Provided, That any unencumbered balance in the computer science preservice educator grant account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025.

Sec. 117.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, the following:

Lansing correctional facility – facilities operations (400-00-1000-0303).....\$746,226

Winfield correctional facility – facilities operations (712-00-1000-0303).....\$504,498

(b) There is appropriated for the above agency from the state institutions building

fund for the fiscal year ending June 30, 2023, for the capital improvement project or projects specified, the following:

Facility study KJCC (521-00-8100-8037).....\$60,000

(c) Notwithstanding the provisions of section 140 of chapter 81 of the 2022 Session Laws of Kansas, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund to the community corrections account (521-00-1000-0220) for fiscal year 2023 as authorized by section 112 and section 140 of chapter 81 and section 37 of chapter 97 of the 2022 Session Laws of Kansas, this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from such moneys in fiscal year 2023 to authorize any county grant recipient to use such funding for the hiring of additional employees as may be necessary for such county's community corrections program: *Provided*, That if any county grant recipient was withheld funds by the above agency in fiscal year 2023 because such grant recipient was planning to use such funds to hire additional employees, the above agency shall expend such withheld funds to such grant recipient for such purpose.

Sec. 118.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (521-00-1000-0603).....\$46,813,194

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*; That expenditures from the operating expenditures account for official hospitality shall not exceed \$2,000.

Community corrections (521-00-1000-0220).....\$26,098,494

Provided, That any unencumbered balance in the community corrections account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*; That no expenditures may be made by any county from any grant made to such county from the community corrections account for either half of state fiscal year 2024 that supplant any amount of local public or private funding of existing programs as determined in accordance with rules and regulations adopted by the secretary of corrections.

Local jail payments (521-00-1000-0510).....\$1,550,000

Provided, That any unencumbered balance in the local jail payments account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*; That, notwithstanding the provisions of K.S.A. 19-1930, and amendments thereto, payments by the department of corrections under K.S.A. 19-1930(b), and amendments thereto, for the cost of maintenance of prisoners shall not exceed the per capita daily operating cost, not including inmate programs, for the department of corrections.

Treatment and programs –
 offender programs (521-00-1000-0151).....\$12,194,073

Provided, That any unencumbered balance in the treatment and programs – offender programs account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Treatment and programs – medical
 and mental (521-00-1000-0152).....\$81,858,526

Provided, That any unencumbered balance in the treatment and programs – medical and mental account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024

Department of corrections
 hepatitis C treatment (521-00-1000-0153).....\$6,000,000

Provided, That any unencumbered balance in the department of corrections hepatitis C treatment account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Treatment and programs –
 KUMC contract (521-00-1000-0154).....\$2,120,373

Provided, That any unencumbered balance in the treatment and programs – KUMC contract account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Operating expenditures –
 juvenile services (521-00-1000-0103).....\$1,638,798

Provided, That any unencumbered balance in the operating expenditures – juvenile services account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Evidence-based programs (521-00-1000-0050).....\$12,524,942

Provided, That any unencumbered balance in the evidence-based programs account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That, notwithstanding the provisions of K.S.A. 75-52,164, and amendments thereto, or any other statute, expenditures may be made from this account to conduct research into, and development of, evidence-based practices to reduce offender behavior and recidivism among juveniles: *Provided, however*, That the expenditures for such research and development shall not exceed \$1,000,000: *And provided further*, That, notwithstanding the provisions of K.S.A. 75-52,164, and amendments thereto, or any other statute, expenditures shall be made by the above agency from the evidence-based programs account for the jobs for America's graduates-Kansas programs: *Provided, however*, That the expenditures for such programs shall not exceed \$3,500,000: *And provided further*, That expenditures shall be made by the above agency from such account to require jobs for American's graduates-Kansas to submit a report to the Kansas juvenile justice oversight committee established by K.S.A. 75-52,161, and amendments thereto, on or after June 15, 2024, but on or before June 30, 2024: *And provided further*, That such report shall include the number of youths served

and performance outcomes.

Prevention and graduated sanctions
community grants (521-00-1000-0221).....\$23,101,389

Provided, That any unencumbered balance in the prevention and graduated sanctions community grants account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*; That moneys awarded as grants from the prevention and graduated sanctions community grants account is not an entitlement to communities, but a grant that must meet conditions prescribed by the above agency for appropriate outcomes.

Purchase of services (521-00-1000-0300).....\$906,795

Provided, That any unencumbered balance in the purchase of services account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Debt service payments – data
systems replacement (521-00-1000-0702).....\$3,346,286

Topeka correctional facility –
facilities operations (660-00-1000-0303).....\$21,430,596

Provided, That any unencumbered balance in the Topeka correctional facility – facilities operations account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*; That expenditures from the Topeka correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Hutchinson correctional facility –
facilities operations (313-00-1000-0303).....\$44,921,997

Provided, That any unencumbered balance in the Hutchinson correctional facility – facilities operations account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*; That expenditures from the Hutchinson correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Lansing correctional facility –
facilities operations (400-00-1000-0303).....\$41,535,294

Provided, That any unencumbered balance in the Lansing correctional facility – facilities operations account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*; That expenditures from the Lansing correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Ellsworth correctional facility –
facilities operations (177-00-1000-0303).....\$20,023,071

Provided, That any unencumbered balance in the Ellsworth correctional facility – facilities operations account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*; That expenditures from the Ellsworth correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Winfield correctional facility –
 facilities operations (712-00-1000-0303).....\$23,113,646

Provided, That any unencumbered balance in the Winfield correctional facility – facilities operations account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*; That expenditures from the Winfield correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Norton correctional facility –
 facilities operations (581-00-1000-0303).....\$21,614,285

Provided, That any unencumbered balance in the Norton correctional facility – facilities operations account in excess of \$100 as of June 30, 2023 is hereby reappropriated for fiscal year 2024: *Provided, however*; That expenditures from the Norton correctional facility – facilities operations account for official hospitality shall not exceed \$500.

El Dorado correctional facility –
 facilities operations (195-00-1000-0303).....\$39,156,165

Provided, That any unencumbered balance in the El Dorado correctional facility – facilities operations account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024 *Provided, however*; That expenditures from the El Dorado correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Larned correctional mental health facility –
 facilities operations (408-00-1000-0303).....\$15,899,213

Provided, That any unencumbered balance in the Larned correctional mental health facility – facilities operations account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*; That expenditures from the Larned correctional mental health facility – facilities operations account for official hospitality shall not exceed \$500.

Kansas juvenile correctional complex –
 facilities operations (352-00-1000-0303).....\$23,817,040

Provided, That any unencumbered balance in the Kansas juvenile correctional complex – facilities operations account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*; That expenditures from the Kansas juvenile correctional complex – facilities operations account for official hospitality shall not exceed \$500: *Provided further*; That expenditures may be made from this account for educational services contracts, which are hereby authorized to be negotiated and entered into by the above agency with unified school districts or other accredited educational services providers.

Facilities operations (521-00-1000-0303).....\$15,376,246

Provided, That any unencumbered balance in the facilities operations account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Juvenile crime

community prevention (521-00-1000-0051).....\$1,500,000

Provided, That, expenditures shall be made by such agency from such account during fiscal year 2024 to provide grants to communities for evidence-based juvenile crime prevention programs: *Provided further*, That, at least \$500,000 of such grants shall require a \$1-for-\$1 local or private match.

Equipment replacements (521-00-1000).....\$756,213

Provided, That any unencumbered balance in the equipment replacements account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Vehicle replacements (521-00-1000).....\$899,293

Provided, That any unencumbered balance in the vehicle replacements account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Pathways to purpose pilot program.....\$1,400,000

Provided, That expenditures shall be made by the above agency from the pathways to purpose pilot program account during fiscal year 2024 to implement a pilot program on or before October 1, 2023, to gauge the effectiveness of prescription digital therapeutics authorized by the federal food and drug administration for the treatment of substance use disorder and opioid use disorder on incarcerated adult offenders in the custody of the secretary of corrections: *Provided further*, That for the purposes of such program, the above agency shall determine the following: (1) Number of sites at which the pilot program will be conducted including regions that are geographically diverse; (2) eligibility requirements for pilot program participants; and (3) specific types of prescription digital therapeutics that will be prescribed and evaluated under the pilot program as authorized by the federal food and drug administration for the treatment of substance use disorder and opioid use disorder: *And provided further*, That as used in this subsection, "prescription digital therapeutics authorized by the federal food and drug administration" or "prescription digital therapeutics" means a product, device, internet application or other technology that is intended to prevent, manage or treat a medical disease, condition or disorder, is approved, cleared or classified by the food and drug administration under 21 U.S.C. 360(k), 21 U.S.C. 360c(f) or 21 U.S.C. 360e for such intended use, utilizes both cognitive behavior therapy and contingency management to treat substance use disorder and opioid use disorder, and requires a prescription under 21 C.F.R. § 801.109.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Supervision fees fund (521-00-2116-2100).....No limit

Justice reinvestment technical assistance
for state governments project –
federal fund (521-00-3758-3758).....No limit

Residential substance abuse treatment –
federal fund (521-00-3006).....No limit

Department of corrections forensic
psychologist fund (521-00-2492-2492).....No limit

Provided, That expenditures may be made from the department of corrections forensic psychologist fund for general health care contract expenses.

Ed Byrne memorial
justice assistance grants –
federal fund (521-00-3057).....No limit

Violence against women –
federal fund (521-00-3214).....No limit

Title VI-B special education –
federal fund (521-00-3234).....No limit

Department of corrections state asset
forfeiture fund (521-00-2460-2400).....No limit

Prisoner reentry intv demo –
federal fund (521-00-3063).....No limit

Federal asset forfeiture –
federal fund (521-00-3063-3713).....No limit

Victims of crime act –
federal fund (521-00-3260).....No limit

Correctional industries fund (522-00-6126-7300).....No limit

Provided, That expenditures may be made from the correctional industries fund for official hospitality.

Ed Byrne state and local law assistance –
federal fund (521-00-3213-3213).....No limit

Bulletproof vest partnership –
federal fund (521-00-3216-3216).....No limit

Workforce investment act –
federal fund (521-00-3237-3237).....No limit

USMS reimbursement –
federal fund (521-00-3562-3562).....No limit

Second chance act –
federal fund (521-00-3895-3895).....No limit

Alcohol and drug abuse
treatment fund (521-00-2339-2110).....No limit

Provided, That expenditures may be made from the alcohol and drug abuse treatment fund for payments associated with providing treatment services to offenders who were driving under the influence of alcohol or drugs regardless of when the services were rendered.

State of Kansas – department

of corrections inmate benefit fund (521-00-7950-5350).....	No limit
Department of corrections – alien incarceration grant fund – federal (521-00-3943-3800).....	No limit
Department of corrections – general fees fund (521-00-2427-2450).....	No limit
<i>Provided, That expenditures may be made from the department of corrections – general fees fund for operating expenditures for training programs for correctional personnel, including official hospitality: Provided further; That the secretary of corrections is hereby authorized to fix, charge and collect fees for such programs: And provided further; That such fees shall be fixed in order to recover all or part of the operating expenses incurred for such training programs, including official hospitality: And provided further; That all fees received for such programs shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the department of corrections – general fees fund.</i>	
Juvenile justice delinquency prevention federal fund (521-00-3351).....	No limit
Juvenile alternatives to detention fund (521-00-2250).....	No limit
<i>Provided, That notwithstanding the provisions of K.S.A. 79-4803, and amendments thereto, or any other statute, expenditures may be made by the above agency from the juvenile alternatives to detention fund for per diem payments to detention centers: Provided, however; That expenditures from the juvenile alternatives to detention fund for per diem payments to detention centers shall not exceed \$100,000: And provided further; That the department of corrections is hereby authorized and directed to make expenditures from the juvenile alternatives to detention fund for fiscal year 2024 for purchase of services: And provided further; That notwithstanding the provisions of K.S.A. 79-4803, and amendments thereto, or any other statute, expenditures may be made by the above agency from the juvenile alternatives to detention fund for graduated sanctions.</i>	
Juvenile justice fee fund central office (521-00-2257).....	No limit
Title IV-E fund (521-00-3337).....	No limit
Juvenile delinquency prevention trust fund (521-00-7322-7000).....	No limit
Title I program for neglected and delinquent children – federal fund (521-00-3009).....	No limit
Topeka correctional facility – community development block grant – federal fund (660-00-3669-3669).....	No limit
Topeka correctional facility – bureau of prisons contract – federal fund (660-00-3582-3200).....	No limit

Topeka correctional facility – general fees fund (660-00-2090-2090).....	No limit
Hutchinson correctional facility – general fees fund (313-00-2051-2000).....	No limit
Lansing correctional facility – general fees fund (400-00-2040-2040).....	No limit
Ellsworth correctional facility – general fees fund (177-00-2227-2000).....	No limit
Winfield correctional facility – general fees fund (712-00-2237-2000).....	No limit
Norton correctional facility – general fees fund (581-00-2238-2000).....	No limit
El Dorado correctional facility – general fees fund (195-00-2252-2000).....	No limit
Larned correctional mental health facility – general fees fund (408-00-2145-2000).....	No limit
Kansas juvenile correctional complex – fee fund (352-00-2321-2300).....	No limit
Kansas juvenile correctional complex – gifts, grants and donations fund (352-00-7016-7000).....	No limit
Kansas juvenile correctional complex – title I neglected and delinquent children – federal fund (352-00-3009).....	No limit
Byrne grant – federal fund – Kansas juvenile correctional complex (352-00-3057-3057).....	No limit
National school breakfast program – federal fund – Kansas juvenile correctional complex (352-00-3529-3529).....	No limit
National school lunch program – federal fund – Kansas juvenile correctional complex (352-00-3530-3530).....	No limit
Community corrections special revenue fund (521-00-2447-2447).....	No limit
Medical assistance program – federal fund (521-00-3414).....	No limit
Byrne grant – federal fund (521-00-3353-3200).....	No limit
ICJR – federal fund.....	No limit

Second chance act reentry initiative – federal fund (521-00-3985-3901).....	No limit
Coronavirus relief fund – federal fund (521-00-3756).....	No limit
Prison rape elimination act (PREA) justice assistance grant – federal fund (521-00-3758).....	No limit
Violence against women – federal fund (521-00-3082).....	No limit
Distance learning and telemedicine – federal fund (521-00-3025).....	No limit
Elementary & secondary schools emergency relief – federal fund (521-00-3638).....	No limit
Economic adjustment assistance – federal fund (521-00-3415).....	No limit
Detection & mitigation of COVID-19 in confinement facilities – federal fund (521-00-3649).....	No limit
JRI technical assistance & training – federal fund.....	No limit

(c) During the fiscal year ending June 30, 2024, the secretary of corrections, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2024, from the state general fund for the department of corrections or any correctional institution or correctional facility under the general supervision and management of the secretary of corrections to another item of appropriation for fiscal year 2024 from the state general fund for the department of corrections or any correctional institution or correctional facility under the general supervision and management of the secretary of corrections. The secretary of corrections shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(d) Notwithstanding the provisions of K.S.A. 75-3731, and amendments thereto, or any other statute, the director of accounts and reports shall accept for payment from the secretary of corrections any duly authorized claim to be paid from the local jail payments account (521-00-1000-0510) of the state general fund during fiscal year 2024 for costs pursuant to K.S.A. 19-1930(b), and amendments thereto, even though such claim is not submitted or processed for payment within the fiscal year in which the service is rendered and whether or not the services were rendered prior to the effective date of this act.

(e) Notwithstanding the provisions of K.S.A. 75-3731, and amendments thereto, or any other statute, the director of accounts and reports shall accept for payment from the director of Kansas correctional industries any duly authorized claim to be paid from the correctional industries fund (522-00-6126-7300) during fiscal year 2024 for operating or manufacturing costs even though such claim is not submitted or processed for

payment within the fiscal year in which the service is rendered and whether or not the services were rendered prior to the effective date of this act. The director of Kansas correctional industries shall provide to the director of the budget on or before September 15, 2023, a detailed accounting of all such payments made from the correctional industries fund during fiscal year 2023.

(f) During the fiscal year ending June 30, 2024, the secretary of corrections, with the approval of the director of the budget, may make transfers from the correctional industries fund (522-00-6126-7300) to the department of corrections – general fees fund (521-00-2427-2450). The secretary of corrections shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(g) During the fiscal year ending June 30, 2024, all expenditures made by the department of corrections from the correctional industries fund (522-00-6126-7300) shall be made on budget for all purposes of state accounting and budgeting for the department of corrections.

(h) Notwithstanding the provisions of K.S.A. 75-52,164, and amendments thereto, or any other statute, during fiscal year 2024, the director of accounts and reports shall transfer the amount certified pursuant to K.S.A. 75-52,164(b), and amendments thereto, from each account of the state general fund of a state agency that has been determined by the secretary of corrections to be actual or projected cost savings to the evidence-based programs account of the state general fund of the department of corrections: *Provided*, That the secretary of corrections shall transmit a copy of each such certification to the director of legislative research.

(i) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$70,911 from the correctional industries fund (522-00-6126-7300) of the department of corrections to the El Dorado correctional facility – general fees fund (195-00-2252-2000) of the department of corrections.

(j) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$57,084 from the correctional industries fund (522-00-6126-7300) of the department of corrections to the Lansing correctional facility – general fees fund (400-00-2040-2040) of the department of corrections.

(k) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$122,969 from the correctional industries fund (522-00-6126-7300) of the department of corrections to the Norton correctional facility – general fees fund (581-00-2238-2000) of the department of corrections.

(l) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$91,313 from the correctional industries fund (522-00-6126-7300) of the department of corrections to the Topeka correctional facility – general fees fund (660-00-2090-2090) of the department of corrections.

Sec. 119.

DEPARTMENT OF CORRECTIONS

(a) Any unencumbered balance in the pathways to purpose pilot program account

of the state general fund for the above agency in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025: *Provided*, That expenditures shall be made by the above agency from the pathways to purpose pilot program account during fiscal year 2025 to continue such pilot program subject to the provisions in section 118(a).

Sec. 120.

DEPARTMENT OF CORRECTIONS

(a) Any unencumbered balance in the pathways to purpose pilot program account of the state general fund for the above agency in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided*, That expenditures shall be made by the above agency from the pathways to purpose pilot program account during fiscal year 2026 to continue such pilot program subject to the provisions in section 118(a) through December 1, 2025: *Provided further*, That the above agency shall submit a report to the Kansas legislature on or before June 30, 2026, on the impact of such pilot program: *And provided further*, That such report shall include, but not be limited to, the following: (1) The number and location of pilot program sites; (2) the number of pilot program participants selected to participate at each site and a description of such participant's substance use disorder and individual opioid use disorder treatment plans prior to and upon entering such pilot program, ensuring that such participants are not individually identified; (3) identification of the specific prescription digital therapeutics prescribed to treat participants and an evaluation of such therapeutics effectiveness, as measured by the successful completion of the participants' individual treatment goals; (4) an explanation of whether and how the prescription digital therapeutics prescribed to participants improved such participant's access to treatment; (5) a review of participant satisfaction with the prescription digital therapeutics prescribed for such participant's treatment; (6) the impact of the pilot program on issues related to health outcomes and the hospitalization, if any, of participants, as compared to the participants' population at large; (7) the successes and challenges of the pilot program; (8) any recommendations for future coverage of prescription digital therapeutics by state-funded healthcare programs, along with a cost-benefit analysis for such coverage; and (9) any other information the above agency deems relevant in examining the effectiveness of use of the prescription digital therapeutics.

Sec. 121.

ADJUTANT GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, the following:

Disaster relief (034-00-1000-0200).....\$1,600,000

Sec. 122.

ADJUTANT GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (034-00-1000-0053).....\$6,066,716

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*; That expenditures from this account for official hospitality shall not exceed \$2,500.

Civil air patrol – operating expenditures (034-00-1000-0103).....\$42,236

Disaster relief (034-00-1000-0200).....\$3,400,000

Provided, That any unencumbered balance in the disaster relief account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Military activation payments (034-00-1000-0300).....\$6,000

Provided, That any unencumbered balance in the military activation payments account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*; That all expenditures from the military activation payments account shall be for military activation payments authorized by and subject to the provisions of K.S.A. 75-3228, and amendments thereto.

Kansas military emergency relief (034-00-1000-0400).....\$9,881

Provided, That expenditures may be made from the Kansas military emergency relief account for grants and interest-free loans, which are hereby authorized to be entered into by the adjutant general with repayment provisions and other terms and conditions including eligibility as may be prescribed by the adjutant general therefor, to members and families of the Kansas army and air national guard and members and families of the reserve forces of the United States of America who are Kansas residents, during the period preceding, during and after mobilization to provide assistance to eligible family members experiencing financial emergencies: *Provided further*; That such assistance may include, but shall not be limited to, medical, funeral, emergency travel, rent, utilities, child care, food expenses and other unanticipated emergencies: *And provided further*; That any moneys received by the adjutant general in repayment of any grants or interest-free loans made from the Kansas military emergency relief account shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the Kansas military emergency relief account.

Office of emergency communication (034-00-1000-0800).....\$297,000

Provided, That any unencumbered balance in the office of emergency communication account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Any unencumbered balance in excess of \$100 as of June 30, 2023, each of the following accounts is hereby reappropriated for fiscal year 2024: Force protection (034-00-1000-0500); and calibrators decommission and replacement (034-00-1000-0110).

(b) There is appropriated for the above agency from the following special revenue

fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Kansas intelligence fusion center fund.....No limit
- General fees fund (034-00-2102)No limit

Provided, That the adjutant general is hereby authorized to fix, charge and collect fees agreed upon in memorandums of understanding with other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *Provided further*, That such fees shall be fixed in order to recover all or part of the expenses incurred under the provisions of the memorandums of understanding with other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *And provided further*, That all fees received pursuant to such memorandums of understanding shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund.

- Office of emergency communications fund (034-00-2496-2496)No limit

Provided, That the adjutant general is hereby authorized to fix, charge and collect fees for recovery of costs associated with the use of the above agency's communication equipment by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *Provided further*, That such fees shall be fixed in order to recover all or part of the expenses incurred in providing for the use of the above agency's communication equipment by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *And provided further*, That all fees received for use of the above agency's communication equipment by other state agencies, local government agencies, for-profit organizations or not-for-profit organizations shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the office of emergency communications fund.

- Conversion of materials and equipment fund – military division (034-00-2400-2030)No limit
- Adjutant general expense fund (034-00-2357).....No limit
- State asset forfeiture fund (034-00-2498-2498).....No limit
- State emergency fund (034-00-2437).....No limit
- State emergency fund weather disasters 5/4/2007 (034-00-2441).....No limit
- State emergency fund weather disasters 12/06, 7/07 (034-00-2445).....No limit
- Disaster grants – public assistance federal fund (034-00-3005).....No limit
- National guard military operations/maintenance federal fund (034-00-3055-3300).....No limit

Econ adjustment/military installation federal fund (034-00-3196-3196).....	No limit
Disaster assistance to individual/household federal fund (034-00-3405-3405).....	No limit
Interoperability communication equipment fund (034-00-3449-3449).....	No limit
Pre-disaster mitigation – federal fund (034-00-3268-3269).....	No limit
Hazard material training and planning – federal fund (034-00-3121-3310).....	No limit
State homeland security program federal fund (034-00-3629-3629).....	No limit
Nuclear safety emergency management fee fund (034-00-2081-2200).....	No limit
<i>Provided, That, notwithstanding the provisions of any other statute, the adjutant general may make transfers of moneys from the nuclear safety emergency management fee fund to other state agencies for fiscal year 2024 pursuant to agreements, which are hereby authorized to be entered into by the adjutant general with other state agencies to provide appropriate emergency management plans to administer the Kansas nuclear safety emergency management act, K.S.A. 48-940 et seq., and amendments thereto.</i>	
Military fees fund – federal (034-00-2152).....	No limit
<i>Provided, That all moneys received by the adjutant general from the federal government for reimbursement for expenditures made under agreements with the federal government shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the military fees fund – federal.</i>	
Armories and units general fees fund (034-00-2171-2010).....	No limit
Emergency systems for advanced registration for volunteer health professionals – federal fund (034-00-3748-3748).....	No limit
Civil air patrol – grants and contributions – federal fund (034-00-7315-7000).....	No limit
Coronavirus relief fund – federal fund (034-00-3753).....	No limit
Emergency management performance grant – federal fund (034-00-3342-3342).....	No limit
NG – federal forfeiture fund (034-00-2184-2100).....	No limit
Inaugural expense fund (034-00-2003-2300).....	No limit
Kansas military emergency	

relief fund (034-00-2658-2650).....No limit

Provided, That expenditures may be made from the Kansas military emergency relief fund for grants and interest-free loans, which are hereby authorized to be entered into by the adjutant general with repayment provisions and other terms and conditions including eligibility as may be prescribed by the adjutant general therefor, to members and families of the Kansas army and air national guard and members and families of the reserve forces of the United States of America who are Kansas residents, during the period preceding, during and after mobilization to provide assistance to eligible family members experiencing financial emergencies: *Provided further*, That such assistance may include, but shall not be limited to, medical, funeral, emergency travel, rent, utilities, child care, food expenses and other unanticipated emergencies: *And provided further*, That any moneys received by the adjutant general in repayment of any grants or interest-free loans made from the Kansas military emergency relief fund shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the Kansas military emergency relief fund.

Emergency management assistance compact

federal fund (034-00-3609-3605)No limit

Public safety interoperable

communications grant program

federal fund (034-00-3340-3340).....No limit

Military construction national guard

federal fund (034-00-3192-3192).....No limit

National guard civilian youth opportunities

federal fund (034-00-3193-3193).....No limit

Hazard mitigation grant

federal fund (034-00-3019).....No limit

Citizen corps federal fund (034-00-3341-3341).....No limit

Law enforcement terrorism prevention program

federal fund (034-00-3613-3600).....No limit

Safe and drug-free schools and

communities national programs

federal fund (034-00-3569-3569).....No limit

Great plains joint regional training center

fee fund (034-00-2688-2688).....No limit

Provided, That expenditures may be made from the great plains joint regional training center fee fund for use of the great plains joint regional training center by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *Provided further*, That the adjutant general is hereby authorized to fix, charge and collect fees for recovery of costs associated with the use of the great plains joint regional training center by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *And provided further*, That such fees shall be fixed in order to recover all or part of the expenses incurred in providing

for the use of the great plains joint regional training center by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *And provided further*; That all fees received for use of the great plains joint regional training center by other state agencies, local government agencies, for-profit organizations or not-for-profit organizations shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the great plains joint regional training center fee fund.

State and local implementation grant program –
 federal fund (034-00-3576-3576).....No limit
 Military honors funeral fund (034-00-2789-2789).....No limit

Provided, That the adjutant general is hereby authorized to accept gifts and donations of money during fiscal year 2024 for military funeral honors or purposes related thereto: *Provided further*; That such gifts and donations of money shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the military honors funeral fund.

Fire management assistance grant –
 federal fund (034-00-3320-3320).....No limit

Kansas national guard counter drug state
 forfeiture fund.....No limit

(c) In addition to the other purposes for which expenditures may be made by the adjutant general from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2023 and from which expenditures may be made for salaries and wages, as authorized by this or other appropriation act of the 2023 regular session of the legislature, expenditures may be made by the adjutant general from such moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2024, notwithstanding the provisions of K.S.A. 48-205, and amendments thereto, or any other statute, in addition to other positions within the adjutant general's department in the unclassified service as prescribed by law for additional positions in the unclassified service under the Kansas civil service act: *Provided*, That, notwithstanding the provisions of K.S.A. 75-2935, and amendments thereto, or any other statute, the adjutant general may appoint a deputy adjutant general, who shall have no military command authority, and who may be a civilian and shall have served at least five years as a commissioned officer with the Kansas national guard, who will perform such duties as the adjutant general shall assign, and who will serve in the unclassified service under the Kansas civil service act: *Provided further*; That the position of such deputy adjutant general in the unclassified service under the Kansas civil service act shall be established by the adjutant general within the position limitation established for the adjutant general on the number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, paid from appropriations for fiscal year 2024 made by this or other appropriation act of the 2023 regular session of the legislature.

(d) During the fiscal year ending June 30, 2024, the adjutant general, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2024, from the state general fund for the adjutant general to

another item of appropriation for fiscal year 2024 from the state general fund for the adjutant general: *Provided*, That the adjutant general shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(e) On July 1, 2023, the director of accounts and reports shall transfer all moneys in the national guard museum assistance fund (034-00-8306-8300) of the adjutant general to the armories and units general fees fund (034-00-2171-2010) of the adjutant general. On July 1, 2023, all liabilities of national guard museum assistance fund are hereby transferred to and imposed on the armories and units general fees fund, and the national guard museum assistance fund is hereby abolished.

Sec. 123.

STATE FIRE MARSHAL

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2023, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures, other than refunds authorized by law, purchases of nationally recognized adopted codes for resale and federally reimbursed overtime, shall not exceed the following:

American rescue plan – state fiscal relief –
federal fund (234-00-3756).....No limit

(b) During the fiscal year ending June 30, 2023, notwithstanding the provisions of any other statute, the state fire marshal is hereby authorized to transfer moneys during fiscal year 2023 from the elevator safety fee fund (234-00-2854-2854) to the fire marshal fee fund (234-00-2330-2000) to be expended during fiscal year 2023 by the state fire marshal to administer the provisions of the elevator safety act, K.S.A. 2022 Supp. 44-1801 through 44-1820, and amendments thereto.

Sec. 124.

STATE FIRE MARSHAL

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures, other than refunds authorized by law, purchases of nationally recognized adopted codes for resale and federally reimbursed overtime, shall not exceed the following:

Fire marshal fee fund (234-00-2330-2000).....\$7,056,575

Provided, That expenditures from the fire marshal fee fund for official hospitality shall not exceed \$1,000.

Boiler inspection fee fund (234-00-2128-2128).....No limit

Provided, That, during the fiscal year ending June 30, 2024, notwithstanding the provisions of any statute, in addition to the other purposes for which expenditures may be made from the boiler inspection fee fund for fiscal year 2024 by the above agency by this or other appropriation act of the 2023 regular session of the legislature,

expenditures shall be made by the above agency from the boiler inspection fee fund for operating expenses of the above agency.

Gifts, grants and donations fund (234-00-7405-7400).....	No limit
Intragovernmental service fund (234-00-6160-6000).....	No limit
Explosives regulatory and training fund (234-00-2361-2361).....	No limit
State fire marshal liquefied petroleum gas fee fund (234-00-2608-2600).....	No limit
Emergency response fund (234-00-2589).....	No limit
<i>Provided</i> , That expenditures may be made by the state fire marshal from the emergency response fund for fiscal year 2024 for the purposes of responding to specific incidences of emergencies related to hazardous materials or search and rescue incidents without prior approval of the state finance council: <i>Provided, however</i> , That expenditures from the emergency response fund during fiscal year 2024 for the purposes of responding to any specific incidence of an emergency related to hazardous materials or search and rescue incidents without prior approval by the state finance council shall not exceed \$25,000, except upon approval by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such approval also may be given while the legislature is in session.	
Fire safety standard and firefighter protection act enforcement fund (234-00-2694-2620).....	No limit
Cigarette fire safety standard and firefighter protection act fund (234-00-2696-2630).....	No limit
Non-fuel flammable or combustible liquid aboveground storage tank system fund (234-00-2626-2610).....	No limit
FFY12 HMEP grant – federal fund (234-00-3121-3121).....	No limit
Contract inspections fund (234-00-6122-6122).....	No limit
Elevator safety fee fund (234-00-2854-2854).....	No limit

(b) During the fiscal year ending June 30, 2024, notwithstanding the provisions of any other statute, the state fire marshal, with the approval of the director of the budget, may transfer funds from the fire marshal fee fund (234-00-2330-2000) to the emergency response fund (234-00-2589) of the state fire marshal. The state fire marshal shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research and the director of the budget: *Provided*, That the aggregate amount of such transfers for the fiscal year

ending June 30, 2024, shall not exceed \$500,000.

(c) During the fiscal year ending June 30, 2024, the director of the budget and the director of legislative research shall consult periodically and review the balance credited to and the estimated receipts to be credited to the fire marshal fee fund (234-00-2330-2000) during fiscal year 2024, and, upon a finding by the director of the budget in consultation with the director of legislative research that the total of the unencumbered balance and estimated receipts to be credited to the fire marshal fee fund during fiscal year 2024 are insufficient to fund the budgeted expenditures and transfers from the fire marshal fee fund for fiscal year 2024 in accordance with the provisions of appropriation acts, the director of the budget shall certify such finding to the director of accounts and reports. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount of moneys from the emergency response fund (234-00-2589) to the fire marshal fee fund that is required, in accordance with the certification by the director of the budget under this subsection, to fund the budgeted expenditures and transfers from the fire marshal fee fund for the remainder of fiscal year 2024 in accordance with the provisions of appropriation acts, as specified by the director of the budget pursuant to such certification.

(d) During the fiscal year ending June 30, 2024, the director of the budget and the director of legislative research shall consult periodically and review the balance credited to and the estimated receipts to be credited to the fire marshal fee fund (234-00-2330-2000) and any other resources available to the fire marshal fee fund during the fiscal year 2024, and, upon a finding by the director of the budget in consultation with the director of legislative research that the total of the unencumbered balance and estimated receipts to be credited to the fire marshal fee fund during fiscal year 2024 are insufficient to meet in full the estimated expenditures for fiscal year 2024 as they become due to meet the financial obligations imposed by law on the fire marshal fee fund as a result of a cash flow shortfall, within the authorized budgeted expenditures in accordance with the provisions of appropriation acts, the director of the budget is authorized and directed to certify such finding to the director of accounts and reports. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount of money specified in such certification from the state general fund to the fire marshal fee fund in order to maintain the cash flow of the fire marshal fee fund for such purposes for fiscal year 2024: *Provided*, That the aggregate amount of such transfers during fiscal year 2024 pursuant to this subsection shall not exceed \$500,000. Within one year from the date of each such transfer to the fire marshal fee fund pursuant to this subsection, the director of accounts and reports shall transfer the amount equal to the amount transferred from the state general fund to the fire marshal fee fund from the fire marshal fee fund to the state general fund in accordance with a certification for such purpose by the director of the budget. At the same time as the director of the budget transmits any certification under this subsection to the director of accounts and reports during fiscal year 2024, the director of the budget shall transmit a copy of such certification to the director of legislative research.

(e) During the fiscal year ending June 30, 2024, notwithstanding the provisions of any other statute, the state fire marshal, may transfer funds from the contract inspections fund (234-00-6122-6122) of the state fire marshal to the fire marshal fee fund (234-00-2330-2000) of the state fire marshal. The state fire marshal shall certify each such

transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research and the director of the budget.

(f) During the fiscal year ending June 30, 2024, notwithstanding the provisions of any other statute, the state fire marshal is hereby authorized to transfer moneys during fiscal year 2024 from the elevator safety fee fund (234-00-2854-2854) to the fire marshal fee fund (234-00- 2330-2000) to be expended during fiscal year 2024 by the state fire marshal to administer the provisions of the elevator safety act, K.S.A. 2022 Supp. 44-1801 through 44-1820, and amendments thereto.

Sec. 125.

KANSAS HIGHWAY PATROL

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

General fees fund (280-00-2179-2200).....No limit

Provided, That all moneys received from the sale of used equipment, recovery of and reimbursements for expenditures and any other source of revenue shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund, except as otherwise provided by law: *Provided further*; That notwithstanding the provisions of article 66 of chapter 75 of the Kansas Statutes Annotated, and amendments thereto, in addition to the other purposes for which expenditures may be made by the above agency from the general fees fund, expenditures shall be made by the above agency from such fund to sell the personal sidearm, with a trigger lock, of a part-time state law enforcement officer, who has 10 years or more of service, to such officer, subject to the following: (1) Such officer is resigning; (2) the sale of such personal sidearm shall be for the amount equal to the total of the fair market value of the sidearm, as fixed by the superintendent, plus the cost of the trigger lock; and (3) no sale of a personal sidearm shall be made to any resigning officer unless the superintendent determines that the employment record and performance evaluations of each such officer are satisfactory: *And provided further*; That all proceeds from the sale of personal sidearms and trigger locks shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund.

For patrol of Kansas
turnpike fund (280-00-2514-2500)No limit

Provided, That expenditures shall be made from the for patrol of Kansas turnpike fund for necessary moving expenses in accordance with K.S.A. 75-3225, and amendments thereto.

Highway patrol motor
vehicle fund (280-00-2317-2800).....No limit

State forfeiture
fund – pending (280-00-2264-2264).....No limit

Kansas highway patrol state forfeiture fund (280-00-2413-2100).....	No limit
<i>Provided, That, notwithstanding the provisions of K.S.A. 60-4117, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2024, expenditures may be made from the Kansas highway patrol state forfeiture fund for salaries and wages, and associated fringe benefits of non-supervisory personnel.</i>	
Drug tax stamp enforcement fund (280-00-2825-2825).....	No limit
Disaster grants – public assistance – federal fund (280-00-3005-3005).....	No limit
Edward Byrne memorial assistance grant – state and local law enforcement – federal fund (280-00-3213-3213).....	No limit
Bulletproof vest partner – federal fund (280-00-3216-3216).....	No limit
Performance registration information system management – federal fund (280-00-3239-3239).....	No limit
Commercial vehicle information system network – federal fund (280-00-3244-3244).....	No limit
Highway planning and construction – federal fund (280-00-3333-3333).....	No limit
KHP federal forfeiture – federal fund (280-00-3545).....	No limit
<i>Provided, That expenditures may be made from the KHP federal forfeiture – fund by the above agency for the capital improvement project or projects for troop F headquarters.</i>	
High intensity drug trafficking areas – federal fund (280-00-3615-3000).....	No limit
Homeland security program – federal fund (280-00-3629).....	No limit
Edward Byrne memorial justice assistance grant – federal fund (280-00-3057).....	No limit
Emergency ops cntr – federal fund (280-00-3808-3808).....	No limit
State and community highway safety – federal fund (280-00-3815-3815).....	No limit
State and local cybersecurity grant program fund.....	No limit
Gifts and donations fund (280-00-7331).....	No limit

Provided, That expenditures from the gifts and donations fund for official hospitality shall not exceed \$1,000.

Motor carrier safety assistance program
state fund (280-00-2208).....No limit

Provided, That expenditures shall be made from the motor carrier safety assistance program state fund for necessary moving expenses in accordance with K.S.A. 75-3225, and amendments thereto.

National motor carrier safety assistance program –
federal fund (280-00-3073).....No limit

Provided, That expenditures shall be made from the national motor carrier safety assistance program – federal fund for necessary moving expenses in accordance with K.S.A. 75-3225, and amendments thereto.

Aircraft fund – on budget (280-00-2368-2360).....No limit

Highway safety fund (280-00-2217-2250).....No limit

Capitol area security fund (280-00-6143-6100).....No limit

Vehicle identification number
fee fund (280-00-2213).....No limit

Motor vehicle fuel and storeroom
sales fund (280-00-6155-6200).....No limit

Provided, That expenditures may be made from the motor vehicle fuel and storeroom sales fund to acquire and sell commodities and to provide services to local governments and other state agencies: *Provided further*; That the superintendent of the Kansas highway patrol is hereby authorized to fix, charge and collect fees for such commodities and services: *And provided further*; That such fees shall be fixed in order to recover all or part of the expenses incurred in acquiring or providing and selling such commodities and services: *And provided further*; That all fees received for such commodities and services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the motor vehicle fuel and storeroom sales fund.

Kansas highway patrol
operations fund (280-00-2034-1100).....\$63,406,017

Provided, That expenditures from the Kansas highway patrol operations fund for official hospitality shall not exceed \$3,000: *Provided further*; That expenditures may be made from the Kansas highway patrol operations fund for the purchase of civilian clothing for members of the Kansas highway patrol assigned to duties pursuant to K.S.A. 74-2105, and amendments thereto: *And provided further*; That the superintendent shall make expenditures from the Kansas highway patrol operations fund for necessary moving expenses in accordance with K.S.A. 75-3225, and amendments thereto.

Highway patrol training
center fund (280-00-2306).....No limit

Provided, That expenditures may be made from the highway patrol training center

fund for use of the highway patrol training center by other state agencies, local government agencies and not-for-profit organizations: *Provided further*, That the superintendent of the Kansas highway patrol is hereby authorized to fix, charge and collect fees for recovery of costs associated with use of the highway patrol training center by other state agencies, local government agencies and not-for-profit organizations: *And provided further*, That such fees shall be fixed in order to recover all or part of the expenses incurred in providing for the use of the highway patrol training center by other state or local government agencies: *And provided further*, That all fees received for use of the highway patrol training center by other state agencies, local government agencies or not-for-profit organizations shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the highway patrol training center fund.

Executive aircraft fund (280-00-6144-6120).....No limit

Provided, That expenditures may be made from the executive aircraft fund to provide aircraft services to other state agencies and to purchase liability and property damage insurance for state aircraft: *Provided further*, That the superintendent of the highway patrol is hereby authorized to fix, charge and collect fees for such aircraft services to other state agencies: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred in providing such services: *And provided further*, That all fees received for such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the executive aircraft fund: *And provided further*, That expenditures shall be made from the executive aircraft fund by the above agency in an amount not to exceed \$1,500,000 for the maintenance and operations of any aircraft of the above agency.

1122 program clearing fund (280-00-7280).....No limit

Kansas highway patrol staffing and training fund (280-00-2211-2211).....No limit

BAU fund (280-00-3092).....No limit

Homeland sec grant prog fund (280-00-7280).....No limit

DUI – IID designation fund.....No limit

(b) On or before the 10th of each month during the fiscal year ending June 30, 2024, the director of accounts and reports shall transfer from the state general fund to the 1122 program clearing fund (280-00-7280-7280) interest earnings based on: (1) The average daily balance of moneys in the 1122 program clearing fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

(c) On July 1, 2023, and January 1, 2024, or as soon thereafter each such date as moneys are available, the director of accounts and reports shall transfer an amount specified by the executive director of the state corporation commission, with the approval of the director of the budget, of not more than \$1,000,000 from the motor carrier license fees fund (143-00-2812-5500) of the state corporation commission to the motor carrier safety assistance program state fund (280-00-2208) of the Kansas

highway patrol: *Provided, however*, that such transfers shall not result in an ending balance of less than \$2,800,000 in the motor carrier license fees fund of the state corporation commission during the fiscal year ending June 30, 2024.

(d) Except as provided further, on July 1, 2023, October 1, 2023, January 1, 2024, and April 1, 2024, or as soon thereafter each such date as moneys are available, the director of accounts and reports shall transfer \$15,851,504.25 from the state highway fund (276-00-4100-4100) of the department of transportation to the Kansas highway patrol operations fund (280-00-2034-1100) of the Kansas highway patrol for the purpose of financing the Kansas highway patrol operations. In addition to other purposes for which expenditures may be made from the state highway fund during fiscal year 2024 and notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, transfers and expenditures may be made from the state highway fund during fiscal year 2024 for support and maintenance of the Kansas highway patrol.

(e) On July 1, 2023, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$295,000 from the state highway fund (276-00-4100-4100) of the department of transportation to the highway safety fund (280-00-2217-2250) of the Kansas highway patrol for the purpose of financing the motorist assistance program of the Kansas highway patrol.

(f) On July 1, 2023, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$250,000 from the state highway fund (276-00-4100-4100) of the department of transportation to the general fees fund (280-00-2179-2200) of the Kansas highway patrol for the purpose of financing operating expenditures of the Kansas highway patrol.

(g) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$8,200,000 from the state highway fund (276-00-4100-4100) of the department of transportation to the aircraft fund – on budget (280-00-2368-2360) of the Kansas highway patrol: *Provided*, That expenditures from the above transfer shall be made by the above agency to purchase and equip a new helicopter: *Provided however*, That such acquisition shall not exceed \$6,900,000: *Provided further*, That upon delivery of such new helicopter, the above agency shall station at least one helicopter at the troop T air operations base station supporting the Wichita area.

(h) On July 1, 2023, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$1,500,000 from the state highway fund (276-00-4100-4100) of the department of transportation to the executive aircraft fund (280-00-6144-6120) of the Kansas highway patrol for the purpose of maintaining and operating the executive aircraft.

Sec. 126.

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2023, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Byrne discretionary community fund.....No limit
- Coronavirus emergency supplemental fund (083-00-3671).....No limit

(b) On the effective date of this act, the balance in the principal and interest fund set up for the Kansas bureau of investigation forensic science center and held by the trustee, Security Bank of Kansas city, shall be deposited into the state general fund.

Sec. 127.

ATTORNEY GENERAL – KANSAS
BUREAU OF INVESTIGATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

- Operating expenditures (083-00-1000-0083).....\$31,584,847

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated to the operating expenditures account for fiscal year 2024: *Provided, however*; That expenditures from the operating expenditures account for official hospitality shall not exceed \$750.

- Meth lab cleanup (083-00-1000-0200).....\$50,000

Provided, That any unencumbered balance in the meth lab cleanup account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*; That the above agency is hereby authorized to make expenditures from the meth lab cleanup account to contract for services for remediation of sites determined by law enforcement as hazardous resulting from the production of methamphetamine.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Kansas bureau of investigation state forfeiture fund (083-00-2283).....No limit

Provided, That expenditures made from the Kansas bureau of investigation state forfeiture fund shall not be considered a source of revenue to meet normal operating expenses, but for such special, additional law enforcement purposes including direct or indirect operating expenditures incurred for conducting educational classes and training for special agents and other personnel, including official hospitality.

- Federal forfeiture fund (083-00-3940).....No limit

Provided, That expenditures made from the federal forfeiture fund shall not be considered a source of revenue to meet normal operating expenses, but for such special, additional law enforcement purposes including direct or indirect operating expenditures

incurred for conducting educational classes and training for special agents and other personnel, including official hospitality.

High intensity drug trafficking area –
federal fund (083-00-3349-3100).....No limit

Federal grants – marijuana eradication –
federal fund (083-00-3350).....No limit

eCitation national priority safety program –
federal fund (083-00-3092).....No limit

Ncs-x grant – federal fund (083-00-3580-3580).....No limit

Criminal justice information system
line fund (083-00-2457).....No limit

Provided, That in addition to the other purposes for which expenditures may be made from the criminal justice information system line fund pursuant to K.S.A. 74-5707, and amendments thereto, expenditures may be made from the criminal justice information system line fund for salaries and wages, contractual services, commodities and capital outlay for the maintenance and support of the Kansas criminal justice information system.

DNA database fund (083-00-2676-2700).....No limit

Kansas bureau of investigation motor
vehicle fund (083-00-2344-2050).....No limit

Provided, That expenditures may be made from the Kansas bureau of investigation motor vehicle fund to acquire and sell motor vehicles for the Kansas bureau of investigation: *Provided further*, That all moneys received for sale of motor vehicles of the Kansas bureau of investigation shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the Kansas bureau of investigation motor vehicle fund.

Forensic laboratory and materials
fee fund (083-00-2077).....No limit

Provided, That expenditures may be made from the forensic laboratory and materials fee fund for the acquisition of laboratory equipment and materials and for other direct or indirect operating expenditures for the forensic laboratory of the Kansas bureau of investigation: *Provided, however*, That all expenditures from this fund of moneys received as Kansas bureau of investigation laboratory analysis fees pursuant to K.S.A. 28-176, and amendments thereto, shall be for the purposes authorized by K.S.A. 28-176(e), and amendments thereto: *Provided further*, That all fees received for such laboratory tests, including all moneys received pursuant to K.S.A. 28-176(a), and amendments thereto, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the forensic laboratory and materials fee fund.

General fees fund (083-00-2140).....No limit

Provided, That expenditures may be made from the general fees fund for direct or indirect operating expenditures incurred for the following activities: (1) Conducting

education and training classes for special agents and other personnel, including official hospitality; (2) purchasing illegal drugs, making contacts and acquiring information leading to illegal drug outlets, contraband and stolen property, and conducting other activities for similar investigatory purposes; (3) conducting investigations and related activities for the Kansas lottery or the Kansas racing and gaming commission; (4) conducting DNA forensic laboratory tests and related activities; (5) preparing, publishing and distributing crime prevention materials; and (6) conducting agency operations: *Provided, however;* That the director of the Kansas bureau of investigation is hereby authorized to fix, charge and collect fees in order to recover all or part of the direct and indirect operating expenses incurred, except as otherwise hereinafter provided, for the following: (1) Education and training services made available to local law enforcement personnel in classes conducted for special agents and other personnel of the Kansas bureau of investigation; (2) investigations and related activities conducted for the Kansas lottery or the Kansas racing and gaming commission, except that the fees fixed for these activities shall be fixed in order to recover all of the direct and indirect expenses incurred for such investigations and related activities; (3) DNA forensic laboratory tests and related activities; and (4) sale and distribution of crime prevention materials: *Provided further;* That all fees received for such activities shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund: *And provided further;* That all moneys that are expended for any such evidence purchase, information acquisition or similar investigatory purpose or activity from whatever funding source and that are recovered shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund: *And provided further;* That all moneys received as gifts, grants or donations for the preparation, publication or distribution of crime prevention materials shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund: *And provided further;* That expenditures from any moneys received from the division of alcoholic beverage control and credited to the general fees fund may be made by the Kansas bureau of investigation for all purposes for which expenditures may be made for operating expenditures: *And provided further;* That expenditures from any moneys received from the Kansas criminal justice information system committee and credited to the general fees fund may be made by the Kansas bureau of investigation for all purposes for which expenditures may be made for training activities and official hospitality.

Record check fee fund (083-00-2044-2010).....No limit

Provided, That the director of the Kansas bureau of investigation is authorized to fix, charge and collect fees in order to recover all or part of the direct and indirect operating expenses for criminal history record checks conducted for noncriminal justice entities including government agencies and private organizations: *Provided, however;* That all moneys received for such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the record check fee fund: *Provided further;* That expenditures may be made from the record check fee fund for operating expenditures of the Kansas bureau of investigation.

Intergovernmental

service fund (083-00-6119-6100).....	No limit
Agency motor pool fund (083-00-6117).....	No limit
National criminal history improvement program	
federal fund (083-00-3189-3189).....	No limit
Public safety partnership	
and community policing	
federal fund (083-00-3218-3218).....	No limit
Forensic DNA backlog reduction	
federal fund (083-00-3226-3226).....	No limit
Coverdell forensic sciences improvement	
federal fund (083-00-3227-3227).....	No limit
Anti-gang initiative	
federal fund (083-00-3229-3229).....	No limit
Homeland security federal fund (083-00-3199).....	No limit
State homeland security program	
federal fund (083-00-3629-3629).....	No limit
Convicted/arrestee DNA backlog reduction	
federal fund (083-00-3489-3489).....	No limit
Disaster grants – public assistance	
federal fund (083-00-3005-3005).....	No limit
Ed Byrne memorial justice assistance	
federal fund (083-00-3057).....	No limit
Ed Byrne state/local law enforcement	
federal fund (083-00-3213-3213).....	No limit
Violence against women – ARRA	
federal fund (083-00-3214).....	No limit
AWA implementation grant program	
federal fund (083-00-3228-3228).....	No limit
Ed Byrne memorial JAG – ARRA	
federal fund (083-00-3455-3455).....	No limit
Convicted offender/arrestee	
DNA backlog reduction	
federal fund (083-00-3489-3489).....	No limit
KBI-FBI reimbursement	
federal fund (083-00-3506-3506).....	No limit
Project safe	
neighborhoods fund (083-00-3217-3217).....	No limit
Social security administration reimbursement –	
federal fund (083-00-3560-3560).....	No limit

Bulletproof vest partnership – federal fund (083-00-3216-3211).....	No limit
Sexual assault kit grant – federal fund (083-00-3146-3146).....	No limit
Crime victim assistance discretionary grant (083-00-3250-3260).....	No limit
Opioid summit fund.....	No limit
Coronavirus emergency supplemental fund (083-00-3671).....	No limit
Byrne discretionary community fund.....	No limit

(c) During the fiscal year ending June 30, 2024, the attorney general may authorize full-time non-FTE unclassified permanent positions and regular part-time non-FTE unclassified permanent positions for the Kansas bureau of investigation that are paid from appropriations for the attorney general – Kansas bureau of investigation for fiscal year 2024 made by this act or other appropriation act of the 2023 regular session of the legislature, which shall be in addition to the number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, authorized for fiscal year 2024 for the attorney general – Kansas bureau of investigation. The attorney general shall certify each such authorization for non-FTE unclassified permanent positions for the Kansas bureau of investigation to the director of personnel services of the department of administration and shall transmit a copy of each such certification to the director of legislative research and the director of the budget.

(d) For the fiscal year ending June 30, 2024, the director of the budget shall determine, in consultation with the above agency, the amount of moneys from any federal law that appropriates moneys to the state for aid for coronavirus relief that are eligible to be used for replacement of a heating, ventilation and air conditioning system at the Great Bend laboratory and for laboratory equipment, may be expended at the discretion of the state in compliance with the office of management and budget's uniform administrative requirements, cost principles and audit requirements for federal awards, and are unencumbered: *Provided further*, That, of such identified moneys, the director of the budget shall determine the remaining moneys available in special revenue funds: *And provided further*, That if the above agency, in consultation with the director of the budget, determines that federal moneys to the state for aid for coronavirus relief are available during fiscal year 2024 to be used for such heating, ventilation and air conditioning system at the Great Bend laboratory and for laboratory equipment, the director of the budget shall certify the amount of such federal coronavirus relief moneys from each fund to the director of accounts and reports, and upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall immediately transfer an aggregate amount of up to \$910,000 for such heating, ventilation and air conditioning system and up to \$510,000 for such laboratory equipment as available from such funds to the special revenue fund of the above agency designated by the director of the Kansas bureau of investigation for the purpose of funding such heating, ventilation and air conditioning system at the Great Bend laboratory and for laboratory equipment: *And provided*

further, That at the same time as the director of the budget transmits certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research: *And provided further*, That such funds shall be expended for such heating, ventilation and air conditioning system at the Great Bend laboratory and for laboratory equipment: *Provided, however*, That if moneys are not available to be transferred from any such special revenue funds to fund such heating, ventilation and air conditioning system at the Great Bend laboratory and laboratory equipment, then such heating, ventilation and air conditioning system at the Great Bend laboratory and laboratory equipment shall not be funded pursuant to this subsection.

Sec. 128.

EMERGENCY MEDICAL SERVICES BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Emergency medical services
operating fund (206-00-2326-4000).....\$1,953,038

Provided, That the emergency medical services board is hereby authorized to fix, charge and collect fees in order to recover costs incurred for distributing educational videos, replacing lost educational materials and mailing labels of those licensed by the board: *Provided further*, That such fees may be fixed in order to recover all or part of such costs: *And provided further*, That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the emergency medical services operating fund: *And provided further*, That, notwithstanding the provisions of K.S.A. 65-6128 or 65-6129b, and amendments thereto, or of any other statute, all moneys received by the emergency medical services board for fees authorized by law for licensure or the issuance of permits, or for any other regulatory duties and functions prescribed by law in the field of emergency medical services, shall be deposited in the state treasury to the credit of the emergency medical services operating fund of the emergency medical services board: *And provided further*, That expenditures from the emergency medical services operating fund for official hospitality shall not exceed \$2,000.

Education incentive grant
payment fund (206-00-2396-2510).....No limit

Provided, That the priority for award of education incentive grants shall be to award such grants to rural areas.

EMS revolving fund (206-00-2449-2400).....No limit

Provided, That, if an organization agrees to receive money from the EMS revolving fund, the organization shall enter into a grant agreement requiring such organization to submit a written report to the emergency medical services board detailing and accounting for all expenditures and receipts related to the use of the moneys received

from the EMS revolving fund: *Provided further*, That the emergency medical services board shall prepare a written report specifying and accounting for all moneys allocated to and expended from the EMS revolving fund: *And provided further*, That such report shall be submitted to the house of representatives committee on appropriations and the senate committee on ways and means on or before February 1, 2024.

EMS criminal history and fingerprinting fund (206-00-2806-2806).....No limit

(b) In addition to the other purposes for which expenditures may be made by the emergency medical services board from the emergency medical services operating fund (206-00-2326-4000) for fiscal year 2024 by this or other appropriation act of the 2023 regular session of the legislature, expenditures may be made by the emergency medical services board from the emergency medical services operating fund for fiscal year 2024 for the purpose of implementing a grant program for emergency medical services training and educational assistance for persons in underserved areas: *Provided*, That when issuing such grants, first priority shall be given to ambulance services submitting applications seeking grants to pay the cost of recruiting volunteers and cost of the initial courses of training for attendants and instructor-coordinators: *Provided further*, That the second priority shall be given to ambulance services submitting applications seeking grants to pay the cost of continuing education for attendants and instructor-coordinators: *And provided further*, That the third priority shall be given to ambulance services submitting applications seeking grants to pay the cost of education for attendants and instructor-coordinators who are obtaining a postsecondary education degree.

(c) In addition to the other purposes for which expenditures may be made by the emergency medical services board from the moneys appropriated from the state general fund or from any special revenue fund or funds for the emergency medical services board for fiscal year 2024, as authorized by this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the emergency medical services board from moneys appropriated from the state general fund or from any special revenue fund or funds for the emergency medical services board for fiscal year 2024 to require emergency medical services agencies in each of the six EMS regions of the state to prepare and submit a report of the expenditures made and moneys received in each of the EMS regions that are related to the operation and administration of the Kansas emergency medical services regional operations to the emergency medical services board: *Provided*, That the report for each EMS region shall specify and account for all moneys appropriated from the state treasury for the emergency medical services board and disbursed to each such EMS region for the operation of the education and training of emergency medical attendants in each such EMS region.

(d) On July 1, 2023, and January 1, 2024, or as soon thereafter each such date as moneys are available, the director of accounts and reports shall transfer \$150,000 from the emergency medical services operating fund (206-00-2326-4000) to the educational incentive grant payment fund (206-00-2396-2510) of the emergency medical services board.

(e) During the fiscal year ending June 30, 2024, the director of the budget and the director of legislative research shall consult periodically and review the balance credited to and the estimated receipts to be credited to the emergency medical services operating

fund (206-00-2326-4000) during fiscal year 2024, and, upon a finding by the director of the budget in consultation with the director of legislative research that the total of the unencumbered balance and estimated receipts to be credited to the emergency medical services operating fund during fiscal year 2024 are insufficient to fund the budgeted expenditures and transfers from the emergency medical services operating fund for fiscal year 2024 in accordance with the provisions of appropriation acts, the director of the budget shall certify such funding to the director of accounts and reports. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount of moneys from the education incentive grant payment fund (206-00-2396-2510) to the emergency medical services operating fund that is required, in accordance with the certification by the director of the budget under this subsection, to fund the budgeted expenditures and transfers from the emergency medical services operating fund for the remainder of fiscal year 2024 in accordance with the provisions of appropriation acts, as specified by the director of the budget pursuant to such certification.

(f) During the fiscal year ending June 30, 2024, if any EMS regional council enters into a grant agreement with the emergency medical services board, such council shall be required to submit pursuant to such grant agreement a written report detailing and accounting for all expenditures and receipts of such council during such fiscal year. The emergency medical services board shall prepare a written report specifying and accounting for all moneys received by and expended by each individual council that has reported to the emergency medical services board pursuant to such grant agreement and submit such report to the house of representatives committee on appropriations and the senate committee on ways and means on or before February 1, 2024.

Sec. 129.

KANSAS SENTENCING COMMISSION

(a) On the effective date of this act, of the \$1,170,264 appropriated for the above agency for the fiscal year ending June 30, 2023, by section 140(a) of chapter 81 of the 2022 Session Laws of Kansas from the state general fund in the operating expenditures account (626-00-1000-0303), the sum of \$24,518 is hereby lapsed.

Sec. 130.

KANSAS SENTENCING COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (626-00-1000-0303).....\$1,405,235

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*, That expenditures from the operating expenditures account for official hospitality shall not exceed \$900.

Substance abuse
treatment programs (626-00-1000-0600).....\$8,778,903

Provided, That any unencumbered balance in the substance abuse treatment programs account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*; That, notwithstanding the provisions of K.S.A. 2022 Supp. 21-6824, and amendments thereto, or any other statute, in addition to other purposes for which expenditures may be made by the above agency from the substance abuse treatment program account of the state general fund during fiscal year 2024, expenditures may be made from such account for operating costs.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

General fees fund (626-00-2201).....	No limit
Statistical analysis – federal fund (626-00-3600).....	No limit
Coronavirus relief fund (626-00-3753).....	No limit

Sec. 131.

KANSAS COMMISSION ON PEACE OFFICERS'
STANDARDS AND TRAINING

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 125(a) of chapter 81 of the 2022 Session Laws of Kansas on the Kansas commission on peace officers' standards and training fund (529-00-2583-2580) of the Kansas commission on peace officers' standards and training is hereby increased from \$750,259 to \$822,153.

Sec. 132.

KANSAS COMMISSION ON PEACE OFFICERS'
STANDARDS AND TRAINING

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Kansas commission on peace officers' standards and training fund (529-00-2583-2580).....	\$916,965
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Provided, That expenditures from the Kansas commission on peace officers' standards and training fund for official hospitality shall not exceed \$1,000.

Local law enforcement training reimbursement fund (529-00-2746-2700).....	No limit
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Sec. 133.

KANSAS DEPARTMENT OF AGRICULTURE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, the following:

Operating expenditures (046-00-1000-0053).....	\$150,000
Soil health initiative (046-00-1000).....	\$200,000
Water resource cost share (046-00-1000).....	\$65,758

Sec. 134.

KANSAS DEPARTMENT OF AGRICULTURE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (046-00-1000-0053).....	\$10,695,008
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Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That expenditures from this account for official hospitality shall not exceed \$10,000.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Meat and poultry inspection	
fee fund (046-00-2004-0700).....	No limit
Entomology fee fund (046-00-2006-0900).....	No limit
Livestock market brand inspection	
fee fund (046-00-2007-2010).....	No limit
Veterinary inspection fee fund (046-00-2009-2020).....	No limit
Livestock brand fee fund (046-00-2011-2030).....	No limit
Grain commodity commission	
services fund (046-00-2018-1070).....	No limit
Water structures fund (046-00-2037-1075).....	No limit
Water structures – state	
highway fund (046-00-2043-1080).....	No limit
Kansas agricultural	
remediation fund (046-00-2095-1090).....	No limit
Dairy fee fund (046-00-2105-1015).....	No limit
Water resources cost fund (046-00-2110-1020).....	No limit

Provided, That all moneys received by the secretary of agriculture from any governmental or nongovernmental source to implement the provisions of the Kansas water banking act, K.S.A. 82a-761 through 82a-773, and amendments thereto, which

are hereby authorized to be applied for and received, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the water resources cost fund.

Soil amendment fee fund (046-00-2117-1100).....No limit

Agricultural liming materials
fee fund (046-00-2118-1200).....No limit

Weights and measures fee fund (046-00-2165-1500).....No limit

Water appropriation
certification fund (046-00-2168-1600).....No limit

Agriculture seed fee fund (046-00-2187-2720).....No limit

Chemigation fee fund (046-00-2194-1800).....No limit

Animal disease control fund (046-00-2202-2500).....No limit

Provided, That expenditures from the animal disease control fund for official hospitality shall not exceed \$450.

Animal dealers fee fund (046-00-2207-2050).....No limit

Provided, That expenditures from the animal dealers fee fund for official hospitality shall not exceed \$300: *Provided further*, That expenditures shall be made from the animal dealers fee fund by the livestock commissioner for operating expenditures for an educational course regarding animals and their care and treatment as authorized by K.S.A. 47-1707, and amendments thereto, to be provided through the internet or printed booklets.

Plant pest emergency
response fund (046-00-2210-1805).....No limit

Water transfer hearing fund (046-00-2278-1900).....No limit

Publications fee fund (046-00-2322-2000).....No limit

Provided, That expenditures may be made from the publications fee fund for operating expenditures related to preparation and publication of informational or educational materials related to the programs or functions of the Kansas department of agriculture: *Provided further*, That, notwithstanding the provisions of K.S.A. 75-1005, and amendments thereto, to the contrary, the secretary of agriculture is hereby authorized to enter into a contract with a commercial publisher for the printing, distribution and sale of such materials: *And provided further*, That the secretary of agriculture is hereby authorized to collect fees from such commercial publisher pursuant to contract with the publisher for the sale of such materials: *And provided further*, That the secretary of agriculture is hereby authorized to receive and accept grants, gifts, donations or funds from any non-federal source for the printing, publication and distribution of such materials: *And provided further*, That all moneys received from such fees or for such grants, gifts, donations or other funds received for such purpose shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the publications fee fund.

Market development fund (046-00-2331-2351).....No limit

Provided, That expenditures may be made from the market development fund for official hospitality: *Provided further*, That expenditures may be made from the market development fund for loans pursuant to loan agreements, which are hereby authorized to be entered into by the secretary of agriculture: *And provided further*, That all moneys received by the department of agriculture for repayment of loans made under the agricultural value added center program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the market development fund.

Trademark fund (046-00-2333-2360).....No limit

Commercial industrial hemp act licensing

fee fund (046-00-2343-2343).....No limit

General fees fund (046-00-2346-2100).....No limit

Provided, That expenditures may be made from the general fees fund for operating expenditures for the regulatory programs of the Kansas department of agriculture and for official hospitality: *Provided further*, That the director of accounts and reports shall transfer an amount or amounts specified by the secretary of agriculture from any special revenue fund or funds of the department of agriculture that have available moneys to the general fees fund: *And provided further*, That the director of accounts and reports shall transmit a copy of such transfer request to the director of legislative research.

Conversion of materials and

equipment fund (046-00-2402-2200).....No limit

Lodging fee fund (046-00-2456-2400).....No limit

Buffer participation

incentive fund (046-00-2517-2510).....No limit

Land reclamation fee fund (046-00-2542-2090).....No limit

Petroleum inspection

fee fund (046-00-2550-2550).....No limit

U.S. geological survey

cooperative gauge agreement

grants fund (046-00-2629-2800).....No limit

Provided, That the secretary of agriculture is hereby authorized to enter into a cooperative gauge agreement with the United States geological survey: *Provided further*, That all moneys collected for the construction or operation of river water intake gauges shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the U.S. geological survey cooperative gauge agreement grants fund: *And provided further*, That expenditures may be made from this fund to pay the costs incurred in the construction or operation of river water intake gauges.

Laboratory equipment fund (046-00-2710-2700).....No limit

Arkansas river gaging fund (046-00-2751-2751).....No limit

Laboratory testing services
fee fund (046-00-2752-2752).....No limit

Provided, That expenditures may be made from the laboratory testing services fee fund for administrative operating expenditures of the agriculture laboratory of the Kansas department of agriculture: *Provided further*; That the director of accounts and reports shall transfer an amount or amounts specified by the secretary of agriculture from any special revenue fund or funds of the department of agriculture that have available moneys to the laboratory testing services fee fund: *And provided further*; That the director of accounts and reports shall transmit a copy of such transfer request to the director of legislative research.

Compliance education fee fund (046-00-2757-2757).....No limit

Provided, That all expenditures from the compliance education fee fund shall be for the purposes of compliance education: *Provided further*; That, notwithstanding the provisions of any statute to the contrary, during fiscal year 2024, the secretary of agriculture is hereby authorized to remit and designate amounts of moneys collected for civil fines and penalties by the department of agriculture to the state treasurer for deposit in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, to the credit of the compliance education fee fund: *And provided further*; That, upon receipt of each such remittance and designation, the state treasurer shall credit the entire amount of such remittance to the compliance education fee fund.

Conference registration and
disbursement fund (046-00-2772-2101).....No limit

Provided, That expenditures may be made from the conference registration and disbursement fund for official hospitality.

Reimbursement and
recovery fund (046-00-2773-2294).....No limit

Provided, That expenditures may be made from the reimbursement and recovery fund for official hospitality.

Agricultural chemical
fee fund (046-00-2800-2900).....No limit

Feeding stuffs
fee fund (046-00-2801-4000).....No limit

Fertilizer fee fund (046-00-2802-4100).....No limit

Pesticide use fee fund (046-00-2804-4300).....No limit

Egg fee fund (046-00-2808-4600).....No limit

Warehouse fee fund (046-00-2809-4700).....No limit

Food safety fee fund (046-00-2813-4805).....No limit

Pesticide disposal fund (046-00-2831-2831).....No limit

Water structures emergency
fund (046-00-2868-2868).....No limit

Meat and poultry inspection fund – federal (046-00-3013-3100).....	No limit
NRCS grant CFDA 10.932 fund (046-00-3022-3903).....	No limit
Water structures NRCS LIDAR grant (046-00-3081-3081).....	No limit
Market protection/ promotion fund (046-00-3104-3315).....	No limit
Homeland security grant – federal fund (046-00-3199-3436).....	No limit
Cooperating technical partners – federal fund (046-00-3203-3213).....	No limit
NRCS grant CFDA 10.931 fund (046-00-3228-3220).....	No limit
EPA pesticide performance partnership grant – federal fund (046-00-3295-3290).....	No limit
Plant/animal disease and pest control (046-00-3360).....	No limit
FEMA dam safety – federal fund (046-00-3362-3353).....	No limit
USDA Kansas forestry service – federal fund (046-00-3426-3380).....	No limit
Ag stats report fund (046-00-3427-3390).....	No limit
National floodplain insurance assistance (CAP) – federal fund (046-00-3445-3330).....	No limit
Food/drug administration/research (046-00-3462).....	No limit
Specialty crop block grant fund (046-00-3463-3300).....	No limit
Local food purchase agreement – federal fund (046-00-3662-3662).....	No limit
Watershed protect approach/WTR RSRCE MGT fund (046-00-3889).....	No limit
NRCS stream bank water quality – federal fund (046-00-3917).....	No limit
NRCS grant CFDA 10.069 fund (046-00-3952-3901).....	No limit
NRCS grant CFDA 10.924 fund (046-00-3953-3902).....	No limit
Flx fnding mdl coop agrmt fund (046-00-3954-3905).....	No limit

NRCS grant CFDA

10.912 fund (046-00-3955-3904).....No limit

Gifts and donations fund (046-00-7305-7000).....No limit

Provided, That the secretary of agriculture is hereby authorized to receive gifts and donations of resources and money for services for the benefit and support of agriculture and purposes related thereto: *Provided further*, That such gifts and donations of money shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the gifts and donations fund.

(c) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2024, for the water plan project or projects specified, the following:

Interstate water issues (046-00-1800-0070).....\$514,664

Provided, That any unencumbered balance in the interstate water issues account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Water use (046-00-1800-0075).....\$100,000

Provided, That any unencumbered balance in the water use account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Basin management (046-00-1800-0080).....\$650,174

Provided, That any unencumbered balance in the basin management account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Irrigation technology (046-00-1800-0088).....\$550,000

Provided, That any unencumbered balance in the irrigation technology account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Crop and livestock research (046-00-1800-0089).....\$350,000

Provided, That any unencumbered balance in the crop and livestock research account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Soil health initiative (046-00-1800-0090).....\$400,000

Provided, That any unencumbered balance in the soil health initiative account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Water resources

cost share (046-00-1800-1205).....\$2,834,714

Provided, That any unencumbered balance in the water resources cost share account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That the initial allocation for grants to conservation districts for fiscal year 2024 shall be made on a priority basis, as determined by the secretary of agriculture and the provisions of the state water plan: *And provided further*, That expenditures from this account for contractual technical expertise and/or non-salary administration expenditures for the division of conservation of the Kansas department of agriculture shall not exceed the amount equal to 6.0% of the budget amount for fiscal year 2024 for the water resources cost share account.

Nonpoint source pollution assistance (046-00-1800-1210).....	\$1,863,636
<i>Provided</i> , That any unencumbered balance in the nonpoint source pollution assistance account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.	
Conservation district aid (046-00-1800-1220).....	\$2,502,706
<i>Provided</i> , That any unencumbered balance in the conservation district aid account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.	
Kansas conservation reserve enhancement program fund (046-00-1800-1225).....	\$550,727
<i>Provided</i> , That any unencumbered balance in the Kansas conservation reserve enhancement program fund account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.	
Watershed dam construction (046-00-1800-1240).....	\$650,000
<i>Provided</i> , That any unencumbered balance in the watershed dam construction account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: <i>Provided further</i> ; That expenditures from the watershed dam construction account are hereby authorized for engineering contracts for watershed planning as determined by the secretary of agriculture.	
Kansas water quality buffer initiatives (046-00-1800-1250).....	\$0
<i>Provided</i> , That any unencumbered balance in the Kansas water quality buffer initiatives account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: <i>Provided further</i> ; That all expenditures from the Kansas water quality buffer initiatives account shall be for grants or incentives to install water quality best management practices: <i>And provided further</i> ; That such expenditures may be made from this account from the approved budget amount for fiscal year 2024 in accordance with contracts, which are hereby authorized to be entered into by the secretary of agriculture, for such grants or incentives.	
Riparian and wetland program (046-00-1800-1260).....	\$154,024
<i>Provided</i> , That any unencumbered balance in the riparian and wetland program account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.	
Streambank stabilization projects (046-00-1800-1290).....	\$750,000
<i>Provided</i> , That any unencumbered balance in the streambank stabilization projects account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.	
Kansas reservoir protection initiative administration.....	\$0

(d) During the fiscal year ending June 30, 2024, the secretary of agriculture, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, or upon specific authorization in an appropriation act of the legislature, may transfer any part of any item of appropriation for fiscal year 2024 from the state water plan fund for the Kansas department of agriculture to another item of appropriation for fiscal year 2024 from the state water plan fund for the Kansas department of agriculture: *Provided*, That the secretary of agriculture shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to: (1) The director of the budget; (2) the director of legislative research; (3) the chairperson of the house of representatives agriculture and natural resources budget committee; and (4) the appropriate chairperson of the subcommittee on agriculture of the senate committee on ways and means.

(e) On July 1, 2023, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$128,379 from the state highway fund (276-00-4100-4100) of the department of transportation to the water structures – state highway fund (046-00-2043-1080) of the Kansas department of agriculture.

(f) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2024, the following:

Agriculture marketing
 program (046-00-1900-1110).....\$1,013,276

Provided, That expenditures may be made from the agriculture marketing program account for loans pursuant to loan agreements, which are hereby authorized to be entered into by the secretary of agriculture in accordance with repayment provisions and other terms and conditions as may be prescribed by the secretary of agriculture therefor under the agricultural value added center program.

Sec. 135.

STATE FAIR BOARD

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (373-00-1000-0103).....\$135,000

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That the above agency shall make expenditures from the operating expenditures account during the fiscal year 2024 to request assistance from other state agencies to negotiate with the city of Hutchinson on the increase of storm water charges and the electric company on how electricity is calculated.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures, other

than refunds authorized by law and remittances of sales tax to the department of revenue, shall not exceed the following:

State fair fee fund (373-00-5182-5100).....No limit

Provided, That expenditures from the state fair fee fund for official hospitality shall not exceed \$10,000.

State fair special cash fund (373-00-9088-9000).....No limit

State fair debt service special
revenue fund (373-00-2267-2200).....No limit

Sec. 136.

KANSAS WATER OFFICE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Water resources operating
expenditures (709-00-1000-0303).....\$1,074,617

Provided, That any unencumbered balance in the water resources operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*; That expenditures from this account for official hospitality shall not exceed \$1,500.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

General fees fund (709-00-2022).....No limit

Provided, That expenditures may be made from the general fees fund for operating expenditures for the Kansas water office, including training and informational programs and official hospitality: *Provided further*; That the director of the Kansas water office is hereby authorized to fix, charge and collect fees for such programs: *And provided further*; That fees for such programs shall be fixed in order to recover all or part of the operating expenses incurred for such programs, including official hospitality: *And provided further*; That all fees received for such programs and all fees received for providing access to or for furnishing copies of public records shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund.

Lower Smoky Hill water supply
access fund (709-00-2203-2203).....No limit

Water marketing fund (709-00-2255-2100).....No limit

Provided, That expenditures may be made from the water marketing fund for the purchase of vessel liability insurance.

Indirect cost fund (709-00-2419-2419).....No limit

State conservation storage water supply fund (709-00-2502-2600).....No limit

Provided, That expenditures may be made by the above agency from the State conservation storage water supply fund for acquisition of storage or to complete studies or take actions necessary to ensure reservoir storage sustainability, subject to the availability of moneys credited to the state conservation storage water supply fund.

Equipment leasing fee fund.....No limit

Local water project match fund (709-00-2620-3200).....No limit

Provided, That all moneys received from local government entities and instrumentalities to be used to match funds for water projects shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the local water project match fund: *Provided further*, That all moneys credited to this fund shall be used to match state funds or federal funds, or both, for water projects.

Water supply storage assurance fund (709-00-2631).....No limit

Provided, That no additional water supply storage space shall be purchased in Milford, Perry, Big Hill or Hillsdale reservoirs during fiscal year 2024 unless a contract is entered into under the state water plan storage act, K.S.A. 82a-1301 et seq., and amendments thereto, to supply water to users that is not held under contract in such reservoirs.

Republican river water conservation projects – Nebraska moneys fund (709-00-2690-2640).....No limit

Republican river water conservation projects – Colorado moneys fund (709-00-2691-2680).....No limit

South fork Republican river water conservation projects fund (709-00-2824-2824).....No limit

Provided, That during the fiscal year ending June 30, 2024, the above agency shall pay an amount equal to the amount certified pursuant to subsection (k) from the south fork Republican river water conservation projects fund as a grant pursuant to the grant agreement entered into by the Kansas water office and the Cheyenne county conservation district: *Provided further*, That in accordance with the grant agreement, such moneys shall be used exclusively for the purposes of paying all or a portion of the costs of the projects specified in K.S.A. 82a-1804(g), and amendments thereto, in the area lying in the south fork of the upper Republican river basin in northwest Kansas in all or parts of Cheyenne and Sherman counties: *And provided further*, That in accordance with the grant agreement, all expenditures of such moneys shall be approved by the Cheyenne county conservation district and the Kansas water office: *And provided further*, That, in accordance with the grant agreement, such moneys shall be administered by the Cheyenne county conservation district and any interest earned on such moneys shall be used for the purposes prescribed by this subsection: *And provided further*, That in accordance with the grant agreement, all expenditures and the

status of new projects approved by the Cheyenne county conservation district shall be reported not later than November 1 of each calendar year to the Kansas water office.

Milford RCPP federal fund (709-00-3022-3022).....	No limit
Multipurpose grant fund (709-00-3103-3103).....	No limit
Emergency management performance grant fund (709-00-3342-3342).....	No limit
HHPD rehabilitation grant fund (709-00-3362-3362).....	No limit
Water reclamation and reuse grant fund (709-00-3731-3731).....	No limit
EPA wetland development grant fund (709-00-3914).....	No limit
Motor pool vehicle replacement fund (709-00-6120-6100).....	No limit

(c) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2024, for the state water plan project or projects specified, the following:

Assessment and evaluation (709-00-1800-1110).....	\$834,078
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Provided, That any unencumbered balance in the assessment and evaluation account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

MOU – storage operations and maintenance (709-00-1800-1150).....	\$736,160
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Provided, That any unencumbered balance in the MOU – storage operations and maintenance account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Stream gaging (709-00-1800-1190).....	\$448,708
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Provided, That any unencumbered balance in the stream gaging account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Technical assistance to water users (709-00-1800-1200).....	\$425,000
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Provided, That any unencumbered balance in the technical assistance to water users account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Reservoir and water quality research (709-00-1800-1275).....	\$450,000
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Provided, That any unencumbered balance in the reservoir bathymetric surveys and biological research account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Water quality partnerships (709-00-1800-1280).....	\$884,176
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Provided, That any unencumbered balance in the water quality partnerships account

in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Kansas water plan education
and outreach strategy (709-00-1800-1281).....\$250,000

Provided, That any unencumbered balance in the Kansas water plan education and outreach strategy account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

High plains aquifer
partnerships (709-00-1800-1282).....\$850,000

Provided, That any unencumbered balance in the high plains aquifer partnerships account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Kansas reservoir protection
initiative (709-00-1800-1286).....\$1,000,000

Provided, That any unencumbered balance in the Kansas reservoir protection initiative account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Equus beds chloride plume
remediation project (709-00-1800-1287).....\$50,000

Provided, That any unencumbered balance in the equus beds chloride plume remediation project account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Flood response study (709-00-1800-1288).....\$200,000

Provided, That any unencumbered balance in the flood response study account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Arbuckle study (709-00-1800-1289).....\$150,000

Provided, That any unencumbered balance in the arbuckle study account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

(d) During the fiscal year ending June 30, 2024, the director of the Kansas water office, with approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2024 from the state water plan fund for the Kansas water office to another item of appropriation for fiscal year 2024 from the state water plan fund for the Kansas water office: *Provided*, That the director of the Kansas water office shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to: (1) The director of legislative research; (2) the chairperson of the house of representatives agriculture and natural resources budget committee; and (3) the appropriate chairperson of the subcommittee on natural resources of the senate committee on ways and means.

(e) During the fiscal year ending June 30, 2024, the director of the Kansas water office may transfer any part of any item of appropriation for fiscal year 2024 from the state water plan fund for the Kansas water office to any item of appropriation for fiscal year 2024 from the state water plan fund for the Kansas department of agriculture or the

department of health and environment – division of environment: *Provided*, That the director of the Kansas water office shall certify each such transfer to the director of accounts and reports and upon receipt of such certification, the director of accounts and reports shall transfer such certified amount to the certified item of appropriation: *Provided further*; That when the director of the Kansas water office provides certification to the director of accounts and reports under this section, the director shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

(f) During the fiscal year ending June 30, 2024, if it appears that the resources are insufficient to meet in full the estimated expenditures as they become due to meet the financial obligations imposed by law on the water marketing fund (709-00-2255-2100) of the Kansas water office as a result of a cash flow shortfall, the pooled money investment board is authorized and directed to loan to the director of the Kansas water office a sufficient amount or amounts of moneys to maintain the cash flow of the water marketing fund upon approval of each such loan by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto. No such loan shall be made unless the terms have been approved by the director of the budget. A copy of the terms of each such loan shall be submitted to the director of legislative research. The pooled money investment board is authorized and directed to use any moneys in the operating accounts, investment accounts or other investments of the state of Kansas to provide the funds for each such loan. Each such loan shall be repaid without interest within one year from the date of the loan.

(g) During the fiscal year ending June 30, 2024, if it appears that the resources are insufficient to meet in full the estimated expenditures as they become due to meet the financial obligations imposed by law on the water marketing fund (709-00-2255-2100) of the Kansas water office as a result of increases in water rates, fees or charges imposed by the federal government, the pooled money investment board is authorized and directed to loan to the director of the Kansas water office a sufficient amount or amounts of moneys to reimburse the water marketing fund for increases in water rates, fees or charges imposed by the federal government and to allow the Kansas water office to spread such increases to consumers over a longer period, except that no such loan shall be made unless the terms thereof have been approved by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto. The pooled money investment board is authorized and directed to use any moneys in the operating accounts, investment accounts or other investments of the state of Kansas to provide the funds for each such loan. Each such loan shall bear interest at a rate equal to the net earnings rate for the pooled money investment portfolio at the time of the making of such loan. Such loan shall not be deemed to be an indebtedness or debt of the state of Kansas within the meaning of section 6 of article 11 of the constitution of the state of Kansas. Upon certification to the pooled money investment board by the director of the Kansas water office of the amount of each loan authorized pursuant to this subsection, the pooled money investment board shall transfer each such amount certified by the director of the Kansas water office from the state bank account or accounts to the water marketing fund of the Kansas water office. The principal and

interest of each loan authorized pursuant to this subsection shall be repaid in payments payable at least annually for a period of not more than five years.

(h) During the fiscal year ending June 30, 2024, the director of accounts and reports shall transfer an amount or amounts specified by the director of the Kansas water office prior to April 1, 2024, from the water marketing fund (709-00-2255-2100) to the state general fund, in accordance with the provisions of the state water plan storage act, K.S.A. 82a-1301 et seq., and amendments thereto, and rules and regulations adopted thereunder, for the purposes of making repayments to the state general fund for moneys advanced for annual capital cost payments for water supply storage space in reservoirs.

(i) During the fiscal year ending June 30, 2024, in addition to the other purposes for which expenditures may be made by the Kansas water office from moneys appropriated from the state general fund or any special revenue fund or funds for the above agency for fiscal year 2024 by this or other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the Kansas water office from the state general fund or from any special revenue fund or funds for fiscal year 2024 to provide for the Kansas water office to lead database coordination of water quality and quantity data for all state water agencies and cooperating federal agencies to facilitate policy-making and such other matters relating thereto.

(j) During the fiscal year ending June 30, 2024, the director of the Kansas water office shall certify to the director of accounts and reports the amount of moneys expended by the Kansas department of agriculture from the state general fund that is attributable to the administration of the state water plan storage act, K.S.A. 82a-1301 et seq., and amendments thereto, or the water assurance program act, K.S.A. 82a-1330 et seq., and amendments thereto: *Provided*, That upon receipt of such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the water marketing fund (709-00-2255-2100) of the Kansas water office to the state general fund: *Provided further*, That the director of the Kansas water office shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

(k) During the fiscal year ending June 30, 2024, the director of the Kansas water office shall certify the amount of moneys in the Republican river water conservation projects – Colorado moneys fund and shall transmit such certification, along with the amount to be transferred, to the director of accounts and reports. Upon receipt of such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount specified by the director of the Kansas water office from the Republican river water conservation projects – Colorado moneys fund to the south fork Republican river water conservation projects fund: *Provided*, That the director of the Kansas water office shall transmit a copy of such certification to the director of the budget and to the director of legislative research.

Sec. 137.

KANSAS DEPARTMENT OF
WILDLIFE AND PARKS

(a) On the effective date of this act, the expenditure limitation established for the

fiscal year ending June 30, 2023, by section 134(c) of chapter 81 of the 2022 Session Laws of Kansas on the wildlife fee fund (710-00-2300-2890) of the Kansas department of wildlife and parks is hereby increased from \$35,767,049 to \$36,947,614.

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 134(c) of chapter 81 of the 2022 Session Laws of Kansas on the parks fee fund (710-00-2122-2053) of the Kansas department of wildlife and parks is hereby increased from \$11,433,220 to \$11,969,128.

(c) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 134(c) of chapter 81 of the 2022 Session Laws of Kansas on the boating fee fund (710-00-2245-2813) of the Kansas department of wildlife and parks is hereby decreased from \$1,200,236 to \$1,141,486.

(d) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 134(c) of chapter 81 of the 2022 Session Laws of Kansas on the department access roads fund (710-00-2178-2761) of the Kansas department of wildlife and parks is hereby increased from \$1,703,677 to \$1,732,335.

(e) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 168(e) of chapter 81 of the 2022 Session Laws of Kansas on parks rehabilitation and repair projects (710-00-2122-2066) of the Kansas department of wildlife and parks is hereby increased from \$2,300,000 to \$2,750,000.

(f) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 168(m) of chapter 81 of the 2022 Session Laws of Kansas on recreational trails program (710-00-3238-3238) of the Kansas department of wildlife and parks is hereby decreased from \$1,680,400 to \$1,630,400.

Sec. 138.

KANSAS DEPARTMENT OF WILDLIFE AND PARKS

(a) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2024, the following:

Stream monitoring (710-00-1800-1801).....\$224,457

(b) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (710-00-1900-1910).....\$1,880,039

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided, however*, That expenditures from this account for official hospitality shall not exceed \$2,500: *Provided further*, That, in addition to the other purposes for which expenditures may be made by the above agency from the operating expenditures account for fiscal year 2024, expenditures shall be made by the above agency from the operating expenditures account for fiscal year 2024 to include a provision on the calendar year 2024 applications for hunting licenses, fishing licenses and annual park

permits for the applicant to make a voluntary contribution of \$2 or more to support the annual licenses issued to Kansas disabled veterans, annual licenses issued to Kansas national guard members, and annual park permits issued to Kansas national guard members: *And provided further*, That all moneys received as voluntary contributions to support the annual licenses issued to Kansas disabled veterans, annual licenses issued to Kansas national guard members, and annual park permits issued to Kansas national guard members shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, to the credit of the free licenses and permits fund.

State parks operating
expenditures (710-00-1900-1920).....\$1,787,952

Provided, That any unencumbered balance in the state parks operating expenditures account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Reimbursement for annual
licenses issued to national
guard members (710-00-1900-1930).....\$36,342

Provided, That any unencumbered balance in the reimbursement for annual licenses issued to national guard members account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That all moneys in the reimbursement for annual licenses issued to national guard members account shall be expended to pay the wildlife fee fund for the cost of fees for annual hunting and annual fishing licenses issued for the calendar year 2024 to Kansas army or air national guard members, which licenses are hereby authorized to be issued without charge to such members in accordance with policies and procedures prescribed by the secretary of wildlife and parks therefor and subject to the limitation of the moneys appropriated and available in the reimbursement for annual licenses issued to national guard members account to pay the wildlife fee fund for such licenses.

Reimbursement for annual
park permits issued to national
guard members (710-00-1900-1940).....\$17,922

Provided, That any unencumbered balance in the reimbursement for annual park permits issued to national guard members account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That all moneys in the reimbursement for annual park permits issued to national guard members account shall be expended to pay the parks fee fund for the cost of fees for annual park vehicle permits issued for the calendar year 2024 to Kansas army or air national guard members, which annual park vehicle permits are hereby authorized to be issued without charge to such members in accordance with policies and procedures prescribed by the secretary of wildlife and parks therefor and subject to the limitation of the moneys appropriated and available in the reimbursement for annual park permits issued to national guard members account to pay the parks fee fund for such permits: *Provided further*, That not more than one annual park vehicle permit per family shall be eligible to be paid from this account.

Reimbursement for annual

licenses issued to Kansas disabled veterans (710-00-1900-1950).....	\$69,627
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Provided, That any unencumbered balance in the reimbursement for annual licenses issued to Kansas disabled veterans account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That all moneys in the reimbursement for annual licenses issued to Kansas disabled veterans account shall be expended to pay the wildlife fee fund for the cost of fees for annual hunting and annual fishing licenses issued for the calendar year 2024 to Kansas disabled veterans, which licenses are hereby authorized to be issued without charge to such veterans in accordance with policies and procedures prescribed by the secretary of wildlife and parks therefor and subject to the limitation of the moneys appropriated and available in the reimbursement for annual licenses issued to Kansas disabled veterans account to pay the wildlife fee fund for such licenses: *Provided, however*, That to qualify for such license without charge, the resident disabled veteran shall have been separated from the armed services under honorable conditions, have a disability certified by the Kansas commission on veterans affairs as being service connected and such service-connected disability is equal to or greater than 30%: *And provided further*, That no other hunting or fishing licenses or permits shall be eligible to be paid from this account.

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Wildlife fee fund (710-00-2300-2890).....	\$37,021,157
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Provided, That additional expenditures may be made from the wildlife fee fund for fiscal year 2024 for the purposes of compensating federal aid program expenditures, if necessary, in order to comply with requirements established by the United States fish and wildlife service for the utilization of federal aid funds: *Provided further*, That all such expenditures shall be in addition to any expenditure limitation imposed upon the wildlife fee fund for fiscal year 2024: *And provided further*, That the secretary of wildlife and parks shall report all such expenditures to the governor and the legislature as appropriate: *And provided further*, That expenditures from the wildlife fee fund for official hospitality shall not exceed \$4,000.

Parks fee fund (710-00-2122-2053).....	\$12,857,301
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Provided, That additional expenditures may be made from the parks fee fund for fiscal year 2024 for the purposes of compensating federal aid program expenditures, if necessary, in order to comply with requirements established by the United States fish and wildlife service for the utilization of federal aid funds: *Provided further*, That all such expenditures shall be in addition to any expenditure limitation imposed upon the parks fee fund for fiscal year 2024: *And provided further*, That the secretary of wildlife and parks shall report all such expenditures to the governor and the legislature as appropriate.

Boating fee fund (710-00-2245-2813).....	\$1,103,187
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Provided, That additional expenditures may be made from the boating fee fund for

fiscal year 2024 for the purposes of compensating federal aid program expenditures, if necessary, in order to comply with requirements established by the United States fish and wildlife service for the utilization of federal aid funds: *Provided further*; That all such expenditures shall be in addition to any expenditure limitation imposed upon the boating fee fund for fiscal year 2024: *And provided further*; That the secretary of wildlife and parks shall report all such expenditures to the governor and the legislature as appropriate.

Central aircraft fund (710-00-6145-6100).....No limit

Provided, That expenditures may be made by the above agency from the central aircraft fund for aircraft operating expenditures, for aircraft maintenance and repair, to provide aircraft services to other state agencies and for the purchase of state aircraft insurance: *Provided further*; That the secretary of wildlife and parks is hereby authorized to fix, charge and collect fees for the provision of aircraft services to other state agencies: *And provided further*; That such fees shall be fixed to recover all or part of the operating expenditures incurred in providing such services: *And provided further*; That all fees received for such services shall be credited to the central aircraft fund.

Department access

roads fund (710-00-2178-2761).....\$1,746,736

Wildlife and parks

nonrestricted fund (710-00-2065-2120).....No limit

Prairie spirit rails-to-trails

fee fund (710-00-2025-2030).....No limit

Plant and animal disease and pest

control fund (710-00-3360-3361).....No limit

Nongame wildlife

improvement fund (710-00-2593-3300).....No limit

Wildlife conservation

fund (710-00-2100-2020).....No limit

Federally licensed wildlife

areas fund (710-00-2670-3400).....No limit

State agricultural

production fund (710-00-2050-5100).....No limit

Land and water conservation

fund – state (710-00-3794-3920).....No limit

Land and water conservation

fund – local (710-00-3794-3795).....No limit

Development and

promotions fund (710-00-2097-2010).....No limit

Department of wildlife

and parks private gifts and donations fund (710-00-7335-7000).....No limit

Fish and wildlife	
restitution fund (710-00-2166-2750).....	No limit
Parks restitution fund (710-00-2156-2100).....	No limit
Nonfederal grants fund (710-00-2063-2090).....	No limit
Disaster grants – public	
assistance fund (710-00-3005-3005).....	No limit
Soil/water	
conservation fund (710-00-3083-3083).....	No limit
Navigation projects fund (710-00-3191-3191).....	No limit
Recreation resource	
management fund (710-00-3197-3197).....	No limit
Cooperative endangered species	
conservation fund (710-00-3198-3198).....	No limit
Landowner incentive	
program fund (710-00-3200-3210).....	No limit
Bulletproof vest	
partnership fund (710-00-3216-3216).....	No limit
Recreational trails	
program fund (710-00-3238-3238).....	No limit
Highway planning/	
construction fund (710-00-3333-3333).....	No limit
Americorps – ARRA fund (710-00-3404-3405).....	No limit
Cooperative forestry	
assistance fund (710-00-3426-3426).....	No limit
North America wetland	
conservation fund (710-00-3453-3453).....	No limit
Wildlife services fund (710-00-3485-3485).....	No limit
Fish/wildlife management	
assistance fund (710-00-3495-3495).....	No limit
Fish/wildlife core act fund (710-00-3513-3513).....	No limit
Great plains LCC.....	No limit
USDA grant manual update.....	No limit
Watershed protection/flood	
prevention fund (710-00-3906-3906).....	No limit
Suspense fund (710-00-9159-9000).....	No limit
Employee maintenance deduction	
clearing fund (710-00-9120-9100).....	No limit

Cabin revenue fund (710-00-2668-2660).....	No limit
Feed the hungry fund (710-00-2642-2640).....	No limit
State wildlife grants fund (710-00-3204-3204).....	No limit
Boating safety financial assistance fund (710-00-3251-3250).....	No limit
Wildlife restoration fund (710-00-3418-3418).....	No limit
Sport fish restoration fund (710-00-3490-3490).....	No limit
Outdoor recreation acquisition, development and planning fund (710-00-3794-3794).....	No limit
Publication and other sales fund (710-00-2399-2399).....	No limit
<i>Provided</i> , That in addition to other purposes for which expenditures may be made by the above agency from moneys appropriated from the publication and other sales fund for fiscal year 2024, expenditures may be made from such fund for the purpose of compensating federal aid program expenditures, if necessary, in order to comply with the requirements established by the United States fish and wildlife service for utilization of federal aid funds: <i>Provided further</i> , That all such expenditures shall be in addition to any expenditures made from the publication and other sales fund for fiscal year 2024: <i>And provided further</i> , That the secretary of wildlife and parks shall report all such expenditures to the governor and legislature as appropriate.	
Free licenses and permits fund (710-00-2493-2493).....	No limit
Enforce underage drinking law fund (710-00-3219-3219).....	No limit
Migratory bird monitoring (710-00-3504-3504).....	No limit
Voluntary public access (710-00-3557-3557).....	No limit
Energy efficiency/conservation block grant fund (710-00-3157-3157).....	No limit
Endangered species – recovery fund (710-00-3209-3209).....	No limit
Wetlands reserve program fund (710-00-3007-3060).....	No limit
Adaptive science fund (710-00-3015-3050).....	No limit
Economic adjustment assistance fund.....	No limit
Law enforcement agency support fund.....	No limit
Enhanced hunter education program (710-00-3929-3929).....	No limit
White-nose syndrome	

response (710-00-3904-3904).....No limit

(d) During the fiscal year ending June 30, 2024, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from any special revenue fund or funds for fiscal year 2024, from which expenditures may be made for salaries and wages, as authorized by this or other appropriation act of the 2023 regular session of the legislature, expenditures may be made by the above agency from such moneys appropriated from any special revenue fund or funds for fiscal year 2024, from which expenditures may be made for salaries and wages, for progression within the existing pay structure for natural resource officers of the Kansas department of wildlife and parks: *Provided, however;* That notwithstanding the provisions of K.S.A. 75-2935, and amendments thereto, or any other statute, the secretary of wildlife and parks shall not require such officer to transfer into the unclassified service in order to progress within the existing pay structure pursuant to this subsection.

(e) Notwithstanding the provisions of K.S.A. 32-9,100, and amendments thereto, or any other statute to the contrary, in addition to the other purposes for which expenditures may be made by the Kansas department of wildlife and parks from moneys appropriated from the wildlife fee fund (710-00-2300-2880) of the Kansas department of wildlife and parks for the fiscal year ending June 30, 2024, by this or any other appropriation act of the 2023 regular session of the legislature, expenditures may be made by the above agency from such moneys during fiscal year 2024 to issue senior lifetime hunting and fishing licenses to Kansas resident disabled veterans who are 65 years of age or older: *Provided,* That such licenses are hereby authorized to be issued without charge to such veterans in accordance with policies and procedures prescribed by the secretary of wildlife and parks: *Provided further;* That to qualify for such license without charge, the resident disabled veteran shall have been separated from the armed services under honorable conditions and have a disability certified by the Kansas commission on veterans affairs office as being service-related and such service-connected disability is equal to or greater than 30%.

(f) During the fiscal year ending June 30, 2024, notwithstanding the provisions of K.S.A. 2022 Supp. 32-9,101, and amendments thereto, or any other statute to the contrary, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from any special revenue fund or funds for fiscal year 2024, as authorized by this or other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from such moneys appropriated from any special revenue fund or funds for fiscal year 2024, to issue and make available a Kansas kids lifetime combination hunting and fishing license to any child who is a resident, as defined in K.S.A. 32-701, and amendments thereto, and 15 years of age or younger upon payment of a license fee that shall not exceed \$500.

Sec. 139.

DEPARTMENT OF TRANSPORTATION

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 136(c) of chapter 81 of the 2022 Session

Laws of Kansas on the buildings – rehabilitation and repair account (276-00-4100-8005) of the state highway fund (276-00-4100-4100) of the department of transportation is hereby increased from \$4,200,000 to \$4,952,742.

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 136(c) of chapter 81 of the 2022 Session Laws of Kansas on the buildings – other construction, renovation and repair account (276-00-4100-8070) of the state highway fund (276-00-4100-4100) of the department of transportation is hereby increased from \$18,248,376 to \$27,299,652.

(c) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$1,314,773 from the statehouse debt service – state highway fund (173-00-2861-2861) of the department of administration to the state highway fund (276-00-4100-4100) of the department of transportation.

(d) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$324 from the debt service refunding – 2020R – state highway fund (173-00-2865-2865) of the department of administration to the state highway fund (276-00-4100-4100) of the department of transportation.

(e) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$135,926 from the debt service refunding – 2019F/G – state highway fund (173-00-2823-2823) of the department of administration to the state highway fund (276-00-4100-4100) of the department of transportation.

Sec. 140.

DEPARTMENT OF TRANSPORTATION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

State highway fund (276-00-4100-4100)No limit

Provided, That no expenditures may be made from the state highway fund other than for the purposes specifically authorized by this or other appropriation act.

Special city and county
highway fund (276-00-4220-4220)No limit

County equalization and
adjustment fund (276-00-4210-4210).....\$2,500,000

Highway special
permits fund (276-00-2576-2576).....\$0

Highway bond debt	
service fund (276-00-4707-9000).....	No limit
Rail service	
improvement fund (276-00-2008-2100).....	No limit
Transportation	
revolving fund (276-00-7511-1000).....	No limit
Rail service assistance program loan	
guarantee fund (276-00-7502-7200).....	No limit
Railroad rehabilitation loan	
guarantee fund (276-00-7503-7500).....	No limit
<i>Provided, That expenditures from the railroad rehabilitation loan guarantee fund shall not exceed the amount that the secretary of transportation is obligated to pay during the fiscal year ending June 30, 2024, in satisfaction of liabilities arising from the unconditional guarantee of payment that was entered into by the secretary of transportation in connection with the mid-states port authority federally taxable revenue refunding bonds, series 1994, dated May 1, 1994, authorized by K.S.A. 12-3420, and amendments thereto, and guaranteed pursuant to K.S.A. 75-5031, and amendments thereto.</i>	
Interagency motor vehicle fuel	
sales fund (276-00-2298-2400).....	No limit
<i>Provided, That expenditures may be made from the interagency motor vehicle fuel sales fund to provide and sell motor vehicle fuel to other state agencies: Provided further; That the secretary of transportation is hereby authorized to fix, charge and collect fees for motor vehicle fuel sold to other state agencies: And provided further, That such fees shall be fixed in order to recover all or part of the expenses incurred in providing motor vehicle fuel to other state agencies: And provided further, That all fees received for such sales of motor vehicle fuel shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the interagency motor vehicle fuel sales fund.</i>	
Coordinated public transportation	
assistance fund (276-00-2572-0300).....	No limit
Public use general aviation airport	
development fund (276-00-4140-4140).....	No limit
Highway bond	
proceeds fund (276-00-4109-4110).....	No limit
Communication system	
revolving fund (276-00-7524-7700).....	No limit
Traffic records	
enhancement fund (276-00-2356-2000).....	No limit
Other federal grants fund (276-00-3122-3100).....	No limit
Kansas intermodal transportation	

revolving fund (276-00-7552-7551).....	No limit
Conversion of materials and equipment fund (276-00-2256-2256).....	No limit
Seat belt safety fund (276-00-2216-2216).....	No limit
Driver's education scholarship grant fund (276-00-2851-2851).....	No limit
Transportation technology development fund (276-00-2835-2835).....	No limit
Broadband infrastructure construction grant fund (276-00-2836-2836).....	No limit
Short line rail improvement fund (276-00-2837-2837).....	No limit

(b) Expenditures may be made by the above agency for the fiscal year ending June 30, 2024, from the state highway fund (276-00-4100-4100) for the following specified purposes: *Provided*, That expenditures from the state highway fund for fiscal year 2024, other than refunds authorized by law for the following specified purposes, shall not exceed the limitations prescribed therefor as follows:

Agency operations (276-00-4100-0403).....\$319,084,889

Provided, That expenditures from the agency operations account of the state highway fund for official hospitality by the secretary of transportation shall not exceed \$5,000: *Provided further*, That expenditures may be made from this account for engineering services furnished to counties for road and bridge projects under K.S.A. 68-402e, and amendments thereto.

Conference fees (276-00-4100-2200).....No limit

Provided, That the secretary of transportation is hereby authorized to fix, charge and collect conference, training and workshop attendance and registration fees for conferences, training seminars and workshops sponsored or cosponsored by the department: *Provided further*, That such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the conference fees account of the state highway fund: *And provided further*, That expenditures may be made from this account to defray all or part of the costs of the conferences, training seminars and workshops.

Categorical aid NHTSA national priority (276-00-4100-3035).....No limit

Unmanned aerial systems –
 UAS aviation only (276-00-4100-6400).....No limit

Substantial maintenance (276-00-4100-0700).....No limit

Claims (276-00-4100-1150).....No limit

Payments for city
 connecting links (276-00-4100-6200).....\$5,360,000

Federal local aid programs (276-00-4100-3000).....No limit

Bond services fees (276-00-4100-0580).....	No limit
Other capital improvements (276-00-4100-8075).....	No limit

Provided, That the secretary of transportation is authorized to make expenditures from the other capital improvements account to undertake a program to assist cities and counties with railroad crossings of roads not on the state highway system.

(c) (1) In addition to the other purposes for which expenditures may be made by the above agency from the state highway fund (276-00-4100-4100) for fiscal year 2024, expenditures may be made by the above agency from the following capital improvement account or accounts of the state highway fund for fiscal year 2024 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Buildings – rehabilitation and repair (276-00-4100-8005).....	\$5,000,000
Buildings – reroofing (276-00-4100-8010).....	\$719,916
Buildings – other construction, renovation and repair (276-00-4100-8070).....	\$18,730,476
Buildings – purchase land (276-00-4100-8065).....	\$45,000

(2) In addition to the other purposes for which expenditures may be made by the above agency from the state highway fund (276-00-4100-4100) for fiscal year 2024, expenditures may be made by the above agency from the state highway fund for fiscal year 2024 from the unencumbered balance as of June 30, 2023, in each capital improvement project account for a building or buildings in the state highway fund for one or more projects approved for prior fiscal years: *Provided*, That all expenditures from the unencumbered balance in any such project account of the state highway fund for fiscal year 2024 shall not exceed the amount of the unencumbered balance in such project account on June 30, 2023, subject to the provisions of subsection (d): *Provided further*, That all expenditures from any such project account shall be in addition to any expenditure limitation imposed on the state highway fund for fiscal year 2024.

(d) During the fiscal year ending June 30, 2024, the secretary of transportation, with the approval of the director of the budget, may transfer any part of any item of appropriation in a capital improvement project account for a building or buildings for fiscal year 2024 from the state highway fund (276-00-4100-4100) for the department of transportation to another item of appropriation in a capital improvement project account for a building or buildings for fiscal year 2024 from the state highway fund for the department of transportation: *Provided*, That the secretary of transportation shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(e) On April 1, 2024, the director of accounts and reports shall transfer from the motor pool service fund (173-00-6109-4020) of the department of administration to the state highway fund (276-00-4100-4100) of the department of transportation an amount determined to be equal to the sum of the annual vehicle registration fees for each vehicle owned or leased by the state or any state agencies in accordance with K.S.A. 75-4611, and amendments thereto.

(f) During the fiscal year ending June 30, 2024, upon notification from the secretary of transportation that an amount is due and payable from the railroad rehabilitation loan guarantee fund (276-00-7503-7500), the director of accounts and reports shall transfer from the state highway fund (276-00-4100-4100) to the railroad rehabilitation loan guarantee fund the amount certified by the secretary as due and payable.

(g) Any payment for services during the fiscal year ending June 30, 2024, from the state highway fund (276-00-4100-4100) to other state agencies shall be in addition to any expenditure limitation imposed on the state highway fund for fiscal year 2024.

(h) Notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, for the fiscal year ending June 30, 2024, the secretary of transportation shall apportion and distribute quarterly, on the first day of January, April, July and October, to cities on the state highway system from the state highway fund moneys at the rate of \$5,000 per year per lane per mile for the maintenance of streets and highways in cities designated by the secretary as city connecting links: *Provided*, That all moneys so distributed shall be used solely for the maintenance of city connecting links: *Provided further*, That such apportionment shall apply only to those city connecting link lanes maintained by the city, and shall not apply to city connecting link lanes maintained by the secretary pursuant to agreement with the city: *And provided further*, That, as used in this subsection, "lane" means the portion of the roadway for use of moving traffic of a standard width prescribed by the secretary.

(i) During the fiscal year ending June 30, 2024, the director of the budget shall certify to the director of accounts and reports the difference, if negative, between \$156,424,618 and the amount collected under the motor-fuel tax law and credited to the special city and county highway fund pursuant to K.S.A. 79-3425 and 79-34,142, and amendments thereto, after the transfer from the special city and county highway fund to the county equalization and adjustment fund pursuant to K.S.A. 79-3425c, and amendments thereto: *Provided*, That upon receipt of such certification, the director of accounts and reports shall transfer such certified amount, not to exceed \$4,226,614, from the state general fund to the special city and county highway fund (276-00-4220-4220) of the department of transportation: *Provided further*, That at the same time such certification is transmitted to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research.

(j) During the fiscal years ending June 30, 2024, and June 30, 2025, notwithstanding the provisions of K.S.A. 2022 Supp. 75-5096, and amendments thereto, or any other statute, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from any special revenue fund or funds for fiscal year 2024 or 2025 as authorized by this or any other appropriation act of the 2023 or 2024 regular session of the legislature, expenditures shall be made from such moneys for fiscal year 2024 and 2025 for the secretary of transportation to develop a driver's education scholarship grant program to assist qualified individuals to become safe drivers: *Provided*, That any entity that desires to provide a driver's education program may submit an application for a competitive grant of moneys in an amount to be determined by the secretary for the purpose of paying the costs of scholarships to attend a driver's education program: *Provided, however*, That a scholarship for a

qualified individual shall not exceed \$200: *Provided further*, That such scholarship shall be awarded upon completion of the driver's education program: *And provided further*, That the secretary of transportation shall administer the provisions of this subsection and may establish additional criteria for qualification for a grant and such other matters deemed necessary by the secretary for the administration of this subsection: *And provided further*, That "qualified individual" means an individual who resides within the state of Kansas, is under 30 years of age and whose household income is positive and not more than 200% of the federal poverty level for the tax year prior to the year in which the application is submitted: *And provided further*, That "federal poverty level" means the most recent poverty income guidelines published in the calendar year by the United States department of health and human services: *And provided further*, That on or before January 8, 2024, and January 13, 2025, the secretary shall provide a report to the house of representatives committees on appropriations and transportation and the senate committees on ways and means and transportation on the driver's education scholarship grant program.

Sec. 141. In addition to the other purposes for which expenditures may be made by the legislature from the operations (including official hospitality) account of the state general fund for the fiscal year ending June 30, 2024, expenditures shall be made by the legislature from the operations (including official hospitality) account of the state general fund for fiscal year 2024 for an additional amount of allowance equal to the amount required to provide, along with the amount of allowance otherwise payable from appropriations for the legislature to each member of the legislature at the rate prescribed by K.S.A. 46-137a(c), and amendments thereto, an aggregate amount of allowance: (a) Equal to \$354.15 for the two-week period that coincides with the first biweekly payroll period, which is chargeable to fiscal year 2024 and for each of the 14 ensuing two-week periods thereafter; and (b) equal to \$354.15 for the two-week period that coincides with the biweekly payroll period, which includes March 17, 2024, which is chargeable to fiscal year 2024 and for each of the four ensuing two-week periods thereafter, for each member of the legislature to defray expenses incurred between sessions of the legislature for postage, telephone, office and other incidental expenses, which are chargeable to fiscal year 2024, notwithstanding the provisions of K.S.A. 46-137a, and amendments thereto: *Provided*, That all expenditures under this section for such purposes shall be made otherwise in the same manner that such allowance is payable to such members of the legislature for such two-week periods, for which such allowance is payable in accordance with this section and which are chargeable to fiscal year 2024.

Sec. 142. (a) On June 30, 2024, notwithstanding the provisions of K.S.A. 74-8768, and amendments thereto, or any other statute, the director of accounts and reports shall transfer the amount of any unencumbered balance in the expanded lottery act revenues fund to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the expanded lottery act revenues fund to the state general fund as prescribed by law.

(b) On June 30, 2024, the director of accounts and reports shall determine and notify the director of the budget if the amount of revenue collected in the expanded lottery act revenues fund for the fiscal year ending June 30, 2024, is insufficient to fund the appropriations and transfers that are authorized from the expanded lottery act

revenues fund for the fiscal year ending June 30, 2024, in accordance with the provisions of appropriation acts. The director of the budget shall certify to the director of accounts and reports the amount necessary to be transferred from the state general fund to the expanded lottery act revenues fund in order to fund all such appropriations and transfers that are authorized from the expanded lottery act revenues fund for the fiscal year ending June 30, 2024. Upon receipt of such certification, the director of accounts and reports shall transfer the amount of moneys from the state general fund to the expanded lottery act revenues fund that is required in accordance with the certification by the director of the budget under this section. At the same time as the director of the budget transmits this certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research.

Sec. 143. (a) During the fiscal years ending June 30, 2024, and June 30, 2025, in addition to the other purposes for which expenditures may be made by any state agency that is named in this act, expenditures shall be made by such state agency from moneys appropriated for fiscal year 2024 and fiscal year 2025 by this or any other appropriation act of the 2023 or 2024 regular session of the legislature to post on a searchable website accessible by the public, pursuant to the Kansas taxpayer transparency act, K.S.A. 74-72,123, and amendments thereto, any grant awarded by any agency using state or federal funds, including the grant awardee, applications and a list of all applicants who applied for such grant: *Provided*, That the list of all such applicants shall include: (1) Such applicant's organization name; (2) the county where the proposed project is located; (3) a brief description of the proposed project in such application; (4) the dollar amount requested in such application; and (5) the date that the above agency received such application: *Provided further*, That information required to be included on the website pursuant to this paragraph shall be posted within 30 business days after the date of awarding the grant.

Sec. 144. (a) In addition to the other purposes for which expenditures may be made by any state agency named in this or other appropriation act of the 2023 regular session of the legislature from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2024 as authorized by this or other appropriation act of the 2023 regular session of the legislature, expenditures are hereby authorized and directed to be made by each such state agency from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2024 to enroll and actively participate in e-verify for verification of employment eligibility of all employees whose employment commences after January 1, 2024.

(b) During the fiscal year ending June 30, 2024, no state agency named in this or other appropriation act of the 2023 regular session of the legislature shall expend moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2024 as authorized by this or other appropriation act of the 2023 regular session of the legislature for such state agency as authorized by this or other appropriation act of the 2023 regular session of the legislature to:

(1) Award either a public works or a purchase contract for goods or services having a value of at least \$50,000 to a bidder, contractor or employer unless such bidder, contractor or employer verifies the employment eligibility of the employees of such

bidder, contractor or employer through e-verify;

(2) authorize a bidder, contractor or employer to be eligible to bid for or receive either a public works contract or a purchase contract having a value of at least \$50,000 from any such state agency unless such bidder, contractor or employer certifies that such bidder, contractor or employer verifies the employment eligibility of the employees of such bidder, contractor or employer through e-verify; or

(3) authorize such bidder, contractor or employer who bids on or receives a contract referenced in either paragraph (1) or (2) to bid or receive a contract prior to ensuring that any subcontractor used by the bidder, contractor or employer in the performance of the public works contract or purchase contract having a value of at least \$50,000 certifies the employment eligibility of the employees of such subcontractor through e-verify.

(c) In addition to the other purposes for which expenditures may be made by any state agency named in this or other appropriation act of the 2023 or 2024 regular session of the legislature from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2025 as authorized by this or other appropriation act of the 2023 or 2024 regular session of the legislature, expenditures are hereby authorized and directed to be made by each such state agency from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2025 to enroll and actively participate in e-verify for verification of employment status of all employees whose employment commences during fiscal year 2025.

(d) During the fiscal year ending June 30, 2025, no state agency named in this or other appropriation act of the 2023 or 2024 regular session of the legislature shall expend moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2025 as authorized by this or other appropriation act of the 2023 or 2024 regular session of the legislature for such state agency as authorized by this or other appropriation act of the 2023 or 2024 regular session of the legislature to:

(1) Award either a public works or a purchase contract for goods or services having a value of at least \$50,000 to a bidder, contractor or employer unless such bidder, contractor or employer verifies the employment eligibility of the employees of such bidder, contractor or employer through e-verify;

(2) authorize a bidder, contractor or employer to be eligible to bid for or receive either a public works contract or a purchase contract having a value of at least \$50,000 from any such state agency unless such bidder, contractor or employer certifies that such bidder, contractor or employer verifies the employment eligibility of the employees of such bidder, contractor or employer through e-verify; or

(3) authorize such bidder, contractor or employer who bids on or receives a contract referenced in either paragraph (1) or (2) to bid or receive a contract prior to ensuring that any subcontractor used by the bidder, contractor or employer in the performance of the public works contract or purchase contract having a value of at least \$50,000 certifies the employment eligibility of the employees of such subcontractor through e-verify.

(e) As used in this section:

(1) "Employee" means any person who performs employment services for an employer pursuant to an employment relationship between the employee and the employer.

(2) "Employer" means any individual or type of organization that transacts business in this state and employs one or more individuals who perform employment services in this state.

(3) "E-verify" means an electronic system jointly administered by the United States department of homeland security and the social security administration or its successor program, pursuant to 8 U.S.C. § 1324a, that is used to verify the employment authorization of employees.

Sec. 145. (a) During the fiscal years ending June 30, 2023, and June 30, 2024, in addition to the other purposes for which expenditures may be made by the department of administration from moneys appropriated from the state general fund or any special revenue fund or funds for the department of administration for fiscal year 2023 or 2024 by chapter 81 or 97 of the 2022 Session Laws of Kansas, this act or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the department of administration from the state general fund or from any special revenue fund or funds for fiscal year 2023 or 2024, for and on behalf of the Kansas department for aging and disability services, to convey, without consideration, all of the rights, title and interest in approximately 15 acres of the following described real estate, and any improvements thereon, to the Kansas commission on veterans affairs office:

A part of Section 11, Township 12 South, Range 15, East of the 6th P.M., in Shawnee County, Kansas, described as follows: Beginning at a point 30 feet South of the Northeast Corner of the West Half of Section 11; thence South 89°12' West, parallel with the North line of said Section, 1017.1 feet; thence South 0°06'18" West, 1762.32 feet; thence South 89°54'28" East, 679.14 feet; thence South 0°21'57" West, 856.91 feet to a point 336.65 feet West of the center of Section 11; thence South 0°21'57" West, 2219 feet more or less to the center of Shunganunga Creek; thence Easterly and Northerly, down the center of said Creek and following the meanderings thereof to the East line of the West Half of the East Half of Section 11; thence Northerly along said East line 3473.68 feet more or less to a point 320.04 feet South of the Northeast Corner of the West Half of the East Half of Section 11; thence South 89°12' West, 1301.65 feet to a point 30 feet East of the North South Center Line of Section 11; thence North parallel with said center line 290.4 feet; Thence West 30 feet to the point of beginning,

AND

A part of Section 11, Township 12 South, Range 15 East of the 6th P.M., described as follows: Commencing at a point 30 feet South of the Northeast corner of the West half of said Section 11; thence South 89°12'00" West, parallel to the North line of said Section, 1017.10 feet; thence South 0°06'18" West, 1762.32 feet to the Point of Beginning; thence South 60°45'00" East, 133.00 feet; thence South 00°06'18" West, 123.70 feet to a point on the existing chain-link fence; thence along said fence South 89°54'28" East, 558.75 feet; thence North 00°21'57" East, 188.50 feet; thence North 89°54'28" West, 675.77 feet to the Place of Beginning.

LESS

A tract of land in the Southeast Quarter of Section 11, Township 12 South, Range 15, East of the 6th P.M., described as follows: Commencing at the Northeast Corner of the West Half of the Southeast Quarter of said Section 11, thence South 89 degrees 06 minutes 03 seconds West 600 feet; thence South 00 degrees 17 minutes 05 seconds West, 300.00 feet; thence North 89 degrees 06 minutes 03 seconds East, 600.00 feet; thence North 00 degrees 17 minutes 05 seconds East 300.00 feet to the point of beginning, in the City of Topeka, Shawnee County, Kansas,

AND LESS

A tract of land in the West half of the Southeast Quarter of Section 11, Township 12 South, Range 15 East of the 6th P.M., Beginning at the Southeast corner of the West half of the Northeast quarter; thence coincident with the East line of the West half of said Northeast Quarter on Azimuth 00 degrees 04 minutes 23 seconds, a distance of 50.00 feet to the Point of Beginning; thence continuing coincident with said East line on Azimuth 00 degrees 04 minutes 23 seconds, a distance of 68.65 feet; thence leaving said East line on Azimuth 268 degrees 52 minutes 11 seconds, a distance of 828.70 feet; thence on Azimuth 244 degrees 46 minutes 18 seconds, a distance of 290.52 feet to a point on the South line of said Northeast Quarter; thence on Azimuth 180 degrees 02 minutes 40 seconds, a distance of 461.03 feet; thence on Azimuth 88 degrees 52 minutes 11 seconds, a distance of 1091.41 feet to the East line on the West half of the Southeast Quarter of said Section 11; thence coincident with said East line on Azimuth 00 degrees 02 minutes 40 seconds, a distance of 161.03 feet; thence leaving said East line on Azimuth 268 degrees 52 minutes 11 seconds, a distance of 600.00 feet; thence on Azimuth 00 degrees 02 minutes 40 seconds, a distance of 300 feet to a point on the North line of said Southeast Quarter; thence on Azimuth 00 degrees 04 minutes 23 seconds, a distance of 50.00 feet; thence on Azimuth 88 degrees 52 minutes 11 seconds, a distance of 600.00 feet to the Point of Beginning.

AND LESS

A tract of land in the West half of the Northeast Quarter of Section 11, Township 12 South, Range 15 East of the 6th Principal Meridian in the City of Topeka, Shawnee County, Kansas, Beginning at the Southeast corner of the West half of the Northeast Quarter Section; thence North 00 degrees 18 minutes 33 seconds East along the East line of said West half of the Northeast Quarter Section, 50 feet; thence South 89 degrees 06 minutes 03 seconds West, 600.00 feet thence South 00 degrees 18 minutes 33 seconds West, 50.00 feet; thence North 89 degrees 06 minutes 03 seconds East, 600.00 feet along the South line of said Quarter Section to the Place of Beginning.

AND LESS

A tract of land in the Northwest Quarter of Section 11, Township 12 South, Range 15 East of the 6th Principal Meridian in the City of Topeka, Shawnee County, Kansas, more particularly described as follows: Commencing at the Northeast corner of such Northwest Quarter; thence West along the North line of such Quarter Section a distance of 1,017.1 feet; thence South along the West property line a distance of 30.00 feet to the True Point of Beginning; thence South along such West line a distance of 25.00 feet; thence East parallel to and 55.00 feet South of the North line of such Quarter Section to

a point on the East line; thence North along such East line for a distance of 25.00 feet; thence West to the Point of Beginning.

(b) The secretary of administration, in consultation with the secretary of aging and disability services and the director of the Kansas commission on veterans affairs office, shall determine the specific parcel of approximately 15 acres of real estate within the described real estate in subsection (a). Conveyance of such rights, title and interest in such real estate and any improvements thereon shall be executed in the name of the department of administration executed by the secretary of administration. The deed for such conveyance shall be by quitclaim deed.

(c) No exchange and conveyance of real estate and any improvements thereon as authorized by this section shall be made by the secretary of administration until the correct legal description, deeds and conveyances have been reviewed and approved by the attorney general.

(d) The conveyance of real property authorized by this section shall be contingent upon the receipt of funding from the United States department of veterans affairs for the purposes of constructing a state veterans home facility located in northeast Kansas as authorized by section 51 of chapter 97 of the 2022 Session Laws of Kansas. Conveyance of the real property authorized by this section shall not occur in the event the United States department of veterans affairs does not provide funding through its construction grant program for fiscal year 2024.

(e) The conveyance of real property authorized by this section shall not be subject to the provisions of K.S.A. 75-3043a, and amendments thereto.

Sec. 146.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, for the capital improvement project or projects specified, the following:

Rehabilitation and repair for	
state facilities (173-00-1000-8500).....	\$5,000,000
<i>Provided</i> , That any unencumbered balance in the rehabilitation and repair for state facilities account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.	
Debt service refunding – 2016H (173-00-1000-0464).....	\$6,298,500
Debt service	
refundig – 2019F/G (173-00-1000-0465).....	\$6,578,181
Debt service	
refundig – 2020R (173-00-1000-8563).....	\$8,234,200
Debt service	
refundig – 2020S (173-00-1000-8564).....	\$776,500
Debt service refunding – 2021P (173-00-1000-8562).....	\$5,751,750

Printing plant improvements (173-00-1000).....\$6,500,000

Provided, That if the above agency, in consultation with the director of the budget, determines that federal moneys received by the state that are identified as moneys from the federal government for aid to the state of Kansas for coronavirus relief are eligible to be used for any such printing plant improvements in addition to the federal funds currently encumbered for such project, may be expended at the discretion of the state, in compliance with the office of management and budget's uniform administrative requirements, cost principles and audit requirements for federal awards, are unencumbered during fiscal year 2024 and may be used for the purposes of this proviso, the director of the budget shall certify the amount of any such additional federal moneys to the director of accounts and reports and then, on the date of such certification, of the \$6,500,000 appropriated for the above agency for the fiscal year ending June 30, 2024, by this section from the state general fund in the printing plant improvements account (173-00-1000), an amount equal to such certified amount is hereby lapsed: *Provided further*; That at the same time as the director of the budget transmits certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Veterans memorial fund (173-00-7253-7250).....No limit

State facilities gift fund (173-00-7263-7290).....No limit

Master lease program fund (173-00-8732).....No limit

State buildings

 depreciation fund (173-00-6149-4500).....No limit

Executive mansion gifts fund (173-00-7257-7270).....No limit

Topeka state hospital cemetery memorial

 gift fund (173-00-7337-7240).....No limit

Capitol area plaza authority

 planning fund (173-00-7121-7035).....No limit

Provided, That the secretary of administration may accept gifts, donations and grants of money, including payments from local units of city and county government, for the development of a new master plan for the capitol plaza and the state zoning area described in K.S.A. 75-3619, and amendments thereto: *Provided further*; That all such gifts, donations and grants shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, to the credit of the capitol area plaza authority planning fund.

Statehouse debt service – state

 highway fund (173-00-2861-2861).....No limit

Debt service refunding – 2019F/G –

 state highway fund (173-00-2823-2823).....No limit

- Debt service refunding – 2020R –
state highway fund (173-00-2865-2865).....No limit
- Debt service refunding – 2020S –
state highway fund (173-00-2866-2866).....No limit
- Printing plant improvement fund.....No limit

(c) In addition to the other purposes for which expenditures may be made by the above agency from the building and ground fund for fiscal year 2024, expenditures may be made by the above agency from the following capital improvement account or accounts of the building and ground fund (173-00-2028) for fiscal year 2024 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

- Parking improvements
and repair (173-00-2028-2085).....No limit

(d) In addition to the other purposes for which expenditures may be made by the above agency from the state buildings depreciation fund (173-00-6149) for fiscal year 2024, expenditures may be made by the above agency from the following capital improvement account or accounts of the state buildings depreciation fund for fiscal year 2024 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

- State of Kansas facilities projects –
debt service (173-00-6149-4520).....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the state buildings depreciation fund for fiscal year 2024.

(e) In addition to the other purposes for which expenditures may be made by the above agency from the state buildings operating fund (173-00-6148) for fiscal year 2024, expenditures may be made by the above agency from the following capital improvement account or accounts of the state buildings operating fund for fiscal year 2024 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

- Eisenhower building purchase and renovation –
debt service (173-00-6148-4610).....No limit

(f) In addition to the other purposes for which expenditures may be made by the above agency from the building and ground fund (173-00-2028), the state buildings depreciation fund (173-00-6149), and the state buildings operating fund (173-00-6148) for fiscal year 2024, expenditures may be made by the above agency from each such special revenue fund for fiscal year 2024 from the unencumbered balance as of June 30, 2023, in each existing capital improvement account of each such special revenue fund: *Provided*, That expenditures from the unencumbered balance of any such existing capital improvement account shall not exceed the amount of the unencumbered balance in such account on June 30, 2023: *Provided further*, That all expenditures from the unencumbered balance of any such account shall be in addition to any expenditure limitation imposed on each such special revenue fund for fiscal year 2024 and shall be

in addition to any other expenditure limitation imposed on any such account of each such special revenue fund for fiscal year 2024.

Sec. 147.

DEPARTMENT OF COMMERCE

(a) In addition to the other purposes for which expenditures may be made by the above agency from the reimbursement and recovery fund (300-00-2275) for fiscal year 2024, expenditures may be made by the above agency from the following capital improvement account or accounts of the reimbursement and recovery fund during the fiscal year 2024, for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair (300-00-2275).....No limit

(b) In addition to the other purposes for which expenditures may be made by the above agency from the Wagner Peyser employment services – federal fund (300-00-3275) for fiscal year 2024, expenditures may be made by the above agency from the following capital improvement account or accounts of the Wagner Peyser employment services – federal fund during the fiscal year 2024, for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair (300-00-3275).....No limit

Sec. 148.

KANSAS DEPARTMENT FOR
AGING AND DISABILITY SERVICES

(a) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2024, for the capital improvement project or projects specified, the following:

Rehabilitation and repair projects (039-00-8100-8240).....\$3,200,000

Provided, That the secretary for aging and disability services is hereby authorized to transfer moneys during fiscal year 2024 from the rehabilitation and repair projects account to a rehabilitation and repair account for any institution, as defined by K.S.A. 76-12a01, and amendments thereto, for projects approved by the secretary for aging and disability services: *Provided further*, That expenditures also may be made from this account during fiscal year 2024 for the purposes of rehabilitation and repair for facilities of the Kansas department for aging and disability services other than any institution, as defined by K.S.A. 76-12a01, and amendments thereto.

Debt service – state hospitals
rehabilitation and repair (039-00-8100-8325).....\$268,450

Larned state hospital – city of Larned
wastewater treatment (410-00-8100-8300).....\$129,620

Provided, That notwithstanding the provisions of K.S.A. 76-6b05, and amendments

thereto, expenditures may be made by the above agency from the Larned state hospital – city of Larned wastewater treatment account of the state institutions building fund for payment of Larned state hospital's portion of the city of Larned's wastewater treatment system.

Sec. 149.

DEPARTMENT OF LABOR

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, for the capital improvement project or projects specified, the following:

Capital improvements (296-00-1000).....\$795,000

Provided, That any unencumbered balance in the capital improvements account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Employment security administration property
sale fund (296-00-3336-3110).....No limit

Provided, That the secretary of labor is hereby authorized to make expenditures from the employment security administration property sale fund during fiscal year 2024 for the unemployment insurance program: *Provided, however*; That no expenditures shall be made from this fund for the proposed purchase or other acquisition of additional real estate to provide space for the unemployment insurance program of the department of labor until such proposed purchase or other acquisition, including the preliminary plans and program statement for any capital improvement project that is proposed to be initiated and completed by or for the department of labor have been reviewed by the joint committee on state building construction.

(c) In addition to the other purposes for which expenditures may be made by the department of labor from moneys appropriated from any special revenue fund or funds for fiscal year 2024 as authorized by this or other appropriation act of the 2023 regular session of the legislature, expenditures may be made by the department of labor for fiscal year 2024 from the moneys appropriated from any special revenue fund for the expenses of the sale, exchange or other disposition conveying title for any portion or all of the real estate of the department of labor: *Provided*, That such expenditures may be made and such sale, exchange or other disposition conveying title for any portion or all of the real estate of the department of labor may be executed or otherwise effectuated only upon specific authorization by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, and acting after receiving the recommendations of the joint committee on state building construction: *Provided, however*; That no such sale, exchange or other disposition conveying title for any portion of the real estate of the department of labor shall be executed until the

proposed sale, exchange or other disposition conveying title for such real estate has been reviewed by the joint committee on state building construction: *Provided further*, That the net proceeds from the sale of any of the real estate of the department of labor shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the employment security administration property sale fund of the department of labor: *And provided further*, That expenditures from the employment security administration property sale fund shall not exceed the limitation established for fiscal year 2024 by this or other appropriation act of the 2023 regular session of the legislature except upon approval of the state finance council.

(d) In addition to the other purposes for which expenditures may be made by the above agency from the workmen's compensation fee fund (296-00-2124) for fiscal year 2024, expenditures may be made by the above agency from the workmen's compensation fee fund for fiscal year 2024 for the following capital improvement projects: Payment of rehabilitation and repair projects: *Provided*, That expenditures from the workmen's compensation fee fund (296-00-2124-2228) for fiscal year 2024 for such capital improvement purposes shall not exceed \$530,000.

Sec. 150.

KANSAS COMMISSION ON
VETERANS AFFAIRS OFFICE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, for the capital improvement project or projects specified, the following:

Veterans cemetery program rehabilitation and
repair projects (694-00-1000-0904).....\$236,980

Provided, That any unencumbered balance in the veterans cemetery program rehabilitation and repair projects account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

(b) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2024, for the capital improvement project or projects specified, the following:

Soldiers' home rehabilitation and
repair projects (694-00-8100-7100).....\$1,027,460

Veterans' home rehabilitation and
repair projects (694-00-8100-8250).....\$1,626,476

Northeast Kansas veterans' home (694-00-8100).....\$16,350,833

Provided, That any unencumbered balance in the northeast Kansas veterans' home account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Committal shelter doors (694-00-8100).....\$90,000

Provided, That notwithstanding the provisions of K.S.A. 76-6b05, and amendments

thereto, or any other statute, expenditures may be made by the above agency from the committal shelter doors account of the state institutions building fund for payment of adding committal shelter doors at the Fort Dodge cemetery and at the WaKeeney cemetery.

Storage building (694-00-8100).....\$192,696

Provided, That notwithstanding the provisions of K.S.A. 76-6b05, and amendments thereto, or any other statute, expenditures may be made by the above agency from the storage building account of the state institutions building fund for payment of a new storage building and fence maintenance at the Fort Dodge cemetery.

Sec. 151.

KANSAS STATE SCHOOL FOR THE BLIND

(a) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2024, for the capital improvement project or projects specified, the following:

Rehabilitation and
 repair projects (604-00-8100-8108).....\$419,988

Security system
 upgrade project (604-00-8100-8130).....\$241,277

Campus boilers and
 HVAC upgrades (604-00-8100-8145).....\$1,043,319

Electrical safety upgrade (604-00-8100-8155).....\$204,160

Brighton building elevator (604-00-8100-8160).....\$400,969

Security Perimeter Fencing.....\$318,250

Track stabilization.....\$100,000

Sec. 152.

KANSAS STATE SCHOOL FOR THE DEAF

(a) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2024, for the capital improvement project or projects specified, the following:

Rehabilitation and repair projects (610-00-8100-8108).....\$474,024

Campus life safety and security (610-00-8100-8130).....\$316,651

Campus boilers and
 HVAC upgrades (610-00-8100-8145).....\$683,269

Foltz gym wall (610-00-8100-8150).....\$160,000

Commercial dishwasher.....\$132,250

Electrical service upgrade.....\$230,000

Emery building upgrades.....	\$202,000
Dorm remodel.....	\$250,000

Sec. 153.

STATE HISTORICAL SOCIETY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Rehabilitation and repair projects (288-00-1000-8088).....	\$375,000
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Provided, That any unencumbered balance in the rehabilitation and repair projects account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

(b) In addition to the other purposes for which expenditures may be made by the above agency from the private gifts, grants and bequests fund (288-00-7302) for fiscal year 2024, expenditures may be made by the above agency from the following capital improvement account or accounts of the private gifts, grants and bequests fund for fiscal year 2024 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair projects.....	No limit
-----------------------------------------	----------

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the private gifts, grants and bequests fund for fiscal year 2024.

(c) In addition to the other purposes for which expenditures may be made by the above agency from the historical preservation grant in aid fund (288-00-3089) for fiscal year 2024, expenditures may be made by the above agency from the following capital improvement account or accounts of the historical preservation grant in aid fund for fiscal year 2024 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair projects.....	No limit
-----------------------------------------	----------

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the historical preservation grant in aid fund for fiscal year 2024.

(d) In addition to the other purposes for which expenditures may be made by the above agency from the private gifts, grants and bequests fund, historic properties fee fund, state historical facilities fund, save America's treasures fund, historical society capital improvement fund, law enforcement memorial fund and historical preservation grant in aid fund for fiscal year 2024, expenditures may be made by the above agency from each such special revenue fund for fiscal year 2024 from the unencumbered balance as of June 30, 2023, in each existing capital improvement account of each such special revenue fund: *Provided*, That expenditures from the unencumbered balance of any such existing capital improvement account shall not exceed the amount of the unencumbered balance in such account on June 30, 2023: *Provided further*; That all

expenditures from the unencumbered balance of any such account shall be in addition to any expenditure limitation imposed on each such special revenue fund for fiscal year 2024 and shall be in addition to any other expenditure limitation imposed on any such account of each such special revenue fund for fiscal year 2024.

Sec. 154.

EMPORIA STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Memorial union project –	
debt service 2020F (379-00-5161-5040).....	No limit
Student housing projects –	
debt service 2017D (379-00-5169-5050).....	No limit
Twin towers housing project –	
debt service 2017D (379-00-5120-5030).....	No limit
Parking maintenance projects (379-00-5186-5060).....	No limit
Rehabilitation and repair projects	
(379-00-2526-2040; 379-00-2069-2010).....	No limit
Student housing projects (379-00-5650-5120;	
379-00-5169-5050).....	No limit
Deferred maintenance projects (379-00-2485-2485).....	No limit
Morris central renovation (379-00-2526-2040).....	No limit
Welch stadium renovation (379-00-2526-2040).....	No limit
King hall theatre (379-00-2526-2040).....	No limit

(b) During the fiscal year ending June 30, 2024, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2023 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2022.

(c) During the fiscal year ending June 30, 2024, the above agency may make expenditures from the state universities facilities capital renewal initiative account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2023 regular session of the legislature.

(d) During the fiscal year ending June 30, 2024, the above agency may make expenditures from the demolition of buildings account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2023 regular session of the legislature.

(e) In addition to the other purposes for which expenditures may be made by Emporia state university from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2024 or fiscal year 2025, as authorized by this or other appropriation act of the 2023 or 2024 regular session of the legislature, expenditures may be made by Emporia state university from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2024 or fiscal year 2025 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project to demolish certain facilities and to construct, renovate, develop and equip a new department of nursing and student wellness center all on the campus of Emporia state university: *Provided*, That such capital improvement project is hereby approved for Emporia state university for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *Provided further*, That Emporia state university may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project: *Provided, however*, That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$15,000,000 plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction and renovation of such project and, for a period of not more than one year following completion of such project, credit enhancement costs and any required reserves for the payment of principal and interest on the bonds: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further*, That debt service for any such bonds for such capital improvement project shall be financed by appropriations from any appropriate special revenue fund or funds: *And provided further*, That any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority, shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further*, That Emporia state university shall make provisions for the maintenance of the building.

Sec. 155.

FORT HAYS STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Lewis field/Wiest hall renovation –

debt service 2016B (246-00-5103-5020).....	No limit
Memorial union renovation – debt service 2005G (246-00-5102-5010).....	No limit
Memorial union addition – debt service 2020C (246-00-2510-2040).....	No limit
Memorial union project (246-00-2510-2040).....	No limit
Energy conservation – debt service (246-00-2035-2000).....	No limit
Wiest hall replacement – debt service 2016B (246-00-5103-5020).....	No limit
Deferred maintenance projects (246-00-2483-2483).....	No limit
Forsyth library renovation (246-00-2035-2000).....	No limit
Rarick hall renovation (246-00-2035-2000).....	No limit
Akers energy center project (246-00-2035-2000).....	No limit
Student union rehabilitation and repair projects (246-00-5102-5010).....	No limit
Rehabilitation and repair projects (246-00-2035-2000; 246-00-2510-2040).....	No limit
Student housing rehabilitation and repair projects (246-00-5103-5020).....	No limit
Parking maintenance projects (246-00-5185-5050).....	No limit
Gross coliseum parking lot project (246-00-2035-2000; 246-00-5185-5050).....	No limit

(b) During the fiscal year ending June 30, 2024, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2023 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2022.

(c) During the fiscal year ending June 30, 2024, the above agency may make expenditures from the state universities facilities capital renewal initiative account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2023 regular session of the legislature.

(d) During the fiscal year ending June 30, 2024, the above agency may make expenditures from the demolition of building account of the state general fund of the

above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2023 regular session of the legislature.

Sec. 156.

KANSAS STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Energy conservation projects – debt service 2021A, 2012F/H, 2017B (367-00-2062-2000; 367-00-5163-4500).....	No limit
Research initiative debt service 2021A (367-00-2901-2106).....	No limit
Chiller plant project – debt service 2015B (367-00-2062-2000).....	No limit
Recreation complex project – debt service 2021A, 2010G1/2 (367-00-2520-2080).....	No limit
Student union renovation project – debt service 2016A (367-00-2520-2080).....	No limit
Electrical upgrade project – debt service 2017E (367-00-2520-2080; 367-00-2484-2484).....	No limit
Salina student life center project – debt service 2008D (367-00-5111-5120).....	No limit
Childcare development center project – debt service 2019C (367-00-5125-5101).....	No limit
Jardine housing project – debt service 2022D/ 2014D/2015B/2011G-1 (367-00-5163-4500).....	No limit
Wefald dining and residence hall project – debt service 2022D/2014D-2 (367-00-5163-4500).....	No limit
Union parking – debt service 2016A (367-00-5181-4630).....	No limit
Seaton hall renovation – debt service 2016A (367-00-2520-2080).....	No limit
Chemical landfill – debt service refunding 2011G-2 (367-00-2901-2160).....	No limit
Derby dining center project – debt service 2019C (367-00-5163-4500).....	No limit
K-state Salina residence hall – debt service	

2022A (367-00-5117-4430).....	No limit
Debt service refunding 2022D (367-00-5163-4500).....	No limit
Capital lease – debt service (367-00-2062-2000; 367-00-520-2080; 367-00-5117-4430).....	No limit
Rehabilitation and repair projects (367-00-2062-2000; 367-00-2062-2080; 367-00-2520-2080; 367-00-2901-2160).....	No limit
Deferred maintenance projects (367-00-2484-2484).....	No limit
Parking maintenance projects (367-00-5181-4638).....	No limit
Student housing projects (367-00-5163-4500; 367-00-5117-4430).....	No limit
Engineering hall renovation project (367-00-2062-2000).....	No limit
Building retro-commissioning project (367-00-2901-2160).....	No limit

(b) During the fiscal year ending June 30, 2024, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2023 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2022.

(c) During the fiscal year ending June 30, 2024, the above agency may make expenditures from the state universities facilities capital renewal initiative account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2023 regular session of the legislature.

(d) During the fiscal year ending June 30, 2024, the above agency may make expenditures from the demolition of building account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2023 regular session of the legislature.

Sec. 157.

KANSAS STATE UNIVERSITY EXTENSION SYSTEMS
AND AGRICULTURE RESEARCH PROGRAMS

(a) There is appropriated for the above agency from the following special revenue

fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Capital lease – debt service
 (369-00-2697-1100; 369-00-2921-1200).....No limit

Rehabilitation and repair
 projects (369-00-2697-1100).....No limit

Sec. 158.

KANSAS STATE UNIVERSITY
 VETERINARY MEDICAL CENTER

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Capital lease – debt service (368-00-5160-5300).....No limit

Rehabilitation and repair projects
 (368-00-2129-5500; 368-00-5160-5300;
 368-00-2590-5530).....No limit

AHU replacement project (368-00-2590-5530).....No limit

Mosier lab renovation (368-00-2590-5530).....No limit

Sec. 159.

PITTSBURG STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Building renovations – debt service 2014A1, 2022E
 (385-00-2833-2831; 385-00-5106-5105).....No limit

Overman student center –
 debt service 2014A2 (385-00-2820-2820).....No limit

Energy conservation projects –
 debt service 2011D/D3, 2015M, 2014A-1
 (385-00-5165-5050; 385-00-2070-2010;
 385-00-5646-5160).....No limit

Student housing projects – debt service 2011D1,
 2020H, 2014A1 (385-00-2833-2831;
 385-00-5165-5050).....No limit

Parking facility – debt service

2020H (385-00-5187-5060).....	No limit
Tyler scientific research center – debt service 2015K (385-00-2903-2903).....	No limit
Debt service refunding – 2022E (385-00-2070-2010; 385-00-5106-5105).....	No limit
Deferred maintenance projects (385-00-2486-2486).....	No limit
Student health center – debt service 2009G (385-00-2828-2851).....	No limit
Overman student center project (385-00-2820-2820).....	No limit
Rehabilitation and repair projects (385-00-2833-2831; 385-00-2070-2010; 385-00-2529-2040).....	No limit
Student housing maintenance projects (385-00-5646-5160).....	No limit
Parking maintenance projects (385-00-5187-5060).....	No limit
Energy conservation projects – debt service 2011D/D3, 2015M, 2014A-1 (385-00-5165-5050).....	No limit
Student housing project – debt service 2011D1 (385-00-2833-2830).....	No limit
Student housing projects – debt service 2014A2, 2011D1/D3, 2014A1, 2020H (385-00-5165-5050).....	No limit
Student housing projects – debt service 2011D1 (385-00-5646-5160).....	No limit
Parking facility – debt service 2020H (385-00-5187-5060).....	No limit
Tyler scientific research center – debt service 2015K (385-00-2903-2903).....	No limit

(b) During the fiscal year ending June 30, 2024, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2023 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2022.

(c) During the fiscal year ending June 30, 2024, the above agency may make

expenditures from the state universities facilities capital renewal initiative account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by the provisions of this or other appropriation act of the 2023 regular session of the legislature.

(d) During the fiscal year ending June 30, 2024, the above agency may make expenditures from the demolition of building account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by the provisions of this or other appropriation act of the 2023 regular session of the legislature.

Sec. 160.

UNIVERSITY OF KANSAS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Student housing projects – debt service 2014C, 2017A, 2020B, 2021D (682-00-5142-5050).....	No limit
Engineering facility – debt service 2021D (682-00-2153-2153; 682-00-2545-2080).....	No limit
Student recreation center – debt service 2017A (682-00-2864-2860).....	No limit
Parking facilities – debt service 2014C, 2017A (682-00-5175-5070).....	No limit
McCollum hall parking facility – debt service 2014C (682-00-5175-5070).....	No limit
Energy conservation projects – debt service 2020B (682-00-2107-2000; 682-00-2545-2080).....	No limit
Energy conservation projects – debt service (682-00-2545-2080).....	No limit
Earth, energy and environment center – debt service 2017A (682-00-2545-2080).....	No limit
Parking maintenance projects (682-00-5175-5070).....	No limit
Student housing maintenance projects (682-00-5621-5110; 682-00-5142-5050; 682-00-2545-2080; 682-00-2905-2160).....	No limit
Rehabilitation and repair projects (682-00-2107-2000; 682-00-2545-2080).....	No limit

Kansas law enforcement training center projects (682-00-2133-2020).....	No limit
Rehabilitation and repair projects (682-00-2545-2080).....	No limit
Deferred maintenance projects (682-00-2487-2487).....	No limit
Student health facility rehabilitation and repair projects (682-00-5640-5120).....	No limit
Student recreation center rehabilitation and repair (682-00-2864-2860).....	No limit

(b) During the fiscal year ending June 30, 2024, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2023 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2022.

(c) During the fiscal year ending June 30, 2024, the above agency may make expenditures from the state universities facilities capital renewal initiative account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2023 regular session of the legislature.

(d) During the fiscal year ending June 30, 2024, the above agency may make expenditures from the demolition of building account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2023 regular session of the legislature.

(e) For the fiscal year ending June 30, 2024, the director of the budget shall determine, in consultation with the above agency, the amount of moneys from any federal law that appropriates moneys to the state for aid for coronavirus relief that are eligible to be used for to construct, upgrade and equip the Kansas geological survey's laboratory facilities to increase onsite storage and layout space that will house high-end core scanning instrumentation, enhance the core analysis and water quality programs, improve on-site examination space, provide additional wet labs and to improve analytical capabilities, may be expended at the discretion of the state in compliance with the office of management and budget's uniform administrative requirements, cost principles and audit requirements for federal awards, and are unencumbered: *Provided further*, That, of such identified moneys, the director of the budget shall determine the remaining moneys available in special revenue funds: *And provided further*, That if the above agency, in consultation with the director of the budget, determines that federal moneys to the state for aid for coronavirus relief are available during fiscal year 2024 to be used for such capital improvements, the director of the budget shall certify the

amount of such federal coronavirus relief moneys from each fund to the director of accounts and reports, and upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall immediately transfer an aggregate amount of up to \$3,800,000 as available from such funds to the special revenue fund of the above agency designated by the chancellor of the above agency for the purpose of funding such capital improvements: *And provided further*; That at the same time as the director of the budget transmits certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research: *And provided further*; That such funds shall be expended for such projects: *Provided, however*; That if moneys are not available to be transferred from any such special revenue funds to fund such projects, such project shall not be funded pursuant to this subsection.

Sec. 161.

UNIVERSITY OF KANSAS MEDICAL CENTER

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Health education building –	
debt service 2017A (683-00-2108-2500).....	No limit
Energy conservation –	
debt service 2020B (683-00-2108-2500).....	No limit
Hemenway research initiative – debt service	
2020B (683-00-2907-2800; 683-00-2108).....	No limit
KUMC research institute – debt service	
2020B (683-00-2907-2800; 683-00-2108).....	No limit
Parking garage 3 –	
debt service 2014C (683-00-5176-5550).....	No limit
Parking garage 4 – debt service	
2020B (683-00-5176-5550).....	No limit
Parking garage 5 –	
debt service 2016C (683-00-5176-5550).....	No limit
Deferred maintenance projects (683-00-2488-2488).....	No limit
Rehabilitation and repair projects	
(683-00-2108-2500; 683-00-2394-2390;	
683-00-2551-2600; 683-00-2907-2800;	
683-00-2915-2915).....	No limit
Parking maintenance projects (683-00-5176-5550).....	No limit

(b) During the fiscal year ending June 30, 2024, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act

compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2023 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2022.

(c) During the fiscal year ending June 30, 2024, the above agency may make expenditures from the state universities facilities capital renewal initiative account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2023 regular session of the legislature.

(d) During the fiscal year ending June 30, 2024, the above agency may make expenditures from the demolition of building account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2023 regular session of the legislature.

Sec. 162.

WICHITA STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

- Energy conservation –
 - debt service (715-00-2112-2000).....No limit
- Rhatigan student center –
 - debt service 2020P (715-00-2558-2030).....No limit
- Engineering research lab – debt
 - service 2016J (715-00-2558-2030).....No limit
- Shocker residence hall –
 - debt service 2021L (715-00-5100-5250).....No limit
- Parking garage – debt
 - service 2016J (715-00-5148-5000).....No limit
- Fairmont towers – debt
 - service 2012A2 (715-00-5620-5270).....No limit
- Woolsey hall – school of business
 - debt service 2020P (715-00-2112-2000;
715-00-2558-2030).....No limit
- Flats and suites –
 - debt service 2020P (715-00-5100-5250).....No limit

Convergence sciences 2 – debt service 2021L (715-00-2558).....	No limit
Honors colleges foundation – debt service (715-00-2112-2000).....	No limit
Deferred maintenance projects (715-00-2489-2489).....	No limit
Rehabilitation and repair projects (715-00-2558-2030; 715-00-2908-2080; 715-00-2558-3000; 715-00-2112-2000).....	No limit
Parking maintenance projects (715-00-5159-5040).....	No limit
Clinton hall shocker student success center – debt service 2022G (715-00-2112-2000; 715-00-2558-2030).....	No limit
Marcus welcome center project (715-00-2558; 715-00-2112-2000).....	No limit
Student housing projects (715-00-5100-5250).....	No limit
NIAR/engineering/industry & defense projects (715-00-2908-2080; 715-00-2558-2030; 715-00-2558-3000).....	No limit
Cessna stadium demolition (715-00-2558-2030).....	No limit

(b) During the fiscal year ending June 30, 2024, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2023 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2022.

(c) During the fiscal year ending June 30, 2024, the above agency may make expenditures from the state universities facilities capital renewal initiative account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2023 regular session of the legislature.

(d) During the fiscal year ending June 30, 2024, the above agency may make expenditures from the demolition of building account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2023 regular session of the legislature.

(e) In addition to the other purposes for which expenditures may be made by Wichita state university from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2024 or fiscal year 2025, as

authorized by this or other appropriation act of the 2023 or 2024 regular session of the legislature, expenditures may be made by Wichita state university from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2024 or fiscal year 2025 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project for the renovation and equipment of the university stadium on the campus of Wichita state university: *Provided*, That such capital improvement project is hereby approved for Wichita state university for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *Provided further*, That Wichita state university may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project: *Provided, however*, That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$17,850,000 plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the renovation of such project, credit enhancement costs and any required reserves for the payment of principal and interest on the bonds: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further*, That debt service for any such bonds for such capital improvement project shall be financed by appropriations from any appropriate special revenue fund or funds: *And provided further*, That any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority, shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further*, That Wichita state university shall make provisions for the maintenance of the stadium.

(f) In addition to the other purposes for which expenditures may be made by Wichita state university from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2024 or fiscal year 2025, as authorized by this or other appropriation act of the 2023 or 2024 regular session of the legislature, expenditures may be made by Wichita state university from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2024 or fiscal year 2025 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project for the construction and equipment of the NIAR technology and innovation building on the innovation campus of Wichita state university: *Provided*, That such capital improvement project is hereby approved for Wichita state university for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *Provided further*, That Wichita state university may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project: *Provided, however*, That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$15,200,000 plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction of such project, credit enhancement costs and any

required reserves for the payment of principal and interest on the bonds: *And provided further*; That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further*; That debt service for any such bonds for such capital improvement project shall be financed by appropriations from any appropriate special revenue fund or funds: *And provided further*; That any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority, shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further*; That Wichita state university shall make provisions for the maintenance of the building.

Sec. 163.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, for the capital improvement project or projects specified, the following:

State universities facilities capital
 renewal initiative (561-00-1000-0320).....\$20,000,000

Provided, That any unencumbered balance in the state universities facilities capital renewal initiative account of the state general fund for the above agency or for any institution under the control and supervision of the state board of regents in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*; That the state board of regents is hereby authorized to transfer moneys from the the state universities facilities capital renewal initiative account of the state general fund to the state universities facilities capital renewal initiative account of the state general fund of any institution under the control and supervision of the state board of regents, which is hereby created, to be expended by the institution for the state universities facilities capital renewal initiative approved by the state board of regents: *And provided further*; That the state board of regents shall transmit a copy of each such certification to the director of the budget and to the director of legislative research: *And provided further*; That any expenditures made by the board of regents or a state educational institution, as defined in K.S.A. 76-711, and amendments thereto, from such account during fiscal year 2024 shall require a match of nonstate moneys on a \$1-for-\$1 basis, from either the state educational institution or private moneys.

Demolition of buildings (561-00-1000-8510).....\$10,000,000

Provided, That any unencumbered balance in the demolition of buildings account of the state general fund for the above agency or for any institution under the control and supervision of the state board of regents in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*; The state board of regents is hereby authorized to transfer moneys from the demolition of buildings account of the state general fund to a demolition of buildings account of the state general fund of any institution under the control and supervision of the state board of regents, which is hereby created, to be expended by the institution for demolition projects approved by

the state board of regents: *And provided further*, That the state board of regents shall transmit a copy of each such certification to the director of the budget and to the director of legislative research: *And provided further*, That all expenditures from the demolition of buildings account in fiscal year 2024 shall be only for the demolition or razing of buildings on the campus of state educational institutions as defined by K.S.A. 76-711, and amendments thereto: *Provided, however*, That expenditures of \$750,000 shall be made in fiscal year 2024 for demolition of buildings at Washburn university in Topeka, Kansas.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Kansas educational building fund (561-00-8001-8108).....No limit

Provided, That the state board of regents is hereby authorized to transfer moneys from the Kansas educational building fund to an account or accounts of the Kansas educational building fund of any institution under the control and supervision of the state board of regents to be expended by the institution for projects, including planning, new construction and razing, approved by the state board of regents: *Provided, however*, That no expenditures shall be made from any such account until the proposed projects have been reviewed by the joint committee on state building construction: *Provided further*, That the state board of regents shall certify to the director of accounts and reports each such transfer of moneys from the Kansas educational building fund: *And provided further*, That the state board of regents shall transmit a copy of each such certification to the director of the budget and to the director of legislative research.

Sec. 164.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, for the capital improvement project or projects specified, the following:

Priority capital improvement projects (400-00-1000).....\$4,000,000

Provided, That no expenditures shall be made from the priority capital improvement projects account to raze buildings at the Lansing correctional facility.

(b) There is appropriated for the above agency from the correctional institutions building fund for the fiscal year ending June 30, 2024, for the capital improvement project or projects specified, the following:

Capital improvements – rehabilitation and repair of correctional institutions (521-00-8600-8240).....\$4,442,000

Provided, That the secretary of corrections is hereby authorized to transfer moneys during fiscal year 2024 from the capital improvements – rehabilitation and repair of correctional institutions account of the correctional institutions building fund to an

account or accounts of the correctional institutions building fund of any institution or facility under the jurisdiction of the secretary of corrections to be expended during fiscal year 2024 by the institution or facility for capital improvement projects and for security improvement projects including acquisition of security equipment.

(b) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2024, for the capital improvement project or projects specified, the following:

Capital improvements –
 rehabilitation and repair of juvenile
 correctional facilities (521-00-8100-8000).....\$630,000

Provided, That the secretary of corrections is hereby authorized to transfer moneys during fiscal year 2024 from the capital improvements – rehabilitation and repair account of the state institutions building fund to any account or accounts of the state institutions building fund of any juvenile correctional facility or institution under the general supervision and management of the secretary of corrections to be expended during fiscal year 2024 for capital improvement projects approved by the secretary;
Provided further, That the secretary of corrections shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Correctional facility
 infrastructure project (521-00-2834).....No limit
 Correctional industries fund capital unit (522-00-6126-7301).....No limit

Sec. 165.

ATTORNEY GENERAL –
KANSAS BUREAU OF INVESTIGATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, for the capital improvement project or projects specified, the following:

Rehabilitation and
 repair projects (083-00-1000-0100).....\$300,000

Provided, That any unencumbered balance in the rehabilitation and repair projects account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Sec. 166.

KANSAS HIGHWAY PATROL

(a) In addition to the other purposes for which expenditures may be made from the highway patrol training center fund for fiscal year 2024, expenditures may be made by the above agency from the highway patrol training center fund for fiscal year 2024 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair – training center – Salina (280-00-2306-2004).....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the highway patrol training center fund for fiscal year 2024.

(b) In addition to the other purposes for which expenditures may be made from the vehicle identification number fee fund (280-00-2213) for fiscal year 2024, expenditures may be made by the above agency from the vehicle identification number fee fund for fiscal year 2024 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Training academy rehabilitation and repair (280-00-2213-2401)..... No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the vehicle identification number fee fund for fiscal year 2024.

(c) In addition to the other purposes for which expenditures may be made from the Kansas highway patrol operations fund for fiscal year 2024, expenditures may be made by the above agency from the Kansas highway patrol operations fund for fiscal year 2024 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Scale replacement and rehabilitation and repair of buildings (280-00-2034-1115).....\$382,144

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the Kansas highway patrol operations fund for fiscal year 2024.

(d) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$382,144 from the state highway fund (276-00-4100-4100) of the department of transportation to the Kansas highway patrol operations fund (280-00-2034-1115). In addition to the other purposes for which expenditures may be made from the state highway fund during fiscal year 2024 and notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, transfers and expenditures may be made from the state highway fund during fiscal year 2024 for support and maintenance of the Kansas highway patrol.

(e) In addition to the other purposes for which expenditures may be made by the above agency from the KHP federal forfeiture – federal fund (280-00-3545) for fiscal year 2024, expenditures may be made by the above agency from the following account or accounts of the KHP federal forfeiture – federal fund for fiscal year 2024 for the following capital improvement project or projects, subject to the expenditure limitations

prescribed therefor:

Training academy rehabilitation and repair (280-00-3545-3548).....	No limit
Troop F storage building (280-00-3545-3545).....	No limit
KHP federal forfeiture – new construction.....	No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the KHP federal forfeiture – federal fund for fiscal year 2024.

Sec. 167.

ADJUTANT GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, for the capital improvement project or projects specified, the following:

Rehabilitation and repair projects (034-00-1000-8000).....	\$1,156,322
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Provided, That any unencumbered balance in the rehabilitation and repair projects account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Deferred maintenance (034-00-1000-0700).....	\$2,000,000
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Provided, That any unencumbered balance in the deferred maintenance account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

Any unencumbered balance in excess of \$100 as June 30, 2023, in the each of the following accounts are hereby reappropriated for fiscal year 2024: Hays armory (034-00-1000-8040); SDB remodel (034-00-1000-8030).

Sec. 168.

STATE FAIR BOARD

(a) For the fiscal year ending June 30, 2023, the director of the budget shall determine, in consultation with the above agency, the amount of moneys from any federal law that appropriates moneys to the state for aid for coronavirus relief that are eligible to be used for security projects on the state fairgrounds, may be expended at the discretion of the state in compliance with the office of management and budget's uniform administrative requirements, cost principles and audit requirements for federal awards, and are unencumbered: *Provided further*; That, of such identified moneys, the director of the budget shall determine the remaining moneys available in special revenue funds: *And provided further*; That if the above agency, in consultation with the director of the budget, determines that federal moneys to the state for aid for coronavirus relief are available during fiscal year 2023 to be used for such security projects, the director of the budget shall certify the amount of such federal coronavirus relief moneys from each fund to the director of accounts and reports, and upon receipt

of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall immediately transfer an aggregate amount of up to \$600,000 as available from such funds to the special revenue fund of the above agency designated by the general manager of the above agency for the purpose of funding such security projects: *And provided further*, That at the same time as the director of the budget transmits certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research: *And provided further*, That such funds shall be expended for such projects: *Provided, however*, That if moneys are not available to be transferred from any such special revenue funds to fund such projects, such project shall not be funded pursuant to this subsection.

Sec. 169.

STATE FAIR BOARD

(a) Any unencumbered balance in the following accounts of the state general fund for the above agency in excess of \$100 as of June 30, 2023, are hereby reappropriated for fiscal year 2024: Bison arena renovation (373-00-1000-8105) and state fair facilities upgrades (373-00-1000-8110).

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

State fair capital improvements fund (373-00-2533-2500).....No limit

(c) On or before the 10th day of each month during the fiscal year ending June 30, 2024, the director of accounts and reports shall transfer from the state general fund to the state fair capital improvements fund interest earnings based on: (1) The average daily balance of moneys in the state fair capital improvements fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

Sec. 170.

KANSAS DEPARTMENT OF WILDLIFE AND PARKS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, for the capital improvement project or projects specified, the following:

Dam repair.....\$2,500,000

(b) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2024, for the capital improvement project or projects specified, the following:

State parks operating expenditures (710-00-1900-1920).....\$364,841

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Department access road fund (710-00-2178-2760).....No limit

Provided, That, in addition to the other purposes for which expenditures may be made by the above agency from the department access road fund, expenditures may be made from this fund for road improvement projects administered by the department of transportation in state parks and on public lands.

Bridge maintenance fund (710-00-2045-2070).....No limit

Office of the secretary building fund.....No limit

(d) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$3,402,545 from the state highway fund (276-00-4100-4100) of the department of transportation to the department access road fund (710-00-2178-2760) of the Kansas department of wildlife and parks.

(e) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$200,000 from the state highway fund (276-00-4100-4100) of the department of transportation to the bridge maintenance fund (710-00-2045-2070) of the Kansas department of wildlife and parks.

(f) In addition to the other purposes for which expenditures may be made by the above agency from the state agricultural production fund for fiscal year 2024, expenditures may be made by the above agency from the following capital improvement account or accounts of the state agricultural production fund for fiscal year 2024 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Agricultural land capital improvement.....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the state agricultural production fund for fiscal year 2024.

(g) In addition to the other purposes for which expenditures may be made by the above agency from the parks fee fund for fiscal year 2024, expenditures may be made by the above agency from the following capital improvement account or accounts of the parks fee fund for fiscal year 2024 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Parks rehabilitation and repair projects (710-00-2122-2066).....\$2,055,000

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the parks fee fund for fiscal year 2024.

(h) In addition to the other purposes for which expenditures may be made by the above agency from the boating fee fund for fiscal year 2024, expenditures may be made by the above agency from the following capital improvement account or accounts of the

boating fee fund for fiscal year 2024 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Coast guard boating projects (710-00-2245-2840).....\$50,000

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the boating fee fund for fiscal year 2024.

(i) In addition to the other purposes for which expenditures may be made by the above agency from the wildlife fee fund for fiscal year 2024, expenditures may be made by the above agency from the following capital improvement account or accounts of the wildlife fee fund during fiscal year 2024 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Shooting range development (710-00-2300-2301).....\$302,256

Land acquisition (710-00-2300-3040).....\$400,000

Federally mandated

boating access (710-00-2300-4360).....\$743,500

Rehabilitation and repair (710-00-2300-3262).....\$2,535,000

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the wildlife fee fund for fiscal year 2024.

(j) In addition to the other purposes for which expenditures may be made by the above agency from the cabin revenue fund for fiscal year 2024, expenditures may be made by the above agency from the following capital improvement account or accounts of the cabin revenue fund for fiscal year 2024 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Cabin site preparation (710-00-2668-2660).....\$500,000

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the cabin revenue fund for fiscal year 2024.

(k) In addition to the other purposes for which expenditures may be made by the above agency from the wildlife restoration fund for fiscal year 2024, expenditures may be made by the above agency from the following capital improvement account or accounts of the wildlife restoration fund for fiscal year 2024 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair (710-00-3418-3422).....\$4,097,500

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the wildlife restoration fund for fiscal year 2024.

(l) In addition to the other purposes for which expenditures may be made by the above agency from the sport fish restoration program fund for fiscal year 2024, expenditures may be made by the above agency from the following capital

improvement account or accounts of the sport fish restoration program fund for fiscal year 2024 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair (710-00-3490-3491).....\$650,000

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the sport fish restoration program fund for fiscal year 2024.

(m) In addition to the other purposes for which expenditures may be made by the above agency from the migratory waterfowl propagation and protection fund for fiscal year 2024, expenditures may be made by the above agency from the following capital improvement account or accounts of the migratory waterfowl propagation and protection fund for fiscal year 2024 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Wetlands acquisition (710-00-2600-3330).....\$775,004

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the migratory waterfowl propagation and protection fund for fiscal year 2024.

(n) In addition to the other purposes for which expenditures may be made by the above agency from the outdoor recreation acquisition, development and planning fund for fiscal year 2024, expenditures may be made by the above agency from the following capital improvement account or accounts of the outdoor recreation acquisition, development and planning fund for fiscal year 2024 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Land and water conservation
development (710-00-3794-3794).....\$800,000

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitation imposed on the outdoor recreation acquisition, development and planning fund for fiscal year 2024.

(o) In addition to the other purposes for which expenditures may be made by the above agency from the recreational trails program fund for fiscal year 2024, expenditures may be made by the above agency from the following capital improvement account or accounts of the recreational trails program fund for fiscal year 2024 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Recreational trails program (710-00-3238-3238).....\$730,421

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the recreational trails program fund for fiscal year 2024.

(p) In addition to the other purposes for which expenditures may be made by the above agency from the federally licensed wildlife areas fund for fiscal year 2024, expenditures may be made by the above agency from the following capital

improvement account or accounts of the federally licensed wildlife areas fund for fiscal year 2024 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

FLW-AG land capital improvements.....\$50,000

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the federally licensed wildlife areas fund for fiscal year 2024.

(q) In addition to the other purposes for which expenditures may be made by the above agency from the boating safety and financial assistance fund for fiscal year 2024, expenditures may be made by the above agency from the following capital improvement account or accounts of the boating safety and financial assistance fund for fiscal year 2024 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Coast guard boating projects (710-00-3251-3251).....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the boating safety and financial assistance fund for fiscal year 2024.

(r) In addition to the other purposes for which expenditures may be made by the above agency from the parks fee fund, boating fee fund, boating safety and financial assistance fund, wildlife fee fund, wildlife conservation fund, cabin revenue fund, wildlife restoration fund, sport fish restoration program fund, migratory waterfowl propagation and protection fund, nongame wildlife improvement fund, plant and animal disease and pest control fund, land and water conservation fund – local, outdoor recreation acquisition, development and planning fund, recreational trails program fund, federally licensed wildlife areas fund, department of wildlife and parks gifts and donations fund, highway planning/construction fund, state wildlife grants fund, disaster grants – public assistance, nonfederal grants fund, bridge maintenance fund, state agricultural production fund, department access road fund, navigation projects fund, other federal grants fund and recreation resource management fund for fiscal year 2024, expenditures may be made by the above agency from each such special revenue fund for fiscal year 2024 from the unencumbered balance as of June 30, 2023, in each existing capital improvement account of each such special revenue fund: *Provided*, That expenditures from the unencumbered balance of any such existing capital improvement account shall not exceed the amount of the unencumbered balance in such account on June 30, 2023: *Provided further*; That all expenditures from the unencumbered balance of any such account shall be in addition to any expenditure limitation imposed on each such special revenue fund for fiscal year 2024 and shall be in addition to any other expenditure limitation imposed on any such account of each such special revenue fund for fiscal year 2024.

Sec. 171. K.S.A. 2-223 is hereby amended to read as follows: 2-223. (a) There is hereby established in the state treasury the state fair capital improvements fund. All expenditures of moneys in the state fair capital improvements fund shall be used for the payment of capital improvements and maintenance for the state fairgrounds and the payment of capital improvement obligations that have been financed. Capital

improvement projects for the Kansas state fairgrounds are hereby approved for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute.

(b) Except as provided further, on each June 30, the state fair board shall certify to the director of accounts and reports an amount to be transferred from the state fair fee fund to the state fair capital improvements fund, which amount shall be not less than the amount equal to 5% of the total gross receipts during the current fiscal year from state fair activities and non-fair days activities. For the fiscal year ending June 30, ~~2022~~ 2023, notwithstanding the other provisions of this section, on March 1, ~~2022~~ 2023, or as soon thereafter as moneys are available therefor, the director of accounts and reports shall transfer from the state fair fee fund to the state fair capital improvements fund the amount equal to the greater of \$300,000 or the amount equal to 5% of the total gross receipts during fiscal year ~~2022~~ 2023 from state fair activities and non-fair days activities through March 1, ~~2022~~ 2023, except that, subject to approval by the director of the budget prior to March 1, ~~2022~~ 2023, after reviewing the amounts credited to the state fair fee fund and the state fair capital improvements fund, cash flow considerations for the state fair fee fund, and the amount required to be credited to the state fair capital improvements fund pursuant to this subsection to pay the bonded debt service payment due on April 1, ~~2022~~ 2023, the state fair board may certify an amount on March 1, ~~2022~~ 2023, to the director of accounts and reports to be transferred from the state fair fee fund to the state fair capital improvements fund that is equal to the amount required to be credited to the state fair capital improvements fund pursuant to this subsection to pay the bonded debt service payment due on April 1, ~~2022~~ 2023, and shall certify to the director of accounts and reports on the date specified by the director of the budget the amount equal to the balance of the aggregate amount that is required to be transferred from the state fair fee fund to the state fair capital improvements fund for fiscal year ~~2022~~ 2023. Upon receipt of any such certification, the director of accounts and reports shall transfer moneys from the state fair fee fund to the state fair capital improvements fund in accordance with such certification. For the fiscal year ending June 30, ~~2023~~ 2024, notwithstanding the other provisions of this section, on March 1, ~~2023~~ 2024, or as soon thereafter as moneys are available therefor, the director of accounts and reports shall transfer from the state fair fee fund to the state fair capital improvements fund the amount equal to the greater of \$300,000 or the amount equal to 5% of the total gross receipts during fiscal year ~~2023~~ 2024 from state fair activities and non-fair days activities through March 1, ~~2023~~ 2024, except that, subject to approval by the director of the budget prior to March 1, ~~2023~~ 2024, after reviewing the amounts credited to the state fair fee fund and the state fair capital improvements fund, cash flow considerations for the state fair fee fund, and the amount required to be credited to the state fair capital improvements fund pursuant to this subsection to pay the bonded debt service payment due on April 1, ~~2023~~ 2024, the state fair board may certify an amount on March 1, ~~2023~~ 2024, to the director of accounts and reports to be transferred from the state fair fee fund to the state fair capital improvements fund that is equal to the amount required to be credited to the state fair capital improvements fund pursuant to this subsection to pay the bonded debt service payment due on April 1, ~~2023~~ 2024, and shall certify to the director of accounts and reports on the date specified by the director of the budget the amount equal to the balance of the aggregate amount that is required to be transferred

from the state fair fee fund to the state fair capital improvements fund for fiscal year ~~2023~~ 2024. Upon receipt of any such certification, the director of accounts and reports shall transfer moneys from the state fair fee fund to the state fair capital improvements fund in accordance with such certification.

Sec. 172. K.S.A. 12-1775a is hereby amended to read as follows: 12-1775a. (a) Prior to December 31, 1996, the governing body of each city that, pursuant to K.S.A. 12-1771, and amendments thereto, has established a redevelopment district prior to July 1, 1996, shall certify to the director of accounts and reports the amount equal to the amount of revenue realized from ad valorem taxes imposed pursuant to K.S.A. 72-5142, and amendments thereto, within such redevelopment district. Except as provided further, to February 1, 1997, and annually on that date thereafter, the governing body of each such city shall certify to the director of accounts and reports an amount equal to the amount by which revenues realized from such ad valorem taxes imposed in such redevelopment district are estimated to be reduced for the ensuing calendar year due to legislative changes in the statewide school finance formula. Prior to March 1 of each year, the director of accounts and reports shall certify to the state treasurer each amount certified by the governing bodies of cities under this section for the ensuing calendar year and shall transfer from the state general fund to the city tax increment financing revenue replacement fund the aggregate of all amounts so certified. Prior to April 15 of each year, the state treasurer shall pay from the city tax increment financing revenue replacement fund to each city certifying an amount to the director of accounts and reports under this section for the ensuing calendar year the amount so certified. During fiscal years ~~2022~~, 2023, 2024 and ~~2024~~ 2025, no moneys shall be transferred from the state general fund to the city tax increment financing revenue replacement fund pursuant to this subsection.

(b) There is hereby created the tax increment financing revenue replacement fund, which shall be administered by the state treasurer. All expenditures from the tax increment financing revenue replacement fund shall be made in accordance with appropriations acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the state treasurer or a person or persons designated by the state treasurer.

Sec. 173. K.S.A. 12-5256 is hereby amended to read as follows: 12-5256. (a) All expenditures from the state housing trust fund made for the purposes of K.S.A. 12-5253 through 12-5255, and amendments thereto, shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the president of the Kansas housing resources corporation.

(b) (1) On ~~July 1, 2021~~, July 1, 2022, ~~and~~ July 1, 2023, and July 1, 2024, the director of accounts and reports shall transfer \$2,000,000 from the state economic development initiatives fund to the state housing trust fund established by K.S.A. 74-8959, and amendments thereto.

(2) Notwithstanding the provisions of K.S.A. 74-8959, and amendments thereto, to the contrary, during fiscal year ~~2022~~, ~~fiscal year~~ 2023 ~~and~~, fiscal year 2024 and fiscal year 2025, moneys in the state housing trust fund shall be used solely for the purpose of loans or grants to cities or counties for infrastructure or housing development in rural areas. During such fiscal years, on or before ~~January 9, 2023~~, January 8, 2024, ~~and~~ January 13, 2025, and January 12, 2026, the president of the Kansas housing resources corporation shall submit a report concerning the activities of the state housing trust fund

to the house of representatives committee on appropriations and the senate committee on ways and means.

Sec. 174. K.S.A. 2022 Supp. 65-180 is hereby amended to read as follows: 65-180. The secretary of health and environment shall:

(a) Institute and carry on an intensive educational program among physicians, hospitals, public health nurses and the public concerning congenital hypothyroidism, galactosemia, phenylketonuria and other genetic diseases detectable with the same specimen. This educational program shall include information about the nature of such conditions and examinations for the detection thereof in early infancy in order that measures may be taken to prevent intellectual disability or morbidity resulting from such conditions.

(b) Provide recognized screening tests for phenylketonuria, galactosemia, hypothyroidism and such other diseases as may be appropriately detected with the same specimen. The initial laboratory screening tests for these diseases shall be performed by the department of health and environment or its designee for all infants born in the state. Such services shall be performed without charge.

(c) Provide a follow-up program by providing test results and other information to identified physicians; locate infants with abnormal newborn screening test results; with parental consent, monitor infants to assure appropriate testing to either confirm or not confirm the disease suggested by the screening test results; with parental consent, monitor therapy and treatment for infants with confirmed diagnosis of congenital hypothyroidism, galactosemia, phenylketonuria or other genetic diseases being screened under this statute; and establish ongoing education and support activities for individuals with confirmed diagnosis of congenital hypothyroidism, galactosemia, phenylketonuria and other genetic diseases being screened under this statute and for the families of such individuals.

(d) Maintain a registry of cases including information of importance for the purpose of follow-up services to prevent intellectual disability or morbidity.

(e) Provide, within the limits of appropriations available therefor, the necessary treatment product for diagnosed cases for as long as medically indicated, when the product is not available through other state agencies. In addition to diagnosed cases under this section, diagnosed cases of maple syrup urine disease shall be included as a diagnosed case under this subsection. Where the applicable income of the person or persons who have legal responsibility for the diagnosed individual meets medicaid eligibility, such individuals' needs shall be covered under the medicaid state plan. Where the applicable income of the person or persons who have legal responsibility for the diagnosed individual is not medicaid eligible, but is below 300% of the federal poverty level established under the most recent poverty guidelines issued by the United States department of health and human services, the department of health and environment shall provide reimbursement of between 50% to 100% of the product cost in accordance with rules and regulations adopted by the secretary of health and environment. Where the applicable income of the person or persons who have legal responsibility for the diagnosed individual exceeds 300% of the federal poverty level established under the most recent poverty guidelines issued by the United States department of health and human services, the department of health and environment shall provide reimbursement of an amount not to exceed 50% of the product cost in accordance with rules and regulations adopted by the secretary of health and

environment.

(f) Provide state assistance to an applicant pursuant to subsection (e) only after it has been shown that the applicant has exhausted all benefits from private third-party payers, medicare, medicaid and other government assistance programs and after consideration of the applicant's income and assets. The secretary of health and environment shall adopt rules and regulations establishing standards for determining eligibility for state assistance under this section.

(g) (1) Except for treatment products provided under subsection (e), if the medically necessary food treatment product for diagnosed cases must be purchased, the purchaser shall be reimbursed by the department of health and environment for costs incurred up to \$1,500 per year per diagnosed child age 18 or younger at 100% of the product cost upon submission of a receipt of purchase identifying the company from which the product was purchased. For a purchaser to be eligible for reimbursement under this subsection, the applicable income of the person or persons who have legal responsibility for the diagnosed child shall not exceed 300% of the poverty level established under the most recent poverty guidelines issued by the federal department of health and human services.

(2) As an option to reimbursement authorized under subsection (g)(1), the department of health and environment may purchase food treatment products for distribution to diagnosed children in an amount not to exceed \$1,500 per year per diagnosed child age 18 or younger. For a diagnosed child to be eligible for the distribution of food treatment products under this subsection, the applicable income of the person or persons who have legal responsibility for the diagnosed child shall not exceed 300% of the poverty level established under the most recent poverty guidelines issued by the federal department of health and human services.

(3) In addition to diagnosed cases under this section, diagnosed cases of maple syrup urine disease shall be included as a diagnosed case under this subsection.

(h) The department of health and environment shall continue to receive orders for both necessary treatment products and necessary food treatment products, purchase such products, and shall deliver the products to an address prescribed by the diagnosed individual. The department of health and environment shall bill the person or persons who have legal responsibility for the diagnosed patient for a pro-rata share of the total costs, in accordance with the rules and regulations adopted pursuant to this section.

(i) The secretary of health and environment shall adopt rules and regulations as needed to require, to the extent of available funding, newborn screening tests to screen for treatable disorders listed in the core uniform panel of newborn screening conditions recommended in the 2005 report by the American college of medical genetics entitled "Newborn Screening: Toward a Uniform Screening Panel and System" or another report determined by the department of health and environment to provide more appropriate newborn screening guidelines to protect the health and welfare of newborns for treatable disorders.

(j) In performing the duties under subsection (i), the secretary of health and environment shall appoint an advisory council to advise the department of health and environment on implementation of subsection (i).

(k) The department of health and environment shall periodically review the newborn screening program to determine the efficacy and cost effectiveness of the program and determine whether adjustments to the program are necessary to protect the

health and welfare of newborns and to maximize the number of newborn screenings that may be conducted with the funding available for the screening program.

(l) There is hereby established in the state treasury the Kansas newborn screening fund that shall be administered by the secretary of health and environment. All expenditures from the fund shall be for the newborn screening program. All expenditures from the fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary of health and environment or the secretary's designee. On July 1 of each year, the director of accounts and reports shall determine the amount credited to the medical assistance fee fund pursuant to K.S.A. 40-3213, and amendments thereto, and shall transfer the estimated portion of such amount that is necessary to fund the newborn screening program for the ensuing fiscal year as certified by the secretary of health and environment or the secretary's designee to the Kansas newborn screening fund. Such amount shall not exceed ~~\$2,500,000 in any one fiscal year, except that such amount shall not exceed~~ \$5,000,000 in fiscal years ~~2022 and 2023,~~ 2024 and 2025.

Sec. 175. K.S.A. 2022 Supp. 74-50,107 is hereby amended to read as follows: 74-50,107. (a) Commencing on July 1, 2021, and on the first day of each month thereafter during ~~fiscal year 2022,~~ fiscal year 2023 ~~and,~~ fiscal year 2024 and fiscal year 2025, the secretary of revenue shall apply a rate of 2% to that portion of moneys withheld from the wages of individuals and collected under the Kansas withholding and declaration of estimated tax act, K.S.A. 79-3294 et seq., and amendments thereto. The amount so determined shall be credited on a monthly basis as follows: (1) An amount necessary to meet obligations of the debt services for the IMPACT program repayment fund; (2) an amount to the IMPACT program services fund as needed for program administration; and (3) any remaining amounts to the job creation program fund created pursuant to K.S.A. 74-50,224, and amendments thereto. ~~During fiscal year 2022, the aggregate amount that is credited to the job creation program fund pursuant to this subsection shall not exceed \$8,500,000 for each such fiscal year.~~ During fiscal year 2023 ~~and,~~ fiscal year 2024 and fiscal year 2025, the aggregate amount that is credited to the job creation program fund pursuant to this subsection shall not exceed \$20,000,000 for each such fiscal year.

(b) Commencing on July 1, ~~2024~~ 2025, and on an annual basis thereafter, the secretary of revenue shall estimate the amount equal to the amount of net savings realized from the elimination, modification or limitation of any credit, deduction or program pursuant to the provisions of this act as compared to the expense deduction provided for in K.S.A. 79-32,143a, and amendments thereto. Whereupon such amount of savings in accordance with appropriation acts shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount to the credit of the job creation program fund created pursuant to K.S.A. 74-50,224, and amendments thereto. In addition, such other amount or amounts of money may be transferred from the state general fund or any other fund or funds in the state treasury to the job creation program fund in accordance with appropriation acts.

Sec. 176. K.S.A. 2022 Supp. 74-8711 is hereby amended to read as follows: 74-8711. (a) There is hereby established in the state treasury the lottery operating fund.

(b) Except as provided by K.S.A. 74-8724 and the Kansas expanded lottery act, and amendments thereto, the executive director shall remit all moneys collected from the

sale of lottery tickets and shares and any other moneys received by or on behalf of the Kansas lottery to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the lottery operating fund. Moneys credited to the fund shall be expended or transferred only as provided by this act. Expenditures from such fund shall be made in accordance with appropriations acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the executive director or by a person designated by the executive director.

(c) Moneys in the lottery operating fund shall be used for:

(1) The payment of expenses of the lottery, which shall include all costs incurred in the operation and administration of the Kansas lottery; all costs resulting from contracts entered into for the purchase or lease of goods and services needed for operation of the lottery, including but not limited to supplies, materials, tickets, independent studies and surveys, data transmission, advertising, printing, promotion, incentives, public relations, communications and distribution of tickets and shares; and reimbursement of costs of facilities and services provided by other state agencies;

(2) the payment of compensation to lottery retailers;

(3) transfers of moneys to the lottery prize payment fund pursuant to K.S.A. 74-8712, and amendments thereto;

(4) transfers to the state general fund pursuant to K.S.A. 74-8713, and amendments thereto;

(5) transfers to the community crisis stabilization centers fund and clubhouse model program fund of the Kansas department for aging and disability services pursuant to subsection (e);

(6) transfers to the state gaming revenues fund pursuant to subsection (d) and as otherwise provided by law;

(7) transfers to the white collar crime fund of the governor pursuant to subsection (f);

(8) transfers to the problem gambling and addictions grant fund of the department for aging and disability services pursuant to subsection (g); ~~and~~

(9) transfers to the attracting professional sports to Kansas fund of the department of commerce pursuant to subsection (h); and

(10) transfers for the county reappraisal fund as prescribed by law.

(d) The director of accounts and reports shall transfer moneys in the lottery operating fund to the state gaming revenues fund created by K.S.A. 79-4801, and amendments thereto, on or before the 15th day of each month in an amount certified monthly by the executive director and determined as follows, whichever is greater:

(1) An amount equal to the moneys in the lottery operating fund in excess of those needed for the purposes described in subsections (c)(1) through (c)(6); or

(2) except for pull-tab lottery tickets and shares, an amount equal to not less than 30% of total monthly revenues from the sales of lottery tickets and shares less estimated returned tickets. In the case of pull-tab lottery tickets and shares, an amount equal to not less than 20% of the total monthly revenues from the sales of pull-tab lottery tickets and shares less estimated returned tickets.

(e) (1) Subject to the limitations set forth in paragraph (2), commencing in fiscal year 2020, on or before the 10th day of each month, the director of the lottery shall certify to the director of accounts and reports all net profits from the sale of lottery

tickets and shares via lottery ticket vending machines. Of such certified amount, the director of accounts and reports shall transfer 75% from the lottery operating fund to the community crisis stabilization centers fund of the Kansas department for aging and disability services and 25% from the lottery operating fund to the clubhouse model program fund of the Kansas department for aging and disability services.

(2) Moneys transferred pursuant to paragraph (1) shall not exceed in the aggregate ~~\$4,000,000~~ \$9,000,000 in ~~fiscal year 2019~~ years 2023 and 2024, and shall not exceed in the aggregate \$8,000,000 in ~~fiscal year 2020~~ 2025 and each fiscal year thereafter.

(f) On July 1, 2023, and each July 1 thereafter, or as soon thereafter as moneys are available, the first \$750,000 credited to the lottery operating fund from sports wagering revenues deposited in the lottery operating fund shall be transferred by the director of accounts and reports from the lottery operating fund to the white collar crime fund established in K.S.A. 2022 Supp. 74-8792, and amendments thereto.

(g) On July 1, 2023, and each July 1 thereafter, or as soon thereafter as moneys are available, after the transfer required under subsection (f) has been made, 2% of the remaining moneys credited to the lottery operating fund from sports wagering revenues deposited in the lottery operating fund shall be transferred by the director of accounts and reports from the lottery operating fund to the problem gambling and addictions grant fund established in K.S.A. 79-4805, and amendments thereto.

(h) On July 1, 2023, and each July 1 thereafter, or as soon thereafter as moneys are available, after the transfer required under subsection (f) has been made, 80% of the remaining moneys credited to the lottery operating fund from sports wagering revenues deposited in the lottery operating fund shall be transferred by the director of accounts and reports from the lottery operating fund to the attracting professional sports to Kansas fund established in K.S.A. 2022 Supp. 74-8793, and amendments thereto.

Sec. 177. K.S.A. 2022 Supp. 74-99b34 is hereby amended to read as follows: 74-99b34. (a) The bioscience development and investment fund is hereby created. The bioscience development and investment fund shall not be a part of the state treasury and the funds in the bioscience development and investment fund shall belong exclusively to the authority.

(b) Distributions from the bioscience development and investment fund shall be for the exclusive benefit of the authority, under the control of the board and used to fulfill the purpose, powers and duties of the authority pursuant to the provisions of K.S.A. 74-99b01 et seq., and amendments thereto.

(c) The secretary of revenue and the authority shall establish the base year taxation for all bioscience companies and state universities. The secretary of revenue, the authority and the board of regents shall establish the number of bioscience employees associated with state universities and report annually and determine the increase from the taxation base annually. The secretary of revenue and the authority may consider any verifiable evidence, including, but not limited to, the NAICS code assigned or recorded by the department of labor for companies with employees in Kansas, when determining which companies should be classified as bioscience companies.

(d) (1) Except as provided in subsection (h), for a period of 15 years from the effective date of this act, the state treasurer shall pay annually 95% of withholding above the base, as certified by the secretary of revenue, upon Kansas wages paid by bioscience employees to the bioscience development and investment fund. Such payments shall be reconciled annually. On or before the 10th day of each month, the

director of accounts and reports shall transfer from the state general fund to the bioscience development and investment fund interest earnings based on:

(A) The average daily balance of moneys in the bioscience development and investment fund for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month.

(2) There is hereby established in the state treasury the center of innovation for biomaterials in orthopaedic research – Wichita state university fund, which shall be administered by Wichita state university. All moneys credited to the fund shall be used for research and development. All expenditures from the center of innovation for biomaterials in orthopaedic research – Wichita state university fund shall be made in accordance with appropriation acts and upon warrants of the director of accounts and reports issued pursuant to expenditures approved by the president of Wichita state university or by the person or persons designated by the president of Wichita state university.

(3) There is hereby established in the state treasury the national bio agro-defense facility fund, which shall be administered by Kansas state university in accordance with the strategic plan adopted by the governor's national bio agro-defense facility steering committee. All moneys credited to the fund shall be used in accordance with the governor's national bio agro-defense facility steering committee's plan with the approval of the president of Kansas state university. All expenditures from the national bio agro-defense facility fund shall be made in accordance with appropriation acts and upon warrants of the director of accounts and reports issued pursuant to expenditures approved by the steering committee and the president of Kansas state university or by the person or persons designated by the president of Kansas state university.

(e) The cumulative amounts of funds paid by the state treasurer to the bioscience development and investment fund shall not exceed \$581,800,000.

(f) The division of post audit is hereby authorized to conduct a post audit in accordance with the provisions of the legislative post audit act, K.S.A. 46-1106 et seq., and amendments thereto.

(g) At the direction of the authority, the fund may be held in the custody of and invested by the state treasurer, provided that the bioscience development and investment fund shall at all times be accounted for in a separate report from all other funds of the authority and the state.

(h) During fiscal years ~~2022, 2023 and~~ 2024 and 2025, no moneys shall be transferred from the state general fund to the bioscience development and investment fund pursuant to subsection (d)(1).

Sec. 178. K.S.A. 2022 Supp. 75-2263 is hereby amended to read as follows: 75-2263. (a) Subject to the provisions of subsection (j), the board of trustees is responsible for the management and investment of that portion of state moneys available for investment by the pooled money investment board that is certified by the state treasurer to the board of trustees as being equivalent to the aggregate net amount received for unclaimed property and shall discharge the board's duties with respect to such moneys solely in the interests of the state general fund and shall invest and reinvest such moneys and acquire, retain, manage, including the exercise of any voting rights and disposal of investments of such moneys within the limitations and according to the powers, duties and purposes as prescribed by this section.

(b) Moneys specified in subsection (a) shall be invested and reinvested to achieve the investment objective, which is preservation of such moneys and accordingly providing that the moneys are as productive as possible, subject to the standards set forth in this section. No such moneys shall be invested or reinvested if the sole or primary investment objective is for economic development or social purposes or objectives.

(c) In investing and reinvesting moneys specified in subsection (a) and in acquiring, retaining, managing and disposing of investments of the moneys, the board of trustees shall exercise the judgment, care, skill, prudence and diligence under the circumstances then prevailing, which persons of prudence, discretion and intelligence acting in a like capacity and familiar with such matters would use in the conduct of an enterprise of like character and with like aims by diversifying the investments of the moneys so as to minimize the risk of large losses, unless under the circumstances it is clearly prudent not to do so, and not in regard to speculation but in regard to the permanent disposition of similar moneys, considering the probable income as well as the probable safety of their capital.

(d) In the discharge of such management and investment responsibilities the board of trustees may contract for the services of one or more professional investment advisors or other consultants in the management and investment of such moneys and otherwise in the performance of the duties of the board of trustees under this section.

(e) The board of trustees shall require that each person contracted with under subsection (d) to provide services shall obtain commercial insurance that provides for errors and omissions coverage for such person in an amount to be specified by the board of trustees. The amount of such coverage specified by the board of trustees shall be at least the greater of \$500,000 or 1% of the funds entrusted to such person up to a maximum of \$10,000,000. The board of trustees shall require a person contracted with under subsection (d) to provide services to give a fidelity bond in a penal sum as may be fixed by law or, if not so fixed, as may be fixed by the board of trustees, with corporate surety authorized to do business in this state. Such persons contracted with the board of trustees pursuant to subsection (d) and any persons contracted with such persons to perform the functions specified in subsection (b) shall be deemed to be fiduciary agents of the board of trustees in the performance of contractual obligations.

(f) (1) Subject to the objective set forth in subsection (b) and the standards set forth in subsection (c), the board of trustees shall formulate and adopt policies and objectives for the investment and reinvestment of such moneys and the acquisition, retention, management and disposition of investments of the moneys. Such policies and objectives shall be in writing and shall include:

- (A) Specific asset allocation standards and objectives;
- (B) establishment of criteria for evaluating the risk versus the potential return on a particular investment; and
- (C) a requirement that all investment advisors, and any managers or others with similar duties and responsibilities as investment advisors, shall immediately report all instances of default on investments to the board of trustees and provide such board of trustees with recommendations and options, including, but not limited to, curing the default or withdrawal from the investment.

(2) The board of trustees shall review such policies and objectives, make changes considered necessary or desirable and readopt such policies and objectives on an annual

basis.

(g) Except as provided in subsection (d) and this subsection, the custody of such moneys shall remain in the custody of the state treasurer, except that the board of trustees may arrange for the custody of such moneys as it considers advisable with one or more member banks or trust companies of the federal reserve system or with one or more banks in the state of Kansas, or both, to be held in safekeeping by the banks or trust companies for the collection of the principal and interest or other income or of the proceeds of sale. All such moneys shall be considered moneys in the state treasury for purposes of K.S.A. 75-6704, and amendments thereto.

(h) All interest or other income of the investments of the moneys invested under this section, after payment of any management fees, shall be deposited in the state treasury to the credit of the state general fund.

(i) The state treasurer shall certify to the board of trustees a portion of state moneys available for investment by the pooled money investment board that is equivalent to the aggregate net amount received for unclaimed property. The state treasurer shall transfer the amount certified to the board of trustees. During fiscal years ~~2022, 2023 and~~ 2024 and 2025, the state treasurer shall not certify or transfer any state moneys available for investment pursuant to this subsection.

(j) As used in this section:

(1) "Board of trustees" means the board of trustees of the Kansas public employees retirement system established by K.S.A. 74-4905, and amendments thereto.

(2) "Fiduciary" means a person who, with respect to the moneys invested under this section:

(A) Exercises any discretionary authority with respect to administration of the moneys;

(B) exercises any authority to invest or manage such moneys or has any authority or responsibility to do so;

(C) provides investment advice for a fee or other direct or indirect compensation with respect to such moneys or has any authority or responsibility to do so;

(D) provides actuarial, accounting, auditing, consulting, legal or other professional services for a fee or other direct or indirect compensation with respect to such moneys or has any authority or responsibility to do so; or

(E) is a member of the board of trustees or of the staff of the board of trustees.

Sec. 179. K.S.A. 2022 Supp. 75-6707 is hereby amended to read as follows: 75-6707. (a) For the fiscal years ending ~~June 30, 2022, June 30, 2023, and~~ June 30, 2024, and June 30, 2025, the director of the budget, in consultation with the director of legislative research, shall certify, at the end of each such fiscal year, the amount of actual tax receipt revenues to the state general fund that is in excess of, or is less than, the amount of estimated tax receipt revenues to the state general fund pursuant to the most recent joint estimate of revenue under K.S.A. 75-6701, and amendments thereto, for such fiscal year, and shall transmit such certification to the director of accounts and reports.

(b) ~~(1) Upon~~ Except as provided in paragraph (2), upon receipt of such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer 50% of such certified excess amount from the state general fund for the fiscal years ending ~~June 30, 2022, June 30, 2023, and~~ June 30, 2024, and June 30, 2025, to the budget stabilization fund established by K.S.A. 75-6706, and amendments thereto.

(2) During the fiscal years ending June 30, 2023, June 30, 2024, and June 30, 2025, if the balance of the budget stabilization fund is 15% or greater of the amount of actual tax receipt revenues to the state general fund at the end of each such fiscal year, no transfers from the state general fund to the budget stabilization fund shall be made pursuant to this subsection.

(c) If the amount of actual tax receipt revenues to the state general fund is less than the amount of estimated tax receipt revenues to the state general fund, then no transfers shall be made pursuant to this section.

Sec. 180. K.S.A. 2022 Supp. 76-775 is hereby amended to read as follows: 76-775.

(a) Subject to the other provisions of this act, on the first day of the first state fiscal year commencing after receiving a certification of receipt of a qualifying gift under K.S.A. 76-774, and amendments thereto, the director of accounts and reports shall transfer from the state general fund the amount determined by the director of accounts and reports to be the earnings equivalent award for such qualifying gift for the period of time between the date of certification of the qualifying gift and the first day of the ensuing state fiscal year to either: (1) The endowed professorship account of the faculty of distinction matching fund of the eligible educational institution, in the case of a certification of a qualifying gift to an eligible educational institution that is a state educational institution; or (2) the faculty of distinction program fund of the state board of regents, in the case of a certification of a qualifying gift to an eligible institution that is not a state educational institution. Subject to the other provisions of this act, on each July 1 thereafter, the director of accounts and reports shall make such transfer from the state general fund of the earnings equivalent award for such qualifying gift for the period of the preceding state fiscal year. All transfers made in accordance with the provisions of this subsection shall be considered demand transfers from the state general fund, except that all such transfers during the fiscal years ending ~~June 30, 2022, June 30, 2023, and June 30, 2024,~~ June 30, 2025, shall be considered to be revenue transfers from the state general fund.

(b) There is hereby established in the state treasury the faculty of distinction program fund, which shall be administered by the state board of regents. All moneys transferred under this section to the faculty of distinction program fund of the state board of regents shall be paid to eligible educational institutions that are not state educational institutions for earnings equivalent awards for qualifying gifts to such eligible educational institutions. The state board of regents shall pay from the faculty of distinction program fund the amount of each such transfer to the eligible educational institution for the earnings equivalent award for which such transfer was made under this section.

(c) The earnings equivalent award for an endowed professorship shall be determined by the director of accounts and reports and shall be the amount of interest earnings that the amount of the qualifying gift certified by the state board of regents would have earned at the average net earnings rate of the pooled money investment board portfolio for the period for which the determination is being made.

(d) The total amount of new qualifying gifts that may be certified to the director of accounts and reports under this act during any state fiscal year for all eligible educational institutions shall not exceed \$30,000,000. The total amount of new qualifying gifts that may be certified to the director of accounts and reports under this act during any state fiscal year for any individual eligible educational institution shall

not exceed \$10,000,000. No additional qualifying gifts shall be certified by the state board of regents under this act when the total of all transfers from the state general fund for earnings equivalent awards for qualifying gifts pursuant to this section, and amendments thereto, for a fiscal year is equal to or greater than \$8,000,000 in fiscal year 2011 and in each fiscal year thereafter.

Sec. 181. K.S.A. 2022 Supp. 76-7,107 is hereby amended to read as follows: 76-7,107. (a) (1) On July 1, 2008, or as soon thereafter as sufficient moneys are available, \$7,000,000 shall be transferred by the director of accounts and reports from the state general fund to the infrastructure maintenance fund established by K.S.A. 76-7,104, and amendments thereto.

(2) No moneys shall be transferred by the director of accounts and reports from the state general fund to the infrastructure maintenance fund established by K.S.A. 76-7,104, and amendments thereto, during the fiscal years ending ~~June 30, 2022~~; June 30, 2023, ~~and~~ June 30, 2024, ~~and~~ June 30, 2025, pursuant to this section.

(b) All transfers made in accordance with the provisions of this section shall be considered to be demand transfers from the state general fund.

(c) All moneys credited to the infrastructure maintenance fund shall be expended or transferred only for the purpose of paying the cost of projects approved by the state board pursuant to the state educational institution long-term infrastructure maintenance program.

Sec. 182. K.S.A. 2022 Supp. 79-2959 is hereby amended to read as follows: 79-2959. (a) There is hereby created the local ad valorem tax reduction fund. All moneys transferred or credited to such fund under the provisions of this act or any other law shall be apportioned and distributed in the manner provided herein.

(b) On January 15 and on July 15 of each year, the director of accounts and reports shall make transfers in equal amounts that in the aggregate equal 3.63% of the total retail sales and compensating taxes credited to the state general fund pursuant to articles 36 and 37 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, during the preceding calendar year from the state general fund to the local ad valorem tax reduction fund, except that: (1) No moneys shall be transferred from the state general fund to the local ad valorem tax reduction fund during state fiscal years ~~2022, 2023 and~~ 2024 ~~and~~ 2025; and (2) the amount of the transfer on each such date shall be \$27,000,000 during fiscal year ~~2025~~ 2026 and all fiscal years thereafter. All such transfers are subject to reduction under K.S.A. 75-6704, and amendments thereto. All transfers made in accordance with the provisions of this section shall be considered to be revenue transfers from the state general fund.

(c) The state treasurer shall apportion and pay the amounts transferred under subsection (b) to the several county treasurers on January 15 and on July 15 in each year as follows: (1) 65% of the amount to be distributed shall be apportioned on the basis of the population figures of the counties certified to the secretary of state pursuant to K.S.A. 11-201, and amendments thereto, on July 1 of the preceding year; and (2) 35% of such amount shall be apportioned on the basis of the equalized assessed tangible valuations on the tax rolls of the counties on November 1 of the preceding year as certified by the director of property valuation.

Sec. 183. K.S.A. 2022 Supp. 79-2964 is hereby amended to read as follows: 79-2964. There is hereby created the county and city revenue sharing fund. All moneys transferred or credited to such fund under the provisions of this act or any other law

shall be allocated and distributed in the manner provided herein. The director of accounts and reports in each year on July 15 and December 10, shall make transfers in equal amounts that in the aggregate equal 2.823% of the total retail sales and compensating taxes credited to the state general fund pursuant to articles 36 and 37 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, during the preceding calendar year from the state general fund to the county and city revenue sharing fund, except that no moneys shall be transferred from the state general fund to the county and city revenue sharing fund during state fiscal years ~~2022, 2023 and~~ 2024 and 2025. All such transfers are subject to reduction under K.S.A. 75-6704, and amendments thereto. All transfers made in accordance with the provisions of this section shall be considered to be demand transfers from the state general fund.

Sec. 184. K.S.A. 2022 Supp. 79-3425i is hereby amended to read as follows: 79-3425i. On January 15 and July 15 of each year, the director of accounts and reports shall transfer a sum equal to the total taxes collected under the provisions of K.S.A. 79-6a04 and 79-6a10, and amendments thereto, and annual commercial vehicle fees collected pursuant to K.S.A. 8-143m, and amendments thereto, and credited to the state general fund during the six months next preceding the date of transfer, from the state general fund to the special city and county highway fund, created by K.S.A. 79-3425, and amendments thereto, except that: (1) Such transfers are subject to reduction under K.S.A. 75-6704, and amendments thereto; (2) no moneys shall be transferred from the state general fund to the special city and county highway fund during ~~state fiscal year 2022, state fiscal year 2023 or~~ state fiscal year 2024 or state fiscal year 2025; and (3) all transfers under this section shall be considered to be demand transfers from the state general fund.

Sec. 185. K.S.A. 2022 Supp. 79-34,171 is hereby amended to read as follows: 79-34,171. (a) On January 1, 2009, and quarterly thereafter, the director of accounts and reports shall transfer \$400,000 from the state general fund to the Kansas retail dealer incentive fund, except that no moneys shall be transferred pursuant to this section from the state general fund to the Kansas retail dealer incentive fund during the fiscal years ending ~~June 30, 2022, June 30, 2023, or~~ June 30, 2024, or June 30, 2025. On and after July 1, 2009, the unobligated balance in the Kansas retail dealer incentive fund shall not exceed \$1.5 million. If the unobligated balance of the fund exceeds \$1.1 million at the time of a quarterly transfer, the transfer shall be limited to the amount necessary for the fund to reach a total of \$1.5 million.

(b) There is hereby created in the state treasury the Kansas retail dealer incentive fund. All moneys in the Kansas retail dealer incentive fund shall be expended by the secretary of the department of revenue for the payment of incentives to Kansas retail dealers who sell and dispense renewable fuels or biodiesel through a motor fuel pump in accordance with the provisions of K.S.A. 79-34,170 through 79-34,175, and amendments thereto.

(c) All moneys remaining in the Kansas retail dealer incentive fund upon the expiration of K.S.A. 79-34,170 through 79-34,175, and amendments thereto, shall be credited by the state treasurer to the state general fund.

Sec. 186. K.S.A. 2022 Supp. 79-4804 is hereby amended to read as follows: 79-4804. (a) After the transfer of moneys pursuant to K.S.A. 79-4806, and amendments thereto, an amount equal to 85% of the balance of all moneys credited to the state gaming revenues fund shall be transferred and credited to the state economic

development initiatives fund. Expenditures from the state economic development initiatives fund shall be made in accordance with appropriations acts for the financing of such programs supporting and enhancing the existing economic foundation of the state and fostering growth through the expansion of current, and the establishment and attraction of new, commercial and industrial enterprises as provided by this section and as may be authorized by law and not less than $\frac{1}{2}$ of such money shall be distributed equally among the congressional districts of the state. Except as provided by subsection (g), all moneys credited to the state economic development initiatives fund shall be credited within the fund, as provided by law, to an account or accounts of the fund, which are created by this section, or for state fiscal years ~~2022, 2023 and~~ 2024 and 2025, to an account or accounts of the fund created by appropriation acts.

(b) There is hereby created the Kansas capital formation account in the state economic development initiatives fund. All moneys credited to the Kansas capital formation account shall be used to provide, encourage and implement capital development and formation in Kansas.

(c) There is hereby created the Kansas economic development research and development account in the state economic development initiatives fund. All moneys credited to the Kansas economic development research and development account shall be used to promote, encourage and implement research and development programs and activities in Kansas and technical assistance funded through state educational institutions under the supervision and control of the state board of regents or other Kansas colleges and universities.

(d) There is hereby created the Kansas economic development endowment account in the state economic development initiatives fund. All moneys credited to the Kansas economic development endowment account shall be accumulated and invested as provided in this section to provide an ongoing source of funds, which shall be used for economic development activities in Kansas, including, but not limited to, continuing appropriations or demand transfers for programs and projects, which shall include, but are not limited to, specific community infrastructure projects in Kansas that stimulate economic growth.

(e) Except as provided in subsection (f), the director of investments may invest and reinvest moneys credited to the state economic development initiatives fund in accordance with investment policies established by the pooled money investment board under K.S.A. 75-4232, and amendments thereto, in the pooled money investment portfolio. All moneys received as interest earned by the investment of the moneys credited to the state economic development initiatives fund shall be deposited in the state treasury and credited to the Kansas economic development endowment account of such fund.

(f) Moneys credited to the Kansas economic development endowment account of the state economic development initiatives fund may be invested in government guaranteed loans and debentures as provided by law in addition to the investments authorized by subsection (e) or in lieu of such investments. All moneys received as interest earned by the investment under this subsection of the moneys credited to the Kansas economic development endowment account shall be deposited in the state treasury and credited to the Kansas economic development endowment account of the state economic development initiatives fund.

(g) Except as provided further, in each fiscal year, the director of accounts and

reports shall make transfers in equal amounts on July 15 and January 15 that in the aggregate equal \$2,000,000 from the state economic development initiatives fund to the state water plan fund created by K.S.A. 82a-951, and amendments thereto. ~~In state fiscal year 2022, the director of accounts and reports shall make transfers in equal amounts on July 15 and January 15 that in the aggregate equal \$1,719,264 from the state economic development initiatives fund to the state water plan fund.~~ No other moneys credited to the state economic development initiatives fund shall be used for: (1) Water-related projects or programs, or related technical assistance; or (2) any other projects or programs, or related technical assistance that meet one or more of the long-range goals, objectives and considerations set forth in the state water resource planning act.

Sec. 187. K.S.A. 2-223, 12-1775a and 12-5256 and K.S.A. 2022 Supp. 65-180, 74-50,107, 74-8711, 74-99b34, 75-2263, 75-6707, 76-775, 76-7,107, 79-2959, 79-2964, 79-2964, 79-3425i, 79-34,171 and 79-4804 are hereby repealed.

Sec. 188. If any fund or account name described by words and the numerical accounting code that follows such fund or account name do not match, it shall be conclusively presumed that the legislature intended that the fund or account name described by words is the correct fund or account name, and such fund or account name described by words shall control over a contradictory or incorrect numerical accounting code.

Sec. 189. *Severability.* If any provision or clause of this act or application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this act that can be given effect without the invalid provision or application, and to this end, the provisions of this act are declared to be severable.

Sec. 190. *Appeals to exceed expenditure limitations.* (a) Upon written application to the governor and approval of the state finance council, expenditures from special revenue funds may exceed the amounts specified in this act.

(b) This section shall not apply to the expanded lottery act revenues fund, the state economic development initiatives fund, the children's initiative fund, the state water plan fund or the Kansas endowment for youth fund, or to any account of any such funds.

Sec. 191. *Savings.* (a) Any unencumbered balance as of June 30, 2023, in any special revenue fund, or account thereof, of any state agency named in this act that is not otherwise specifically appropriated or limited for fiscal year 2024 by this or any other appropriation act of the 2023 regular session of the legislature is hereby appropriated for the fiscal year ending June 30, 2024, for the same use and purpose as the same was heretofore appropriated.

(b) This section shall not apply to the expanded lottery act revenues fund, the state economic development initiatives fund, the children's initiatives fund, the state water plan fund, the Kansas endowment for youth fund, the Kansas educational building fund, the state institutions building fund or the correctional institutions building fund, or to

any account of any of such funds.

Sec. 192. During the fiscal year ending June 30, 2024, all moneys that are lawfully credited to and available in any bond special revenue fund and that are not otherwise specifically appropriated or limited by this or other appropriation act of the 2023 regular session of the legislature are hereby appropriated for the fiscal year ending June 30, 2024, for the state agency for which the bond special revenue fund was established for the purposes authorized by law for expenditures from such bond special revenue fund. As used in this section, "bond special revenue fund" means any special revenue fund or account thereof established in the state treasury prior to or on or after the effective date of this act for the deposit of the proceeds of bonds issued by the Kansas development finance authority for the payment of debt service for bonds issued by the Kansas development finance authority or for any related purpose in accordance with applicable bond covenants.

Sec. 193. *Federal grants.* (a) Except as provided in subsection (c), during the fiscal year ending June 30, 2024, each federal grant or other federal receipt that is received by a state agency named in this act and that is not otherwise appropriated to that state agency for fiscal year 2024 by this or other appropriation act of the 2023 regular session of the legislature is hereby appropriated for fiscal year 2024 for that state agency for the purpose set forth in such federal grant or receipt, except that no expenditure shall be made from and no obligation shall be incurred against any such federal grant or other federal receipt that has not been previously appropriated or reappropriated or approved for expenditure by the governor until the governor has authorized the state agency to make expenditures therefrom.

(b) Except as provided in subsection (c), in addition to the other purposes for which expenditures may be made by any state agency that is named in this act and that is not otherwise authorized by law to apply for and receive federal grants, expenditures may be made by such state agency from moneys appropriated for fiscal year 2024 by this act or any other appropriation act of the 2023 regular session of the legislature to apply for and receive federal grants during fiscal year 2024, which federal grants are hereby authorized to be applied for and received by such state agencies: *Provided*, That no expenditure shall be made from and no obligation shall be incurred against any such federal grant or other federal receipt that has not been previously appropriated or reappropriated or approved for expenditure by the governor until the governor has authorized the state agency to make expenditures therefrom.

(c) The provisions of this section shall not apply to section 198.

Sec. 194. (a) Any correctional institutions building fund appropriation heretofore appropriated to any state agency named in this or other appropriation act of the 2023 regular session of the legislature and having an unencumbered balance as of June 30, 2023, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2024, for the same uses and purposes as originally appropriated, unless specific provision is made for lapsing such appropriation.

(b) This subsection shall not apply to the unencumbered balance in any account of the correctional institutions building fund that was encumbered for any fiscal year commencing prior to July 1, 2022.

Sec. 195. (a) Any Kansas educational building fund appropriation heretofore appropriated to any institution named in this or other appropriation act of the 2023 regular session of the legislature and having an unencumbered balance as of June 30, 2023, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2024, for the same use and purpose as originally appropriated, unless specific provision is made for lapsing such appropriation.

(b) This subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund that was encumbered for any fiscal year commencing prior to July 1, 2022.

Sec. 196. (a) Any state institutions building fund appropriation heretofore appropriated to any state agency named in this or other appropriation act of the 2023 regular session of the legislature and having an unencumbered balance as of June 30, 2023, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2024, for the same use and purpose as originally appropriated, unless specific provision is made for lapsing such appropriation.

(b) This subsection shall not apply to the unencumbered balance in any account of the state institutions building fund that was encumbered for any fiscal year commencing prior to July 1, 2022.

Sec. 197. Any transfers of moneys during the fiscal year ending June 30, 2024, from any special revenue fund of any state agency named in this act to the audit services fund of the division of post audit under K.S.A. 46-1121, and amendments thereto, shall be in addition to any expenditure limitation imposed on any such fund for the fiscal year ending June 30, 2024.

Sec. 198. During the fiscal years ending June 30, 2023, June 30, 2024, and June 30, 2025, notwithstanding the provisions of K.S.A. 75-3711a or 75-3711b, and amendments thereto, section 193 or any other statute to the contrary, in addition to the other purposes for which expenditures may be made by any state agency that is named in this act, expenditures may be made by such state agency from moneys appropriated for fiscal year 2023, fiscal year 2024 and fiscal year 2025 by this or any other appropriation act of the 2023 or 2024 regular session of the legislature to apply for and receive federal grants during fiscal years 2023, 2024 and 2025: *Provided*, That federal grants are hereby authorized to be applied for and received by such state agencies that concern moneys from the federal government subject to the following provisions: *Provided further*, That except as provided further, no expenditure shall be made from and no obligation shall be incurred against any such federal grant or other federal receipt of discretionary state funding related to COVID-19, any other unforeseen public health emergency, or any national recession or other currently unknown national emergency during fiscal years 2023, 2024 and 2025 that has not been previously appropriated, reappropriated or approved for expenditure by the legislature until the legislature expressly consents to and approves such appropriation or expenditure by an act of the legislature: *Provided however*, That if such federal grant or receipt is a part of a continuing, existing state program that was previously appropriated, reappropriated or approved for expenditure by the legislature in fiscal year 2022 or fiscal year 2023 for such agency, then during fiscal years 2023, 2024 and 2025, such agency is authorized to expend all approved moneys lawfully credited to and available in such fund or funds

during fiscal years 2023, 2024 and 2025: *And provided further*, That during fiscal years 2023, 2024 and 2025, any agency that is expending moneys as a continuing, existing program that was previously appropriated, reappropriated or approved for expenditure by the legislature in fiscal year 2022 or fiscal year 2023 shall submit a report to the senate committee on ways and means and the house of representatives committee on appropriations within 30 days of receipt of the federal grant or other federal receipt detailing the continuing, existing program, the citation to the previously appropriated, reappropriated or approved for expenditure authorization by the legislature, the total amount of such grant or receipt and the proposed expenditures from such grant or receipt.";

And by renumbering sections accordingly;

Also on page 3, in line 16, by striking "statute book" and inserting "Kansas register";

On page 1, in the title, in line 1, by striking all after "ACT"; by striking all in lines 2 through 6; in line 7, by striking "sections" and inserting "making and concerning appropriations for the fiscal years ending June 30, 2023, June 30, 2024, June 30, 2025, June 30, 2026, June 30, 2027, and June 30, 2028, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing; authorizing and directing payment of certain claims against the state; amending K.S.A. 2-223, 12-1775a and 12-5256 and K.S.A. 2022 Supp. 65-180, 74-50,107, 74-8711, 74-99b34, 75-2263, 75-6707, 76-775, 76-7,107, 79-2959, 79-2964, 79-3425i, 79-34,171 and 79-4804 and repealing the existing sections";

And your committee on conference recommends the adoption of this report.

RICK BILLINGER

J R CLAEYS

PAT PETTEY

Conferees on part of Senate

TROY WAYMASTER

KYLE HOFFMAN

HENRY HELGERSON

Conferees on part of House

On motion of Rep. Waymaster, the conference committee report on **HB 2184** was adopted.

On roll call, the vote was: Yeas 79; Nays 44; Present but not voting: 0; Absent or not voting: 2.

Yeas: Anderson, Ballard, Barth, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Droge, Ellis, Eplee, Essex, Estes, Francis, Gardner, Goddard, Hawkins, Helgerson, Hoffman, Hoheisel, Howe, Howell, Howerton, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, Meyer, Miller, D., Minnix, Moser, Neelly, Owens, F. Patton, Penn, Pickert, Probst, Proctor, Rahjes, Resman, Robinson, Ruiz, S., Sanders, Schmoee, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk,

Turner, Underhill, Wasinger, Waymaster, White, Williams, K., Williams, L..

Nays: Alcalá, Amyx, Averkamp, Bergkamp, Boyd, Carmichael, Carr, Donohoe, Fairchild, Featherston, Garber, Goetz, Haskins, Haswood, Highberger, Hill, Hougland, Houser, Hoye, Jacobs, Martinez, Melton, Miller, S., Miller, V., Murphy, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Rhiley, Roth, Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Waggoner, Weigel, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

EXPLANATIONS OF VOTE

MR. SPEAKER: I will be opposing this budget. We had a lot of discussions in the Democratic caucus about the last-minute additions to this budget and the process. I definitely smell a pork product of some kind, and I oppose pork in budgets, so I will oppose this bill. —STEPHANIE SAWYER CLAYTON

MR. SPEAKER: The Senate is looking at raising salaries for elected state-wide officers and judiciary, but not state employees. When you shop in the store it is an extra \$100 on food vs 2022. Health care costs are going up. Lots of our folks are under the market pay (survey done in 2022.) That means employees are below public and private market rates. We need to fix it. Not to say, doing more due to under staffing. I vote No on **HB 2184** — JOHN ALCALÁ

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 26** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

WILL CARPENTER

SUSAN HUMPHRIES

JO ELLA HOYE

Conferees on part of House

BEVERLY GOSSAGE

RENEE ERICKSON

PAT PETTEY

Conferees on part of Senate

On motion of Rep. Humphries the conference committee report on **SB 26** to agree to disagree, was adopted.

Speaker pro tem Carpenter thereupon appointed Reps. W. Carpenter, Humphries and Hoye as second conferees on the part of the House.

On motion of Rep. Croft, the House recessed until 9:30 p.m.

NIGHT SESSION

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

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

INTRODUCTION OF ORIGINAL MOTION

Roll call was demanded on motion of Rep. Croft to suspend House Rule 101 to allow the House to meet between midnight and 8:00 a.m.

On roll call, the vote was: Yeas 79; Nays 44; Present but not voting: 0; Absent or not voting: 2.

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

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Houglund, Houser, Hoye, Jacobs, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Robinson, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

The motion was adopted.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 83** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee of the Whole amendments, as follows:

On page 1, by striking all in lines 12 through 30; following line 30, by inserting:

"WHEREAS, The legislature affirms that a quality, individualized education provides an essential pathway to success, not only for each student but for the prosperity and stability of the state; and

WHEREAS, Every child in Kansas is unique, with diverse learning needs and thus shall be granted educational opportunities and enrichment in a learning environment that best aligns with their needs; and

WHEREAS, The Kansas education enrichment program act affirms that equity in education means that all children shall receive the enrichment and instruction they need regardless of their socioeconomic status and racial or cultural background; and

WHEREAS, The Kansas education enrichment program act provides meaningful education enrichment and opportunity that lifts up children while simultaneously entrusting parents to direct the education of their children.";

On page 2, in line 1, by striking "\$592,740,238" and inserting "\$520,380,818"; in line

17, after "(b)" by inserting "There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds except that expenditures other than refunds authorized by law and transfers to other state agencies shall not exceed the following:

Special education and related services aid ARPA fund.....No limit

Provided, That expenditures shall be made from the special education and related services aid ARPA fund for payments and grants to school districts in amounts determined pursuant to and in accordance with the provisions of K.S.A. 72-3422 and 72-3425, and amendments thereto: *Provided however*, That no expenditure shall be made from such fund for the provision of instruction for any homebound or hospitalized child unless the categorization of such child as exceptional is conjoined with the categorization of the child within one or more of the other categories of exceptionality.

(c)";

Also on page 2, in line 26, by striking "10" and inserting "11"; in line 33, after the semicolon by inserting "one member appointed by the state department of education who is a professional in early childhood developmental services and provides services for a tiny-K program;"; by striking all in lines 41 through 43;

By striking all on pages 3 through 16;

On page 17, by striking all in lines 1 through 16; following line 16, by inserting: "New Sec. 2.

LEGISLATIVE COORDINATING COUNCIL

(a) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$25,359,420 from the legislature employment security fund of the legislative coordinating council to the special education and related services aid ARPA fund of the department of education.

New Sec. 3. (a) During fiscal year 2023, if any state agency has been transferred funds or been approved to use funds from the American rescue plan - state fiscal relief federal fund (252-00-3756) of the governor's department, as recommended by the strengthening people and revitalizing Kansas executive committee and authorized by the state finance council pursuant to section 28(d) of chapter 81 of the 2022 Session Laws of Kansas, for the purpose of establishing and maintaining a program that provides for individual learning loss grants to K-12 students with a focus on students in low-income families or in foster care, and such funds have not been expended or are not legally obligated to be expended pursuant to a signed agreement or contract, including any unencumbered funds, such state agency shall not expend or encumber any such funds: *Provided*, That on the effective date of this act, the approval by the state finance council pursuant to state finance council resolution 22-741 for allocations, expenditures and distributions for such learning loss program from the American rescue plan - state fiscal relief federal fund is hereby declared null and void and shall have no force and effect: *Provided further*, That on the effective date of this act, the authority of the state finance council, pursuant to section 28(d) of chapter 81 of the 2022 Session Laws of Kansas, to approve expenditures or obligations for such learning loss program is hereby declared null and void and shall have no force and effect: *And provided further*, That on July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and

reports shall transfer \$47,000,000 from the American rescue plan - state fiscal relief federal fund (252-00-3756) of the governor's department to the special education and related services ARPA fund of the department of education.

New Sec. 4. (a) Section 4 et seq., and amendments thereto, shall be known and may be cited as the Kansas education enrichment program act.

(b) As used in the Kansas education enrichment program act:

(1) "Award" means a Kansas education enrichment program award provided pursuant to section 7, and amendments thereto, to a qualified student who attends a public school.

(2) "BASE aid" means the same as defined in K.S.A. 72-5132, and amendments thereto, for the current school year.

(3) "Grant" means a Kansas education enrichment program grant established in an account on behalf of a qualified student pursuant to section 8, and amendments thereto.

(4) "Immediate family member" means a parent, sibling or any other relative of a qualified student who lives in the same residence as the qualified student.

(5) "Parent" means a Kansas resident who is the parent, stepparent, legal guardian, custodian or other person with authority to act on behalf of a qualified student.

(6) "Program" means the Kansas education enrichment program established pursuant to the Kansas education enrichment program act.

(7) "Qualified education service provider" means any business, organization or individual that provides educational goods or services that are authorized for purchase or reimbursement under the program. "Qualified education service provider" includes any school located in Kansas that is a nonpublic elementary or secondary school that has made application and received approval to be a qualified education service provider under the program.

(8) "Qualified student" means a resident of Kansas who:

(A) Is enrolled in and attending kindergarten or any of the grades one through 12 at any public or nonpublic elementary or secondary school located in this state; and

(B) (i) has a household family income of 250% or less of the federal poverty level;

(ii) attended a school building of a school district in the preceding school year that was closed by the school district pursuant to K.S.A. 72-1431, and amendments thereto, and the student is required to travel 15 miles or more from the student's residence to the school building that such student is assigned to attend in the current school year; or

(iii) has previously received a grant pursuant to the program and enters into a written agreement with the treasurer to receive a subsequent grant under the program.

(9) "School district" means a school district organized under the laws of this state.

(10) "Treasurer" means the state treasurer or the state treasurer's designee.

New Sec. 5. (a) The Kansas education enrichment program is hereby established to recognize the right of parents to choose the educational environment that best serves their children and to provide educational enrichment opportunities to students attending

public and nonpublic schools throughout the state. The program shall be a continuation of and supplemental to the Kansas education enrichment program as approved by the state finance council in resolution No. 22-741.

(b) On July 1, 2023, all administrative functions, duties, liabilities, debts, rights and obligations relating to the Kansas education enrichment program approved by the state finance council in resolution No. 22-741 shall be transferred to and attach to the office of the state treasurer. Upon the transfer of such program to the office of the state treasurer, the treasurer shall maintain and be subject to the terms and conditions of any contract with a third-party vendor that was executed for purposes of the Kansas education enrichment program prior to the transfer.

(c) The Kansas education enrichment program shall provide the following two options for qualified students to access educational instructional and enrichment opportunities:

(1) For qualified students that will enroll in a public elementary or secondary school during the school year, a \$1,000 award per qualified student to pay for educational goods and services from a qualified education service provider as provided in section 7, and amendments thereto; and

(2) for qualified students that will enroll in a nonpublic elementary or secondary school, a grant equal to 95% of the BASE aid amount for the applicable school year for the qualified student to pay for educational goods and services from a qualified education service provider as provided in section 8, and amendments thereto.

New Sec. 6. (a) The treasurer shall have the following powers and duties for administration of the Kansas education enrichment program:

- (1) Oversee and manage the program;
- (2) establish and administer grants and awards on behalf of qualified students participating in the program;
- (3) maintain and execute contracts as necessary to carry out the requirements of the program;
- (4) expend federal funds allocated to the program pursuant to section 5, and amendments thereto; and
- (5) exercise such other powers and perform such other functions and duties provided in the Kansas education enrichment program act.

(b) The treasurer shall:

- (1) Accept applications throughout the school year;
- (2) enroll a qualified student in the program after receipt of a completed application and any other required documentation;
- (3) notify parents of the student's enrollment in the program within 30 calendar days after receipt of completed application forms and other required documentation;
- (4) maintain an explanation of at least the following information on the treasurer's website and provide an electronic or paper copy of such information to any parent whose child is participating in the program:

(A) The allowable uses of money provided through an award or grant pursuant to the program;

(B) the responsibilities of a parent of a qualified student participating in the program; and

(C) the effect of participation in the program by qualified students with an individualized education program (IEP) or an education plan under section 504 of the rehabilitation act of 1973, 29 U.S.C. § 794 (section 504 plan).

(c) The treasurer and parents may provide any notifications, applications or documents required by this act electronically. The treasurer shall confirm receipt of all such notifications whether provided by paper copy or electronically.

(d) The treasurer shall not disclose a qualified student's identification or distribute or release any personally identifiable data of a qualified student to a third party without the written consent of such student's parent. Written consent shall be obtained for each instance of such disclosure, distribution or release.

(e) The treasurer shall conduct or contract to conduct annual financial audits and random quarterly financial audits of awards and grants to ensure compliance with the Kansas education enrichment program. The treasurer shall determine the scope of any such audit and shall oversee any such audit.

(f) The treasurer may adopt rules and regulations to administer and implement the Kansas education enrichment program.

New Sec. 7. (a) To enroll in the program for the purpose of receiving a \$1,000 award for a student who attends a public school during the school year, the parent of a qualified student shall submit an application on a form and in a manner determined by the treasurer and enter into a written agreement with the treasurer in accordance with this section.

(b) The written agreement for a qualified student who applies for an award shall provide the following:

(1) The award shall only be used to pay for educational goods and services from a qualified education service provider in accordance with this section; and

(2) a qualified student shall receive only one award and shall not be eligible for any subsequent award but shall continue to be eligible to receive a grant pursuant to section 8, and amendments thereto, except that the qualified student shall not receive a grant in the same school year that such qualified student received an award pursuant to this section.

(c) A parent shall only expend award moneys to pay for the following educational goods and services from a qualified education service provider:

(1) Day or overnight in-person camps that are primarily academic in nature and provide subjects related to the student's academic curriculum;

(2) online or in-person language classes offered by a licensed organization;

(3) purchases or rentals of instruments, purchases of sheet music, music books and music materials and music lessons;

(4) tutoring services provided by a tutor who is not an immediate family member of the qualified student;

(5) curriculum materials, school supplies and authorized educational technology devices; and

(6) any other educational goods or services authorized by the treasurer that is not prohibited pursuant to subsection (d).

(d) No award moneys shall be used for any of the following expenditures:

(1) Sporting goods or services, including sports camps;

(2) driver's education-related fees or services;

(3) non-academic lessons or courses including personal hygiene, self-care, self-esteem, or other non-academic lessons or courses;

(4) tuition or school registration fees;

(5) goods or services provided by immediate family members;

(6) field trips or admission tickets to museums, zoos, theaters, historical landmarks or other locations;

(7) fees associated with transportation services, including parking fees;

(8) clothing or uniforms;

(9) food or meals; or

(10) daycare services.

(e) Any award provided to a qualified student may be used by the parent in the online education marketplace established to pay for educational goods and services from a qualified education service provider. A parent shall submit a request to the treasurer to approve any expenditures that have not been pre-approved by the treasurer.

(f) Upon approval of a written agreement pursuant to this section, the treasurer shall authorize a \$1,000 award in the name of the qualified student.

(g) A written agreement entered into pursuant to this section shall have a term of 12 months. Such agreement may be suspended or terminated at any time upon a determination that:

(1) Moneys have been used for purposes other than those allowed under the program; or

(2) the student is no longer a resident of Kansas.

(h) A parent may terminate a written agreement at any time. To terminate a written agreement, the parent shall notify the treasurer in writing of such termination.

(i) When a written agreement is terminated, the treasurer shall terminate the award and transfer any remaining balance of such award moneys to the state general fund.

New Sec. 8. (a) To receive a Kansas education enrichment program grant to pay for educational goods and services from a qualified education service provider on behalf of a qualified student who attends a nonpublic school, the parent of a qualified student

shall submit an application on a form and in a manner determined by the treasurer and enter into a written agreement with the treasurer in accordance with this section.

(b) The written agreement for a qualified student who seeks to receive a grant pursuant to the program shall provide the following:

(1) A portion of moneys shall be used to provide an education for the qualified student in at least the subjects of reading, grammar, mathematics, social studies and science;

(2) to receive grant moneys under the program, the qualified student shall not enroll full time in a school of a school district;

(3) no immediate family member of a qualified student may charge or collect payment, tuition or fees for tutoring or educational therapies or services provided to such qualified student;

(4) any grant moneys shall only be used by the parent of a qualified student to pay for educational goods and services from a qualified education service provider authorized pursuant to this section;

(5) any payments from grant moneys for a student's enrollment at a nonpublic school shall only be made to a qualified education service provider;

(6) the qualified student may accept a scholarship from a scholarship granting organization pursuant to the tax credit for low income students scholarship program act, K.S.A. 72-4351 et seq., and amendments thereto, if the qualified student meets the requirements of both programs; and

(7) the parent of a qualified student shall comply with all requirements of the program.

(c) A parent shall only expend grant moneys to pay for the following educational goods and services from a qualified education service provider:

- (1) Enrollment costs charged by a qualified education service provider;
- (2) textbooks and other supplies required by a qualified education service provider;
- (3) educational therapies or services provided by a licensed provider;
- (4) tutoring services provided by a tutor who is not an immediate family member of the qualified student;
- (5) curriculum materials;
- (6) uniforms if required for attendance;
- (7) enrollment costs charged by an online learning program;
- (8) contracted services from a public school district offered outside of the traditional school year and hours for students;
- (9) fees for any nationally standardized norm-referenced achievement test, advanced placement examination or examination related to admission to a postsecondary institution;
- (10) fees or costs required to apply for or acquire occupational licenses, certificates,

apprenticeships or other professional qualifications;

(11) fees for transportation services approved by the treasurer that are used for transportation to and from a qualified education service provider;

(12) computer hardware and technological devices primarily used for educational purposes, including personal computers, laptops, tablet devices, microscopes, telescopes and printers; and

(13) any other educational goods or services approved by the treasurer.

(d) Moneys provided through a grant under the program shall not be expended for the following:

(1) Sporting goods or services, including sports camps; or

(2) for qualified students schooled at home, goods or services provided by an immediate family member.

(e) Upon approval of the applicable written agreement to receive a grant, the treasurer shall authorize such grant amount in the name of the qualified student. To continue receiving grant moneys, the parent of a qualified student shall renew the qualified student's written agreement on an annual basis. Only one grant shall be provided to each qualified student per school year. A parent acting on behalf of more than one qualified student shall have a separate written agreement for each qualified student.

(f) The treasurer may suspend or terminate a written agreement at any time upon a determination that:

(1) Moneys have been used for purposes other than those allowed under the program; or

(2) the student is no longer a resident of Kansas.

(g) A parent may terminate a written agreement at any time. To terminate a written agreement, the parent shall notify the treasurer in writing of such termination.

(h) When a written agreement is terminated, the treasurer shall terminate the grant and transfer any remaining balance of such grant moneys to the state general fund.

(i) Each written agreement entered into pursuant to this section shall have a term of 12 months. Each qualified student's grant moneys shall remain active until:

(1) A written agreement is terminated;

(2) a parent does not renew the qualified student's written agreement;

(3) the student enrolls in a school district on a full-time basis;

(4) the student is no longer a qualified student under the program; or

(5) moneys have been used for purposes other than those allowed under the program.

(j) When the treasurer determines that a written agreement is no longer active, the treasurer shall terminate the grant and transfer any remaining balance of such grant moneys to the state general fund.

(k) Any unencumbered grant moneys that have not been expended on behalf of a qualified student at the end of a school year shall roll over to the next succeeding school year if the student and parent of the student renew a written agreement to continue to receive a grant and participate in the program pursuant to this section.

(l) The treasurer shall not allow any personal deposits to be made to a grant account on behalf of a qualified student.

(m) The treasurer may refer cases of fraudulent or substantial misuse of moneys to the attorney general for purposes of collection or criminal investigation.

New Sec. 9. (a) (1) There is hereby established in the state treasury the Kansas education enrichment program fund to be administered by the treasurer. Moneys in the Kansas education enrichment program fund shall be expended only for the purposes established in the Kansas education enrichment program act. All moneys received pursuant to subsection (b) shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the Kansas education enrichment program fund.

(2) On or before the 10th day of each month, the director of accounts and reports shall transfer from the state general fund to the Kansas education enrichment program fund interest earnings based on:

(1) The average daily balance of moneys in the Kansas education enrichment program fund; and

(2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(b) Notwithstanding the provisions of the Kansas education enrichment program established pursuant to state finance council resolution No. 22-741, of the \$50,000,000 state fiscal recovery funds of the American rescue plan act of 2021, public law 117-2, allocated by the state finance council for the purposes of the Kansas education enrichment program, or any other federal funds identified and approved for such purposes, the state treasurer shall make expenditures of such federal funds to administer the Kansas education enrichment program to provide awards pursuant to section 7, and amendments thereto, and grants pursuant to section 8, and amendments thereto, to qualified students.

(c) On or before the first day of each month, the treasurer shall determine whether the total amount of the federal fiscal recovery funds of the American rescue plan act of 2021, public law 117-2, and any other federal funds identified and made available for the purposes of the program are insufficient to continue to provide the awards and grants on behalf of qualified students pursuant to the program. If the treasurer determines that the amount of such federal funds is insufficient for such purposes, the treasurer shall certify such fact to the director of the budget. On and after such certification, the treasurer shall determine annually the total amount to be transferred to the Kansas education enrichment program fund by multiplying an amount equal to the BASE aid by the total number of qualified students participating in the program pursuant to section 8, and amendments thereto, and by multiplying \$1,000 by the number of qualified students who will receive an award under the program for the succeeding school year pursuant to section 7, and amendments thereto. The treasurer

shall certify the resulting total amount to the director of accounts and reports on or before August 1 of each year. Upon receipt of such certification, the director of accounts and reports shall transfer such certified amount from the state general fund to the Kansas education enrichment program fund. Transfers made in accordance with this section shall be considered demand transfers from the state general fund.

(d) (1) Except as provided in paragraph (2), if a qualified student has entered into a written agreement pursuant to section 8, and amendments thereto, the treasurer shall allocate to a qualified student a grant equal to 95% of the BASE aid.

(2) If a qualified student enrolls in a school district on a part-time basis, such qualified student or such student's parent shall notify the treasurer, who shall prorate the grant amount allocated pursuant to paragraph (1).

(3) The treasurer may deduct 5% of the BASE aid per qualified student participating in the program as reimbursement for the costs of administering the program.

(e) If a qualified student has been approved to receive an award pursuant to section 7, and amendments thereto, the treasurer shall allocate \$1,000 per qualified student to pay for educational goods and services from a qualified education service provider as provided in section 7, and amendments thereto, in accordance with the provisions of the program for the school year that such student was approved to receive the award.

(f) During each regular legislative session, the treasurer shall provide to the legislature an estimate of the amount required to fund the awards and grants for the next succeeding fiscal year.

New Sec. 10. (a) Nothing in the Kansas education enrichment program act shall be construed to permit any governmental agency to exercise control or supervision over any nonpublic school or home school. Any nonpublic school, home school or tutor that accepts a payment from a parent of a qualified student participating in the program is not an agent of this state.

(b) The content or religious nature of a product or service may not be considered when determining whether payment for such product or service is an allowable expenditure.

(c) If the parent of a qualified student who is schooled at home makes application to enroll in the Kansas educational enrichment program, such application does not constitute registration pursuant to K.S.A. 72-4346, and amendments thereto. Nothing in the Kansas education enrichment program act shall be construed to require a parent to register with the state department of education pursuant to K.S.A. 72-4346, and amendments thereto.

(d) The state department of education shall include information about the program on the department's homepage and provide a link on such homepage to the information provided by the treasurer regarding the program.";

On page 18, in line 12, by striking all after "student"; in line 13, by striking all before "pursuant" and inserting "who is receiving a grant pursuant to the Kansas education enrichment program established"; also in line 13, by striking "2" and inserting "4";

By striking all on pages 21 through 27;

On page 28, by striking all in lines 1 through 40; in line 41, by striking "and 72-5132 are" and inserting "is";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, by striking all after "the"; by striking all in lines 4 through 8; in line 9, by striking all before the semicolon and inserting "Kansas education enrichment program; authorizing educational award moneys to certain students who attend public schools and educational grant moneys to certain students who attend nonpublic schools; establishing the Kansas education enrichment program fund; requiring certain transfers thereto"; in line 10, by striking "and 72-5132"; also in line 10, by striking "sections" and inserting "section";

And your committee on conference recommends the adoption of this report.

KRISTEY WILLIAMS

BRENDA LANDWEHR

Conferees on part of House

MOLLY BAUMGARDNER

RENEE ERICKSON

Conferees on part of Senate

On motion of Rep. Williams, K., the conference committee report on **H Sub for SB 83** was adopted.

On roll call, the vote was: Yeas 65; Nays 58; Present but not voting: 0; Absent or not voting: 2.

Yeas: Anderson, Awerkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bryce, Buehler, B. Carpenter, W. Carpenter, Collins, Corbet, Croft, Delperdang, Donohoe, Droge, Essex, Estes, Fairchild, Garber, Gardner, Goetz, Hawkins, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, Murphy, Neelly, Owens, Penn, Pickert, Proctor, Rhiley, Robinson, Roth, Sanders, Schmoe, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, White, Williams, K..

Nays: Alcalá, Amyx, Ballard, Bloom, Borjon, Boyd, Butler, Carlin, Carmichael, Carr, Clifford, Concannon, Curtis, Dodson, M., Ellis, Eplee, Featherston, Francis, Goddard, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoye, Jacobs, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, F. Patton, Poskin, Probst, Rahjes, Resman, Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Vaughn, Waymaster, Weigel, Williams, L., Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 169** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee of the Whole (Corrected) amendments, as follows:

On page 1, by striking all in lines 21 through 35;

On page 2, by striking all in lines 1 through 15; in line 21, by striking "\$80,000" and

inserting "\$60,000"; in line 39, by striking "years prior to tax"; also in line 39, by striking "2024" and inserting "2023"; in line 40, by striking "and"; in line 41, by striking "and all tax years thereafter,."; in line 42, by striking "1.625%" and inserting "1.94%"; following line 42, by inserting:

"(C) for tax year 2025, and all tax years thereafter, the normal tax shall be an amount equal to 1.63% of such net income; and";

On page 3, in line 13, by striking "years prior to tax"; also in line 13, by striking "2024" and inserting "2023"; in line 15, by striking "and"; in line 16, by striking "and all tax years thereafter,."; in line 18, by striking "1.61%" and inserting "1.93%"; following line 18, by inserting:

"(C) for tax year 2025, and all tax years thereafter, the normal tax shall be an amount equal to 1.61% of such net income; and";

On page 5, in line 21, by striking "5.25%" and inserting "5.15%"; in line 34, by striking all after "follows"; by striking all in line 35; in line 36, by striking "thereto";

On page 6, by striking all in lines 20 through 43;

By striking all on pages 7 through 15;

On page 16, by striking all in lines 1 through 13; following line 13, by inserting:

"Sec. 5. K.S.A. 2022 Supp. 79-32,117, as amended by section 5 of 2023 House Bill No. 2197, is hereby amended to read as follows: 79-32,117. (a) The Kansas adjusted gross income of an individual means such individual's federal adjusted gross income for the taxable year, with the modifications specified in this section.

(b) There shall be added to federal adjusted gross income:

(i) Interest income less any related expenses directly incurred in the purchase of state or political subdivision obligations, to the extent that the same is not included in federal adjusted gross income, on obligations of any state or political subdivision thereof, but to the extent that interest income on obligations of this state or a political subdivision thereof issued prior to January 1, 1988, is specifically exempt from income tax under the laws of this state authorizing the issuance of such obligations, it shall be excluded from computation of Kansas adjusted gross income whether or not included in federal adjusted gross income. Interest income on obligations of this state or a political subdivision thereof issued after December 31, 1987, shall be excluded from computation of Kansas adjusted gross income whether or not included in federal adjusted gross income.

(ii) Taxes on or measured by income or fees or payments in lieu of income taxes imposed by this state or any other taxing jurisdiction to the extent deductible in determining federal adjusted gross income and not credited against federal income tax. This paragraph shall not apply to taxes imposed under the provisions of K.S.A. 79-1107 or 79-1108, and amendments thereto, for privilege tax year 1995, and all such years thereafter.

(iii) The federal net operating loss deduction, except that the federal net operating loss deduction shall not be added to an individual's federal adjusted gross income for tax years beginning after December 31, 2016.

(iv) Federal income tax refunds received by the taxpayer if the deduction of the taxes being refunded resulted in a tax benefit for Kansas income tax purposes during a prior taxable year. Such refunds shall be included in income in the year actually received regardless of the method of accounting used by the taxpayer. For purposes hereof, a tax benefit shall be deemed to have resulted if the amount of the tax had been

deducted in determining income subject to a Kansas income tax for a prior year regardless of the rate of taxation applied in such prior year to the Kansas taxable income, but only that portion of the refund shall be included as bears the same proportion to the total refund received as the federal taxes deducted in the year to which such refund is attributable bears to the total federal income taxes paid for such year. For purposes of the foregoing sentence, federal taxes shall be considered to have been deducted only to the extent such deduction does not reduce Kansas taxable income below zero.

(v) The amount of any depreciation deduction or business expense deduction claimed on the taxpayer's federal income tax return for any capital expenditure in making any building or facility accessible to the handicapped, for which expenditure the taxpayer claimed the credit allowed by K.S.A. 79-32,177, and amendments thereto.

(vi) Any amount of designated employee contributions picked up by an employer pursuant to K.S.A. 12-5005, 20-2603, 74-4919 and 74-4965, and amendments thereto.

(vii) The amount of any charitable contribution made to the extent the same is claimed as the basis for the credit allowed pursuant to K.S.A. 79-32,196, and amendments thereto.

(viii) The amount of any costs incurred for improvements to a swine facility, claimed for deduction in determining federal adjusted gross income, to the extent the same is claimed as the basis for any credit allowed pursuant to K.S.A. 79-32,204, and amendments thereto.

(ix) The amount of any ad valorem taxes and assessments paid and the amount of any costs incurred for habitat management or construction and maintenance of improvements on real property, claimed for deduction in determining federal adjusted gross income, to the extent the same is claimed as the basis for any credit allowed pursuant to K.S.A. 79-32,203, and amendments thereto.

(x) Amounts received as nonqualified withdrawals, as defined by K.S.A. 75-643, and amendments thereto, if, at the time of contribution to a family postsecondary education savings account, such amounts were subtracted from the federal adjusted gross income pursuant to subsection (c)(xv) or if such amounts are not already included in the federal adjusted gross income.

(xi) The amount of any contribution made to the same extent the same is claimed as the basis for the credit allowed pursuant to K.S.A. 74-50,154, and amendments thereto.

(xii) For taxable years commencing after December 31, 2004, amounts received as withdrawals not in accordance with the provisions of K.S.A. 74-50,204, and amendments thereto, if, at the time of contribution to an individual development account, such amounts were subtracted from the federal adjusted gross income pursuant to subsection (c)(xiii), or if such amounts are not already included in the federal adjusted gross income.

(xiii) The amount of any expenditures claimed for deduction in determining federal adjusted gross income, to the extent the same is claimed as the basis for any credit allowed pursuant to K.S.A. 79-32,217 through 79-32,220 or 79-32,222, and amendments thereto.

(xiv) The amount of any amortization deduction claimed in determining federal adjusted gross income to the extent the same is claimed for deduction pursuant to K.S.A. 79-32,221, and amendments thereto.

(xv) The amount of any expenditures claimed for deduction in determining federal

adjusted gross income, to the extent the same is claimed as the basis for any credit allowed pursuant to K.S.A. 79-32,223 through 79-32,226, 79-32,228 through 79-32,231, 79-32,233 through 79-32,236, 79-32,238 through 79-32,241, 79-32,245 through 79-32,248 or 79-32,251 through 79-32,254, and amendments thereto.

(xvi) The amount of any amortization deduction claimed in determining federal adjusted gross income to the extent the same is claimed for deduction pursuant to K.S.A. 79-32,227, 79-32,232, 79-32,237, 79-32,249, 79-32,250 or 79-32,255, and amendments thereto.

(xvii) The amount of any amortization deduction claimed in determining federal adjusted gross income to the extent the same is claimed for deduction pursuant to K.S.A. 79-32,256, and amendments thereto.

(xviii) For taxable years commencing after December 31, 2006, the amount of any ad valorem or property taxes and assessments paid to a state other than Kansas or local government located in a state other than Kansas by a taxpayer who resides in a state other than Kansas, when the law of such state does not allow a resident of Kansas who earns income in such other state to claim a deduction for ad valorem or property taxes or assessments paid to a political subdivision of the state of Kansas in determining taxable income for income tax purposes in such other state, to the extent that such taxes and assessments are claimed as an itemized deduction for federal income tax purposes.

(xix) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of any: (1) Loss from business as determined under the federal internal revenue code and reported from schedule C and on line 12 of the taxpayer's form 1040 federal individual income tax return; (2) loss from rental real estate, royalties, partnerships, S corporations, except those with wholly owned subsidiaries subject to the Kansas privilege tax, estates, trusts, residual interest in real estate mortgage investment conduits and net farm rental as determined under the federal internal revenue code and reported from schedule E and on line 17 of the taxpayer's form 1040 federal individual income tax return; and (3) farm loss as determined under the federal internal revenue code and reported from schedule F and on line 18 of the taxpayer's form 1040 federal income tax return; all to the extent deducted or subtracted in determining the taxpayer's federal adjusted gross income. For purposes of this subsection, references to the federal form 1040 and federal schedule C, schedule E, and schedule F, shall be to such form and schedules as they existed for tax year 2011, and as revised thereafter by the internal revenue service.

(xx) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of any deduction for self-employment taxes under section 164(f) of the federal internal revenue code as in effect on January 1, 2012, and amendments thereto, in determining the federal adjusted gross income of an individual taxpayer, to the extent the deduction is attributable to income reported on schedule C, E or F and on line 12, 17 or 18 of the taxpayer's form 1040 federal income tax return.

(xxi) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of any deduction for pension, profit sharing, and annuity plans of self-employed individuals under section 62(a)(6) of the federal internal revenue code as in effect on January 1, 2012, and amendments thereto, in determining the federal adjusted gross income of an individual taxpayer.

(xxii) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of any deduction for health insurance under section 162(l)

of the federal internal revenue code as in effect on January 1, 2012, and amendments thereto, in determining the federal adjusted gross income of an individual taxpayer.

(xxiii) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of any deduction for domestic production activities under section 199 of the federal internal revenue code as in effect on January 1, 2012, and amendments thereto, in determining the federal adjusted gross income of an individual taxpayer.

(xxiv) For taxable years commencing after December 31, 2013, that portion of the amount of any expenditure deduction claimed in determining federal adjusted gross income for expenses paid for medical care of the taxpayer or the taxpayer's spouse or dependents when such expenses were paid or incurred for an abortion, or for a health benefit plan, as defined in K.S.A. 65-6731, and amendments thereto, for the purchase of an optional rider for coverage of abortion in accordance with K.S.A. 40-2,190, and amendments thereto, to the extent that such taxes and assessments are claimed as an itemized deduction for federal income tax purposes.

(xxv) For taxable years commencing after December 31, 2013, that portion of the amount of any expenditure deduction claimed in determining federal adjusted gross income for expenses paid by a taxpayer for health care when such expenses were paid or incurred for abortion coverage, a health benefit plan, as defined in K.S.A. 65-6731, and amendments thereto, when such expenses were paid or incurred for abortion coverage or amounts contributed to health savings accounts for such taxpayer's employees for the purchase of an optional rider for coverage of abortion in accordance with K.S.A. 40-2,190, and amendments thereto, to the extent that such taxes and assessments are claimed as a deduction for federal income tax purposes.

(xxvi) For all taxable years beginning after December 31, 2016, the amount of any charitable contribution made to the extent the same is claimed as the basis for the credit allowed pursuant to K.S.A. 72-4357, and amendments thereto, and is also claimed as an itemized deduction for federal income tax purposes.

(xxvii) For all taxable years commencing after December 31, 2020, the amount deducted by reason of a carryforward of disallowed business interest pursuant to section 163(j) of the federal internal revenue code of 1986, as in effect on January 1, 2018.

(xxviii) For all taxable years beginning after December 31, 2021, the amount of any contributions to, or earnings from, a first-time home buyer savings account if distributions from the account were not used to pay for expenses or transactions authorized pursuant to K.S.A. 2022 Supp. 58-4904, and amendments thereto, or were not held for the minimum length of time required pursuant to K.S.A. 2022 Supp. 58-4904, and amendments thereto. Contributions to, or earnings from, such account shall also include any amount resulting from the account holder not designating a surviving payable on death beneficiary pursuant to K.S.A. 2022 Supp. 58-4904(e), and amendments thereto.

(c) There shall be subtracted from federal adjusted gross income:

(i) Interest or dividend income on obligations or securities of any authority, commission or instrumentality of the United States and its possessions less any related expenses directly incurred in the purchase of such obligations or securities, to the extent included in federal adjusted gross income but exempt from state income taxes under the laws of the United States.

(ii) Any amounts received which are included in federal adjusted gross income but

which are specifically exempt from Kansas income taxation under the laws of the state of Kansas.

(iii) The portion of any gain or loss from the sale or other disposition of property having a higher adjusted basis for Kansas income tax purposes than for federal income tax purposes on the date such property was sold or disposed of in a transaction in which gain or loss was recognized for purposes of federal income tax that does not exceed such difference in basis, but if a gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to that portion of such gain which is included in federal adjusted gross income.

(iv) The amount necessary to prevent the taxation under this act of any annuity or other amount of income or gain which was properly included in income or gain and was taxed under the laws of this state for a taxable year prior to the effective date of this act, as amended, to the taxpayer, or to a decedent by reason of whose death the taxpayer acquired the right to receive the income or gain, or to a trust or estate from which the taxpayer received the income or gain.

(v) The amount of any refund or credit for overpayment of taxes on or measured by income or fees or payments in lieu of income taxes imposed by this state, or any taxing jurisdiction, to the extent included in gross income for federal income tax purposes.

(vi) Accumulation distributions received by a taxpayer as a beneficiary of a trust to the extent that the same are included in federal adjusted gross income.

(vii) Amounts received as annuities under the federal civil service retirement system from the civil service retirement and disability fund and other amounts received as retirement benefits in whatever form which were earned for being employed by the federal government or for service in the armed forces of the United States.

(viii) Amounts received by retired railroad employees as a supplemental annuity under the provisions of 45 U.S.C. §§ 228b(a) and 228c(a)(1) et seq.

(ix) Amounts received by retired employees of a city and by retired employees of any board of such city as retirement allowances pursuant to K.S.A. 13-14,106, and amendments thereto, or pursuant to any charter ordinance exempting a city from the provisions of K.S.A. 13-14,106, and amendments thereto.

(x) For taxable years beginning after December 31, 1976, the amount of the federal tentative jobs tax credit disallowance under the provisions of 26 U.S.C. § 280C. For taxable years ending after December 31, 1978, the amount of the targeted jobs tax credit and work incentive credit disallowances under 26 U.S.C. § 280C.

(xi) For taxable years beginning after December 31, 1986, dividend income on stock issued by Kansas venture capital, inc.

(xii) For taxable years beginning after December 31, 1989, amounts received by retired employees of a board of public utilities as pension and retirement benefits pursuant to K.S.A. 13-1246, 13-1246a and 13-1249, and amendments thereto.

(xiii) For taxable years beginning after December 31, 2004, amounts contributed to and the amount of income earned on contributions deposited to an individual development account under K.S.A. 74-50,201 et seq., and amendments thereto.

(xiv) For all taxable years commencing after December 31, 1996, that portion of any income of a bank organized under the laws of this state or any other state, a national banking association organized under the laws of the United States, an association organized under the savings and loan code of this state or any other state, or a federal savings association organized under the laws of the United States, for which an election

as an S corporation under subchapter S of the federal internal revenue code is in effect, which accrues to the taxpayer who is a stockholder of such corporation and which is not distributed to the stockholders as dividends of the corporation. For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of modification under this subsection shall exclude the portion of income or loss reported on schedule E and included on line 17 of the taxpayer's form 1040 federal individual income tax return.

(xv) For all taxable years beginning after December 31, 2017, the cumulative amounts not exceeding \$3,000, or \$6,000 for a married couple filing a joint return, for each designated beneficiary that are contributed to: (1) A family postsecondary education savings account established under the Kansas postsecondary education savings program or a qualified tuition program established and maintained by another state or agency or instrumentality thereof pursuant to section 529 of the internal revenue code of 1986, as amended, for the purpose of paying the qualified higher education expenses of a designated beneficiary; or (2) an achieving a better life experience (ABLE) account established under the Kansas ABLE savings program or a qualified ABLE program established and maintained by another state or agency or instrumentality thereof pursuant to section 529A of the internal revenue code of 1986, as amended, for the purpose of saving private funds to support an individual with a disability. The terms and phrases used in this paragraph shall have the meaning respectively ascribed thereto by the provisions of K.S.A. 75-643 and 75-652, and amendments thereto, and the provisions of such sections are hereby incorporated by reference for all purposes thereof.

(xvi) For all taxable years beginning after December 31, 2004, amounts received by taxpayers who are or were members of the armed forces of the United States, including service in the Kansas army and air national guard, as a recruitment, sign up or retention bonus received by such taxpayer as an incentive to join, enlist or remain in the armed services of the United States, including service in the Kansas army and air national guard, and amounts received for repayment of educational or student loans incurred by or obligated to such taxpayer and received by such taxpayer as a result of such taxpayer's service in the armed forces of the United States, including service in the Kansas army and air national guard.

(xvii) For all taxable years beginning after December 31, 2004, amounts received by taxpayers who are eligible members of the Kansas army and air national guard as a reimbursement pursuant to K.S.A. 48-281, and amendments thereto, and amounts received for death benefits pursuant to K.S.A. 48-282, and amendments thereto, to the extent that such death benefits are included in federal adjusted gross income of the taxpayer.

~~(xviii) For the taxable year beginning after December 31, 2006, amounts received as benefits under the federal social security act which are included in federal adjusted gross income of a taxpayer with federal adjusted gross income of \$50,000 or less, whether such taxpayer's filing status is single, head of household, married filing separate or married filing jointly; and (A) For all taxable years beginning after December 31, 2007, and ending before January 1, 2023, amounts received as benefits under the federal social security act which are included in federal adjusted gross income of a taxpayer with federal adjusted gross income of \$75,000 or less, whether such taxpayer's filing status is single, head of household, married filing separate or married~~

filing jointly.

(B) For all taxable years beginning after December 31, 2022, amounts received as benefits under the federal social security act that are included in federal adjusted gross income of a taxpayer whether a taxpayer's filing status is single, head of household, married filing separate or married filing jointly, and the amount of the subtraction modification provided by this paragraph shall be calculated as follows:

Subtraction modification = social security income x social security taxable rate.

For purposes of this subparagraph:

(1) Social security income is the amount of benefits received under the social security act and included in federal adjusted gross income; and

(2) social security taxable rate shall be determined as follows:

(a) For taxpayers with federal adjusted gross income of \$75,000 or less, then the social security taxable rate is 1;

(b) for taxpayers with federal adjusted gross income greater than \$75,000 and less than the threshold, then the social security taxable rate shall be calculated as: $1 - ((\text{federal adjusted gross income} - 75,000) / \text{denominator})$; and

(c) for taxpayers with federal adjusted gross income equal to or greater than the threshold, then the social security taxable rate is 0.

(d) (i) "Denominator" is equal to 25,000 for tax year 2023 and increases by 5,000 for each tax year thereafter.

(ii) "Threshold" is equal to \$100,000 for tax year 2023 and increases by \$5,000 for each tax year thereafter.

(xix) Amounts received by retired employees of Washburn university as retirement and pension benefits under the university's retirement plan.

(xx) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of any: (1) Net profit from business as determined under the federal internal revenue code and reported from schedule C and on line 12 of the taxpayer's form 1040 federal individual income tax return; (2) net income, not including guaranteed payments as defined in section 707(c) of the federal internal revenue code and as reported to the taxpayer from federal schedule K-1, (form 1065-B), in box 9, code F or as reported to the taxpayer from federal schedule K-1, (form 1065) in box 4, from rental real estate, royalties, partnerships, S corporations, estates, trusts, residual interest in real estate mortgage investment conduits and net farm rental as determined under the federal internal revenue code and reported from schedule E and on line 17 of the taxpayer's form 1040 federal individual income tax return; and (3) net farm profit as determined under the federal internal revenue code and reported from schedule F and on line 18 of the taxpayer's form 1040 federal income tax return; all to the extent included in the taxpayer's federal adjusted gross income. For purposes of this subsection, references to the federal form 1040 and federal schedule C, schedule E, and schedule F, shall be to such form and schedules as they existed for tax year 2011 and as revised thereafter by the internal revenue service.

(xxi) For all taxable years beginning after December 31, 2013, amounts equal to the unreimbursed travel, lodging and medical expenditures directly incurred by a taxpayer while living, or a dependent of the taxpayer while living, for the donation of one or more human organs of the taxpayer, or a dependent of the taxpayer, to another person for human organ transplantation. The expenses may be claimed as a subtraction modification provided for in this section to the extent the expenses are not already

subtracted from the taxpayer's federal adjusted gross income. In no circumstances shall the subtraction modification provided for in this section for any individual, or a dependent, exceed \$5,000. As used in this section, "human organ" means all or part of a liver, pancreas, kidney, intestine, lung or bone marrow. The provisions of this paragraph shall take effect on the day the secretary of revenue certifies to the director of the budget that the cost for the department of revenue of modifications to the automated tax system for the purpose of implementing this paragraph will not exceed \$20,000.

(xxii) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of net gain from the sale of: (1) Cattle and horses, regardless of age, held by the taxpayer for draft, breeding, dairy or sporting purposes, and held by such taxpayer for 24 months or more from the date of acquisition; and (2) other livestock, regardless of age, held by the taxpayer for draft, breeding, dairy or sporting purposes, and held by such taxpayer for 12 months or more from the date of acquisition. The subtraction from federal adjusted gross income shall be limited to the amount of the additions recognized under the provisions of subsection (b)(xix) attributable to the business in which the livestock sold had been used. As used in this paragraph, the term "livestock" shall not include poultry.

(xxiii) For all taxable years beginning after December 31, 2012, amounts received under either the Overland Park, Kansas police department retirement plan or the Overland Park, Kansas fire department retirement plan, both as established by the city of Overland Park, pursuant to the city's home rule authority.

(xxiv) For taxable years beginning after December 31, 2013, and ending before January 1, 2017, the net gain from the sale from Christmas trees grown in Kansas and held by the taxpayer for six years or more.

(xxv) For all taxable years commencing after December 31, 2020, 100% of global intangible low-taxed income under section 951A of the federal internal revenue code of 1986, before any deductions allowed under section 250(a)(1)(B) of such code.

(xxvi) For all taxable years commencing after December 31, 2020, the amount disallowed as a deduction pursuant to section 163(j) of the federal internal revenue code of 1986, as in effect on January 1, 2018.

(xxvii) For taxable years commencing after December 31, 2020, the amount disallowed as a deduction pursuant to section 274 of the federal internal revenue code of 1986 for meal expenditures shall be allowed to the extent such expense was deductible for determining federal income tax and was allowed and in effect on December 31, 2017.

(xxviii) For all taxable years beginning after December 31, 2021: (1) The amount contributed to a first-time home buyer savings account pursuant to K.S.A. 2022 Supp. 58-4903, and amendments thereto, in an amount not to exceed \$3,000 for an individual or \$6,000 for a married couple filing a joint return; or (2) amounts received as income earned from assets in a first-time home buyer savings account.

(d) There shall be added to or subtracted from federal adjusted gross income the taxpayer's share, as beneficiary of an estate or trust, of the Kansas fiduciary adjustment determined under K.S.A. 79-32,135, and amendments thereto.

(e) The amount of modifications required to be made under this section by a partner which relates to items of income, gain, loss, deduction or credit of a partnership shall be determined under K.S.A. 79-32,131, and amendments thereto, to the extent that such items affect federal adjusted gross income of the partner.";

Also on page 16, in line 30, by striking the first "years" and inserting "year"; also in line 30, by striking "and 2022"; in line 35, by striking all after "(3)"; by striking all in lines 36 through 39; in line 40, by striking "(B)"; in line 41, by striking "this"; also in line 41, after "paragraph" by inserting "(2)";

On page 17, in line 10, by striking "2023" and inserting "2024";

On page 18, in line 38, by striking "July" and inserting "January"; also in line 38, by striking "2023" and inserting "2024";

On page 24, in line 10, by striking "July" and inserting "January"; also in line 10, by striking "2023" and inserting "2024";

On page 25, in line 11, by striking "July" and inserting "January"; also in line 11, by striking "2023" and inserting "2024";

On page 26, in line 33, by striking "July" and inserting "January"; also in line 33, by striking "2023" and inserting "2024";

On page 27, in line 29, by striking "July" and inserting "January"; also in line 29, by striking "2023" and inserting "2024";

On page 28, in line 39, after "79-32,117," by inserting "as amended by section 5 of 2023 House Bill No. 2197,"; in line 42, by striking "Kansas register" and inserting "statute book";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "5.25%" and inserting "5.15%"; in line 6, by striking all after the semicolon; by striking all in lines 7 and 8; in line 9, by striking all after "deduction"; in line 10, by striking "increasing"; in line 16, by striking "74-50,321,."; also in line 16, after "79-32,117," by inserting "as amended by section 5 of 2023 House Bill No. 2197,."; in line 18, after "sections" by inserting "; also repealing K.S.A. 2022 Supp. 74-50,321";

And your committee on conference recommends the adoption of this report.

ADAM SMITH

BRIAN BERGKAMP

Conferees on part of House

CARYN TYSON

VIRGIL PECK

Conferees on part of Senate

On motion of Rep. Smith, A., the conference committee report on **H Sub for SB 169** was adopted.

On roll call, the vote was: Yeas 85; Nays 38; Present but not voting: 0; Absent or not voting: 2.

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

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

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2138** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed as Senate Substitute for House Bill No. 2138, as follows:

On page 2, following line 2, by inserting:

"New Sec. 2. (a) If the association enters into or renews an exclusive broadcast agreement for a regular season activity or postseason activity, such agreement shall not prohibit local broadcasters from broadcasting a school's regular season activity or postseason activity if the local broadcasters:

(1) Provide broadcast services for the school that is participating in the postseason activity;

(2) broadcast at least $\frac{1}{3}$ of the events of such activity during the regular season; and

(3) entered into valid broadcast agreements to broadcast the events of the activity during the regular season.

(b) The provisions of this section shall not prohibit the association from requiring local broadcasters to enter into regular season or postseason broadcast agreements with stipulations that may include, but are not limited to:

(1) Reasonable compensation for broadcasts, except that no fee shall be charged for such broadcasts;

(2) approval by host site;

(3) limitations on organizations that are permitted to sponsor part of the broadcast; and

(4) requirements for competent and professional announcers.

(c) As used in this section:

(1) "Activity" and "activities" mean the same as defined in K.S.A. 72-7117, and amendments thereto.

(2) "Association" means the state high school activities association or any association authorized by K.S.A. 72-7114, and amendments thereto.

(3) "Broadcast" means the live or recorded audio or video transmission of an activity, play-by-play or similar accounts of such activity via radio, television, internet or other technologies.

(4) "Exclusive broadcast agreement" means an agreement entered into between the

association and an organization to broadcast association activities under which such organization retains sole rights to broadcast such activities or first right to broadcast such activities.

(5) "Local broadcaster" means an organization, located in Kansas, that provides local broadcast services for any activity of a local school. "Local broadcaster" includes a student organized broadcast that is offered as an educational course or program by the school.

(6) "Organization" means an individual, public or private corporation, partnership, limited liability company, association, joint venture or any other legal or commercial entity.

(7) "Postseason activity" means an association-sponsored activity that occurs after the regular season is complete, including individual games and tournaments.";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, after the semicolon by inserting "requiring contracts for exclusive broadcasts of state high school activities association activities to permit certain local broadcasts;"

And your committee on conference recommends the adoption of this report.

MOLLY BAUMGARDNER

RENEE ERICKSON

Conferees on part of Senate

ADAM THOMAS

SUSAN ESTES

Conferees on part of House

On motion of Rep. Thomas, the conference committee report on **S Sub for HB 2138** was adopted.

On roll call, the vote was: Yeas 84; Nays 39; Present but not voting: 0; Absent or not voting: 2.

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

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Houglund, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Poetter Parshall, Ruiz, L..

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report to agree to disagree on **SB 26**, and has appointed Senators Gossage, Erickson and Pettey as Second conferees on the part of the Senate.

The Senate concurs in House amendments to **SB 75**, and requests return of the bill.

The Senate concurs in House amendments to **SB 243**, and requests return of the bill.

The Senate concurs in House amendments to **H Sub SB 244**, and requests return of the bill.

The Senate adopts the Conference Committee report on **HB 2019**.

The Senate adopts the Conference Committee report on **HB 2024**.

The Senate adopts the Conference Committee report on **HB 2094**.

The Senate adopts the Conference Committee report on **HB 2234**.

The Senate adopts the Conference Committee report on **HB 2292**.

The Senate adopts the Conference Committee report on **HB 2350**.

The Senate concurs in House amendments to **SB 209**, and requests return of the bill.

The Senate adopts the Conference Committee report on **SB 123**.

The Senate adopts the Conference Committee report on **SB 217**.

The Senate adopts the Conference Committee report on **SB 228**.

The Senate adopts the Conference Committee report on **HB 2264**.

On motion of Rep. Croft, the House recessed until 12:25 a.m.

LATE NIGHT SESSION

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

INTRODUCTION OF ORIGINAL MOTION

On motion of Rep. Croft, **SCR 1612** was adopted.

REPORT OF STANDING COMMITTEE

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

Request No. 93, by Representative Melissa Oropeza, congratulating Arianna Ortiz 1st place State Champion in the 100 pound weight class;

Request No. 94, by Representative Brett Fairchild, congratulating Mackville Boys Basketball Team, Division 1A State Champions;

Request No. 95, by Representative Dave Buehler, honoring Linda Caudle for a lifetime of leadership to the American Legion Axillary, Unit #411 of Lansing, Kansas;

Request No. 96, by Representative Pat Proctor, honoring Frank Hattok for two decades of working at the U.S. Army Disciplinary Barracks at Fort Leavenworth and running Hattok's Barber Shop;

Request No. 97, by Representative Mike Thompson, congratulating Bonner Springs High School Girls Basketball Team, 2022-2023 for First Place in the Tonganoxie Invitational and Second Place in the Frontier League;

Request No. 98, by Representative Kristey Williams, Gabe Kant, for being awarded

the rank of Eagle Scout, from the Boy Scouts of America, through Quivira Council Troop and 3rd place in Ks. High School Athletic Association's 4A State Wrestling Championships;

Request No. 99, by Representative Doug Blex, congratulating Bertha Patterson's 100th birthday.

Request No. 100, by Representative Ken Collins, congratulating the Mulberry Police Department in recognition of their work in Mulberry and the surrounding area;

Request No. 101, by Representative Weigel, congratulating Topeka Stars Special Olympics;

Request No. 102, by Representative Osman, congratulating Blue Valley NW Boys Basketball team, 2023 KS State 6A Basketball Championship;

Request No. 103, by Representative Lisa Moser, congratulating the 2022-2023 Hanover Girls Basketball Team, Champions Class 1A Division II;

Request No. 104, by Representative Lisa Moser, congratulating AJ Polansky. Senior at Republic County High School in recognition for winning the Class 3, 2, 1A State Wrestling Championship;

Request No. 105, by Representative Lisa Moser, congratulating the Hanover 2022 Girl's Track Team State Champions, Class 1A Division II;

Request No. 106, by Representative Lisa Moser, congratulating Axtell High School Football Team, 2022 State Champion, Eight Man, Division II;

Request No. 107, by Representatives Leah Howell, Cyndi Howerton, Sandy Pickert, honoring Patty Weniger for years of volunteering for the Republican Principles, Republican candidates, Republican women and many years in support of the 2nd Amendment of the United States Constitution;

Request No. 108, by Representative Chuck Smith, commending St. Mary's – Colgan Girl's Golf State Champions, 2020, 2021, 2022, Class 1A – 3A;

Request No. 109, by Representatives Chuck Smith and John Eplee, honoring Kathy Hines for 52 years teaching, coaching and mentoring at Atkinson High School;

Request No. 110, by Representative Chuck Smith, honoring Patrick Forbes Principal, teacher and coach at St. Mary's – Colgan. He is in the Wichita Diocese Schools Hall of Fame;

Request No. 111, by Representative Mari-Lynn Poskin, congratulating Blue Valley North Girl's Basketball Team on their State win;

Request No. 112, by Representative Mari-Lynn Poskin, congratulating Blue Valley North Boys Swim and Dive Team on their State win;

Request No. 113, by Representative Mari-Lynn Poskin, congratulating Kelli Kurle for being named the KIAAA Athletic Director of the Year;

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

On motion of Representative Croft the committee report was adopted.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 229** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill, as printed as House Substitute for Senate Bill No. 229, as follows:

On page 1, in line 11, before "Section" by inserting "New";

On page 3, following line 24, by inserting:

"New Sec. 2. (a) Subject to appropriations and except as provided further, on January 1, 2025, and each January 1 thereafter:

(1) The governor shall receive for services an annual salary equal to the amount of annual rate of pay for a member of congress of the United States, not in a leadership role, on such date;

(2) the attorney general shall receive for services an annual salary equal to the amount of annual rate of pay for a member of congress of the United States, not in a leadership role, on such date, minus 2.5% of such congressional annual rate of pay; and

(3) the secretary of state, state treasurer and commissioner of insurance shall receive for services an annual salary equal to the amount of annual rate of pay for a member of congress of the United States, not in a leadership role, on such date, minus 7.5% of such congressional annual rate of pay.

(b) If, for any reason, such congressional salary is decreased, the salaries established in this section shall remain the same for the next ensuing fiscal year unless diminished by general law applicable to all salaried officers of the state.

New Sec. 3. (a) Subject to appropriations and except as provided further, on January 1, 2025, and each January 1 thereafter:

(1) A district judge who is not a chief judge of a judicial district shall receive for services an annual salary equal to 75% of the annual rate of pay for a district judge of the United States on such date;

(2) a district magistrate judge shall receive for services an annual salary equal to 55% of a district judge's salary as determined pursuant to subsection (a)(1);

(3) a chief judge of the district court shall receive for services an annual salary equal to 105% of a district judge's salary as determined pursuant to subsection (a)(1);

(4) a judge of the court of appeals who is not chief judge of the court of appeals shall receive for services an annual salary equal to 110% of a district judge's salary as determined pursuant to subsection (a)(1);

(5) the chief judge of the court of appeals shall receive for services an annual salary equal to 115% of a district judge's salary as determined pursuant to subsection (a)(1);

(6) a justice of the supreme court who is not chief justice of the supreme court shall receive for services an annual salary equal to 120% of a district judge's salary as determined pursuant to subsection (a)(1); and

(7) the chief justice of the supreme court shall receive for services an annual salary equal to 125% of a district judge's salary as determined pursuant to subsection (a)(1).

(b) If, for any reason, such district judge of the United States salary is decreased, the salaries established in this section shall remain the same for the next ensuing fiscal year unless diminished by general law applicable to all salaried officers of the state.

Sec. 4. On and after January 1, 2025, K.S.A. 2022 Supp. 20-318 is hereby amended to read as follows: 20-318. (a) There is hereby created within the state of Kansas; a judicial department for the supervision of all courts in the state of Kansas. The supreme court shall divide the state into separate sections, not to exceed six in number, to be known as judicial departments, each of which shall be assigned a designation to distinguish it from the other departments. A justice of the supreme court shall be assigned as departmental justice for each judicial department.

(b) There is created hereby the position of judicial administrator of the courts, who

shall be appointed by the chief justice of the supreme court to serve at the will of the chief justice. The judicial administrator shall have a broad knowledge of judicial administration and substantial prior experience in an administrative capacity. No person appointed as judicial administrator shall engage in the practice of law while serving in such capacity. Compensation of the judicial administrator shall be determined by the justices, but shall not exceed the salary authorized by law for the judge of the district court. The judicial administrator shall be responsible to the chief justice of the supreme court of the state of Kansas; and shall implement the policies of the court with respect to the operation and administration of the courts, subject to the provisions of K.S.A. 2022 Supp. 20-384, and amendments thereto, under the supervision of the chief justice. The administrator shall perform such other duties as are provided by law or assigned by the supreme court or the chief justice.

(c) Expenditures from appropriations for district court operations to be paid by the state shall be made on vouchers approved by the judicial administrator. All claims for salaries, wages or other compensation for district court operations to be paid by the state shall be certified as provided in K.S.A. 75-3731, and amendments thereto, by the judicial administrator.

Sec. 5. On and after January 1, 2025, K.S.A. 20-2616 is hereby amended to read as follows: 20-2616. (a) Any retired justice of the supreme court, retired judge of the court of appeals, retired district judge or retired associate district judge may be designated and assigned to perform such judicial service and duties as such retired justice or judge is willing to undertake. Designation and assignment of a retired justice or judge in connection with any matter pending in the supreme court shall be made by the supreme court. Designation and assignment of a retired justice or judge in connection with any matter pending in any other court, including any court located within the judicial district in which the justice or judge resides, or to perform any other judicial service or duties shall be made by the chief justice of the supreme court. Any such judicial service or duties shall include necessary preparation and other out-of-court judicial service for hearings or for deciding matters or cases in conjunction with the judicial services and duties assigned under this section. Any designation and assignment may be revoked in the same manner and all such designations and assignments and revocations shall be filed of record in the office of the clerk of the court to which such assignment is made.

(b) A retired justice or judge so designated and assigned to perform judicial service or duties shall have the power and authority to hear and determine all matters covered by the assignment.

(c) Except as otherwise provided in this section, each retired justice or judge who performs judicial service or duties under this section shall receive: (1) Per diem compensation at the rate of per diem compensation in effect under K.S.A. 46-137a, and amendments thereto; (2) a per diem subsistence allowance at the per diem subsistence allowance rate in effect under K.S.A. 46-137a, and amendments thereto; (3) a mileage allowance at the rate fixed under K.S.A. 75-3203a, and amendments thereto; and (4) all actual and necessary expenses for other than subsistence or travel, including necessary stenographic assistance, as may be incurred in performing such service or duties.

(d) No retired justice or judge shall be entitled to receive per diem compensation under this section for any day in a fiscal year after the date that the total of (1) the amount of per diem compensation earned under this section during that fiscal year and (2) the amount of the retirement annuity payable to such retired justice or judge for that

fiscal year under the retirement system for judges, becomes equal to or more than the amount of the current annual salary of a district judge paid by the state under ~~K.S.A. 75-3120g~~ section 4, and amendments thereto, but such retired justice or judge shall receive the subsistence allowance, mileage allowance and actual and necessary expenses as provided under this section after such date.

(e) As used in this section, a retired justice or judge shall not include those justices or judges who were not retained in office, were not reelected to office, have been impeached from office or removed by the supreme court from office.

Sec. 6. On and after January 1, 2025, K.S.A. 22a-105 is hereby amended to read as follows: 22a-105. Each of the district attorneys elected under this act shall receive an annual salary in the amount of no less than the salary provided for district judges in ~~K.S.A. 75-3120g~~ section 4, and amendments thereto. The salary of each district attorney shall be paid by the county comprising the judicial district in which the district attorney is elected in equal monthly installments and in the manner county officers and employees are paid. The district attorneys and their deputies and assistants shall be reimbursed for their actual travel and subsistence expenses incurred while in the performance of their official duties within or without the district.

Sec. 7. On and after January 1, 2025, K.S.A. 40-102 is hereby amended to read as follows: 40-102. There is hereby established a department to be known as the insurance department, ~~which and such department~~ shall have a chief officer entitled the commissioner of insurance ~~who shall receive, except as otherwise provided in K.S.A. 75-3111a, and amendments thereto, a salary at a biweekly pay rate of \$3,307.81, and such officer.~~ The commissioner of insurance shall be charged with the administration of all laws relating to insurance, insurance companies and fraternal benefit societies doing business in this state; and all other duties which that are or may be imposed upon such officer by law.

Sec. 8. On and after January 1, 2025, K.S.A. 75-3103 is hereby amended to read as follows: 75-3103. (a) The lieutenant governor shall receive, as reimbursement for expenses the following: ~~(1) Biweekly the sum of \$76.91, except as otherwise provided in subsection (c), and (2) when attending the duties of office or attending any authorized meeting, in addition to other provisions of this section, travel expenses and subsistence expenses and allowances in amounts equal to those provided for by K.S.A. 75-3212, and amendments thereto.~~

~~(b) In addition to any other compensation provided by law and except as otherwise provided in K.S.A. 75-3111a, and amendments thereto, the lieutenant governor shall also receive for services in the performance of duties imposed by law compensation at the biweekly pay rate of \$1,204.35 an annual salary equal to 25% of the amount of annual rate of pay for a member of congress of the United States, not in a leadership role, on such date.~~ While acting as governor, the lieutenant governor shall receive the same salary as the governor. The lieutenant governor may appoint an administrative assistant and ~~other office and stenographic~~ employees, all of whom shall be in the unclassified service of the Kansas civil service act. Such administrative assistant shall receive travel expenses and subsistence expenses or allowances as provided by K.S.A. 75-3212, and amendments thereto, when traveling as authorized by the lieutenant governor.

~~(b)(c)~~ If the lieutenant governor is appointed by the governor under the provision of K.S.A. 75-303, and amendments thereto, the lieutenant governor shall receive a salary

~~to be fixed by the governor pursuant to section 3, and amendments thereto, or a salary as provided for in subsection (a) of this section (b), whichever is greater.~~

~~(e) Whenever the rates of compensation of the pay plan for persons in the classified service under the Kansas civil service act are increased for payroll periods chargeable to fiscal years commencing after June 30, 2009, the sum provided biweekly for reimbursement of expenses pursuant to subsection (a)(1) for the lieutenant governor shall be increased on the effective date of any such pay plan increase by an amount computed by multiplying the average of the percentage increases in all steps of such pay plan by the biweekly sum provided to the lieutenant governor for reimbursement of expenses as authorized by this section.~~

Sec. 9. On and after January 1, 2025, K.S.A. 75-3120k is hereby amended to read as follows: 75-3120k. (a) The annual salary of district magistrate judges shall be paid in equal installments each payroll period in accordance with this section:

~~(b) Subject to the provisions of subsection (c) and except as otherwise provided in K.S.A. 75-3120l, and amendments thereto, the annual salary of district magistrate judges shall be \$59,059.~~

~~(e) Within the limits of the appropriations therefor, the county or counties comprising the judicial district may supplement the salary of, or pay any compensation to, any district magistrate judge. Any such supplemental salary or compensation shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the district magistrate judge supplemental compensation fund. Any associated employer contributions and payments with respect to such supplemental salary or compensation that are made payable under law shall be paid by the county or counties providing such supplemental salary or compensation, in addition to such supplemental salary or compensation, in the same manner and under the same conditions and requirements as compensation payable pursuant to subsection (b) section 4, and amendments thereto. All such associated employer contributions and payments shall be remitted for deposit in the state treasury and shall be credited to the district magistrate supplemental compensation fund at the same time and in the same manner as such supplemental salary or compensation. As used in this section, employer contributions shall include, and the county or counties shall be required to contribute, employer contributions required pursuant to K.S.A. 20-2605, and amendments thereto, for any district magistrate judge who is a member of the retirement system for judges.~~

~~(d)(b) There is hereby established in the state treasury the district magistrate judge supplemental compensation fund.~~

~~(e)(c) All moneys credited to the district magistrate judge supplemental compensation fund shall be paid to, or on behalf of, the district magistrate judge or district magistrate judges for whom such moneys were remitted by the county or counties subject to the same conditions or restrictions imposed or prescribed by law, including any applicable withholding or other taxes, associated employer contributions and authorized payroll deductions.~~

~~(f)(d) All expenditures from the district magistrate judge supplemental compensation fund shall be made in accordance with appropriation acts and upon warrants of the director of accounts and reports issued pursuant to payrolls approved by the chief justice of the Kansas supreme court or by a person or persons designated by the chief justice.~~

~~(e)(c) All salary or other compensation under this section shall be considered to be~~

compensation provided by law for services as a district magistrate judge for all purposes under law.";

Also on page 3, following line 25, by inserting:

"Sec. 11. On and after January 1, 2025, K.S.A. 20-2616, 22a-105, 40-102, 75-3101, 75-3103, 75-3104, 75-3108, 75-3110, 75-3111a, 75-3120f, 75-3120g, 75-3120h, 75-3120k and 75-3120l and K.S.A. 2022 Supp. 20-318 are hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "legislature; relating to"; in line 2, by striking "members thereof" and inserting "certain state officials"; in line 8, after the semicolon by inserting "relating to the salaries of the governor, lieutenant governor, attorney general, secretary of state, state treasurer and commissioner of insurance; establishing the rate of pay for such state officials based on the annual rate of pay for members of congress, as adjusted by the provisions of this act; relating to the salaries of the justices of the supreme court, judges of the court of appeals, district court judges and district magistrate judges; establishing the rate of pay for such justices and judges based on the annual rate of pay for a district judge of the United States, as adjusted by the provisions of this act; amending K.S.A. 20-2616, 22a-105, 40-102, 75-3103 and 75-3120k and K.S.A. 2022 Supp. 20-318 and repealing the existing sections; also"; also in line 8, after "46-3101" by inserting ", 75-3101, 75-3104, 75-3108, 75-3110, 75-3111a, 75-3120f, 75-3120g, 75-3120h and 75-3120l";

And your committee on conference recommends the adoption of this report.

BARBARA WASINGER

BLAKE CARPENTER

JERRY STOGSDILL

Conferees on part of House

RICK BILLINGER

J R CLAEYS

PAT PETTEY

Conferees on part of Senate

On motion of Rep. Wasinger, the conference committee report on **SB 229** was adopted.

On roll call, the vote was: Yeas 76; Nays 46; Present but not voting: 0; Absent or not voting: 3.

Yeas: Anderson, Awerkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Eplee, Essex, Estes, Featherston, Francis, Goddard, Haswood, Hawkins, Highberger, Hoffman, Hoheisel, Howell, Howerton, Hoye, Humphries, Kessler, Lewis, Mason, Maughan, Miller, D., Miller, V., Moser, Neelly, Neighbor, Ousley, Owens, F. Patton, Penn, Pickert, Resman, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Schmoie, Schreiber, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thompson, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Williams, K., Williams, L., Woodard, Xu.

Nays: Alcalá, Amyx, Ballard, Bloom, Boyd, Carlin, Carmichael, Carr, Corbet, Ellis, Fairchild, Garber, Gardner, Goetz, Haskins, Helgerson, Hill, Houglund, Howe, Jacobs, T. Johnson, Landwehr, Martinez, Melton, Meyer, Miller, S., Minnix, Murphy, Ohaebosim, Oropeza, Osman, Poskin, Probst, Proctor, Rahjes, Rhiley, Sawyer Clayton ,

Schlingensiepen, Seiwert, Smith, C., Thomas, Titus, Weigel, White, Winn, Younger.

Present but not voting: None.

Absent or not voting: Houser, Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 26** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, as follows:

On page 1, by striking all in lines 8 through 36;

By striking all on page 2;

On page 3, by striking all in lines 1 through 41; following line 41 by inserting:

"New Section 1. (a) An individual who had a childhood gender reassignment service performed on such individual as a child may bring a civil cause of action against the physician who performed the childhood gender reassignment service.

(1) An action against a physician pursuant to this section may be commenced not more than three years after the date the individual attains 18 years of age.

(b) As used in this section:

(1) "Childhood gender reassignment service" means performing, or causing to be performed, acts including, but not limited to, any of the following performed upon a child under 18 years of age for the purpose of attempting to affirm the child's perception of the child's sex or gender, if that perception is inconsistent with the child's sex:

(A) A surgery that sterilizes or is intended to result in sterilization, including, but not limited to, castration, vasectomy, hysterectomy, oophorectomy, orchiectomy and penectomy;

(B) a surgery that artificially constructs tissue with the appearance of genitalia, including, but not limited to, metoidioplasty, phalloplasty and vaginoplasty;

(C) a mastectomy;

(D) prescribing, dispensing, administering or otherwise supplying the following medications:

(i) Puberty-blocking medication to delay, hinder, stop or reverse normal puberty;

(ii) supraphysiologic doses of testosterone to females; or

(iii) supraphysiologic doses of estrogen to males; or

(E) removing any body part or tissue.

(2) "Physician" means a person licensed by the board of healing arts to practice medicine and surgery.

(3) "Sex" means the biological state of being female or male based on the individual's sex organs, chromosomes and endogenous hormone profiles.

(4) "Supraphysiologic doses" means a pharmacologic dosage regimen that produces blood concentrations greater than the accepted range for a child's age and sex.

(c) The provisions of this section shall not apply if the child was born with a medically verifiable disorder of sex development, including, but not limited to:

(1) A child with external biological sex characteristics that are irresolvably ambiguous, such as a child born having 46,XX chromosomes with virilization, 46,XY chromosomes with undervirilization or both ovarian and testicular tissue; or

(2) when a physician has otherwise diagnosed a disorder of sexual development, in which the physician has determined through genetic or biochemical testing that the child does not have the normal sex chromosome structure, sex steroid hormone production or sex steroid hormone action for a male or female of the child's age.

(d) (1) An individual who brings an action under this section may seek actual damages, exemplary or punitive damages, injunctive relief and other appropriate relief.

(2) In an action brought under this section, the court shall award a prevailing plaintiff the cost of the suit including reasonable attorney fees.

(e) This section shall be applicable to:

(1) Any action commenced on or after July 1, 2023, including any action that would be barred by the period of limitation applicable prior to July 1, 2023; and

(2) any action commenced prior to July 1, 2023, and pending on July 1, 2023.

(f) This section shall be known and may be cited as the Kansas child mutilation prevention act.

Sec. 2. K.S.A. 2022 Supp. 65-2836 is hereby amended to read as follows: 65-2836. (a) A licensee's license may be revoked, suspended or limited, or the licensee may be publicly censured or placed under probationary conditions, or an application for a license or for reinstatement of a license may be denied upon a finding of the existence of any of the following grounds:

~~(a)~~(1) The licensee has committed fraud or misrepresentation in applying for or securing an original, renewal or reinstated license.

~~(b)~~(2) The licensee has committed an act of unprofessional or dishonorable conduct or professional incompetency, except that the board may take appropriate disciplinary action or enter into a non-disciplinary resolution when a licensee has engaged in any conduct or professional practice on a single occasion that, if continued, would reasonably be expected to constitute an inability to practice the healing arts with reasonable skill and safety to patients or unprofessional conduct as defined in K.S.A. 65-2837, and amendments thereto.

~~(c)~~(3) The licensee has been convicted of a felony or class A misdemeanor, or substantially similar offense in another jurisdiction, whether or not related to the practice of the healing arts, or the licensee has been convicted in a special or general court-martial, whether or not related to the practice of the healing arts. The board shall revoke a licensee's license following conviction of a felony or substantially similar offense in another jurisdiction, or following conviction in a general court-martial occurring after July 1, 2000, unless a $\frac{2}{3}$ majority of the board members present and voting determine by clear and convincing evidence that such licensee will not pose a threat to the public in such person's capacity as a licensee and that such person has been sufficiently rehabilitated to warrant the public trust. In the case of a person who has

been convicted of a felony or convicted in a general court-martial and who applies for an original license or to reinstate a canceled license, the application for a license shall be denied unless a $\frac{2}{3}$ majority of the board members present and voting on such application determine by clear and convincing evidence that such person will not pose a threat to the public in such person's capacity as a licensee and that such person has been sufficiently rehabilitated to warrant the public trust.

~~(d)~~(4) The licensee has used fraudulent or false advertisements.

~~(e)~~(5) The licensee is addicted to or has distributed intoxicating liquors or drugs for any other than lawful purposes.

~~(f)~~(6) The licensee has willfully or repeatedly violated this act, the pharmacy act of the state of Kansas or the uniform controlled substances act, or any rules and regulations adopted pursuant thereto, or any rules and regulations of the secretary of health and environment that are relevant to the practice of the healing arts.

~~(g)~~(7) The licensee has unlawfully invaded the field of practice of any branch of the healing arts in which the licensee is not licensed to practice.

~~(h)~~(8) The licensee has engaged in the practice of the healing arts under a false or assumed name, or the impersonation of another practitioner. The provisions of this subsection relating to an assumed name shall not apply to licensees practicing under a professional corporation, under a business entity that holds a certificate of authorization pursuant to K.S.A. 2022 Supp. 65-28,134, and amendments thereto, or under any other legal entity duly authorized to provide such professional services in the state of Kansas.

~~(i)~~(9) The licensee's ability to practice the healing arts with reasonable skill and safety to patients is impaired by reason of physical or mental illness, or condition or use of alcohol, drugs or controlled substances. All information, reports, findings and other records relating to impairment shall be confidential and not subject to discovery by or release to any person or entity outside of a board proceeding.

~~(j)~~(10) The licensee has had a license to practice the healing arts revoked, suspended or limited, has been censured or has had other disciplinary action taken, or an application for a license denied, by the proper licensing authority of another state, territory, District of Columbia, or other country.

~~(k)~~(11) The licensee has violated any lawful rule and regulation promulgated by the board or violated any lawful order or directive of the board previously entered by the board.

~~(l)~~(12) The licensee has failed to report or reveal the knowledge required to be reported or revealed under K.S.A. 65-28,122, and amendments thereto.

~~(m)~~(13) The licensee, if licensed to practice medicine and surgery, has failed to inform in writing a patient suffering from any form of abnormality of the breast tissue for which surgery is a recommended form of treatment, of alternative methods of treatment recognized by licensees of the same profession in the same or similar communities as being acceptable under like conditions and circumstances.

~~(n)~~(14) The licensee has cheated on or attempted to subvert the validity of the examination for a license.

~~(o)~~(15) The licensee has been found to be mentally ill, disabled, not guilty by reason of insanity, not guilty because the licensee suffers from a mental disease or defect or incompetent to stand trial by a court of competent jurisdiction.

~~(p)~~(16) The licensee has prescribed, sold, administered, distributed or given a controlled substance to any person for other than medically accepted or lawful

purposes.

~~(e)~~(17) The licensee has violated a federal law or regulation relating to controlled substances.

~~(f)~~(18) The licensee has failed to furnish the board, or its investigators or representatives, any information legally requested by the board.

~~(s)~~(19) Sanctions or disciplinary actions have been taken against the licensee by a peer review committee, healthcare facility, a governmental agency or department or a professional association or society for acts or conduct similar to acts or conduct that would constitute grounds for disciplinary action under this section.

~~(t)~~(20) The licensee has failed to report to the board any adverse action taken against the licensee by another state or licensing jurisdiction, a peer review body, a healthcare facility, a professional association or society, a governmental agency, by a law enforcement agency or a court for acts or conduct similar to acts or conduct that would constitute grounds for disciplinary action under this section.

~~(u)~~(21) The licensee has surrendered a license or authorization to practice the healing arts in another state or jurisdiction, has surrendered the authority to utilize controlled substances issued by any state or federal agency, has agreed to a limitation to or restriction of privileges at any medical care facility or has surrendered the licensee's membership on any professional staff or in any professional association or society while under investigation for acts or conduct similar to acts or conduct that would constitute grounds for disciplinary action under this section.

~~(v)~~(22) The licensee has failed to report to the board surrender of the licensee's license or authorization to practice the healing arts in another state or jurisdiction or surrender of the licensee's membership on any professional staff or in any professional association or society while under investigation for acts or conduct similar to acts or conduct that would constitute grounds for disciplinary action under this section.

~~(w)~~(23) The licensee has an adverse judgment, award or settlement against the licensee resulting from a medical liability claim related to acts or conduct similar to acts or conduct that would constitute grounds for disciplinary action under this section.

~~(x)~~(24) The licensee has failed to report to the board any adverse judgment, settlement or award against the licensee resulting from a medical malpractice liability claim related to acts or conduct similar to acts or conduct that would constitute grounds for disciplinary action under this section.

~~(y)~~(25) The licensee has failed to maintain a policy of professional liability insurance as required by K.S.A. 40-3402 or 40-3403a, and amendments thereto.

~~(z)~~(26) The licensee has failed to pay the premium surcharges as required by K.S.A. 40-3404, and amendments thereto.

~~(aa)~~(27) The licensee has knowingly submitted any misleading, deceptive, untrue or fraudulent representation on a claim form, bill or statement.

~~(bb)~~(28) The licensee as the supervising physician for a physician assistant has failed to adequately direct and supervise the physician assistant in accordance with the physician assistant licensure act or rules and regulations adopted under such act.

~~(ee)~~(29) The licensee has assisted suicide in violation of K.S.A. 21-3406, prior to its repeal, or K.S.A. 2022 Supp. 21-5407, and amendments thereto, as established by any of the following:

~~(t)~~(A) A copy of the record of criminal conviction or plea of guilty for a felony in violation of K.S.A. 21-3406, prior to its repeal, or K.S.A. 2022 Supp. 21-5407, and

amendments thereto.

~~(2)~~(B) A copy of the record of a judgment of contempt of court for violating an injunction issued under K.S.A. 60-4404, and amendments thereto.

~~(3)~~(C) A copy of the record of a judgment assessing damages under K.S.A. 60-4405, and amendments thereto.

~~(dd)~~(30) The licensee has given a worthless check or stopped payment on a debit or credit card for fees or moneys legally due to the board.

~~(ee)~~(31) The licensee has knowingly or negligently abandoned medical records.

(b) A physician's license shall be revoked upon a finding that the physician has performed a childhood gender reassignment service, as defined in section 1, and amendments thereto.

Sec. 3. K.S.A. 2022 Supp. 65-2836 is hereby repealed.";

Also on page 3, in line 43, by striking "Kansas register" and inserting "statute book";
And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "concerning"; by striking all in lines 2 and 3; in line 4, by striking all before the semicolon and inserting "gender identity medical care; creating a civil cause of action against a physician who performs childhood gender reassignment service; requiring revocation of a physician's license if such physician performs childhood gender reassignment service"; also in line 4, by striking "40-3203" and inserting "2022 Supp. 65-2836";

And your committee on conference recommends the adoption of this report.

WILL CARPENTER

SUSAN HUMPHRIES

Conferees on part of House

BEVERLY GOSSAGE

RENEE ERICKSON

Conferees on part of Senate

During debate on the motion of Rep. Humphries to adopt the Conference Committee Report on **SB 26**, roll call was demanded on motion of Rep. V. Miller to adjourn the House until April 26, 2023 at 10:00 a.m.

On roll call, the vote was: Yeas 40; Nays 82; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Houglund, Hoyer, Jacobs, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Robinson, Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu.

Nays: Anderson, Awerkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Hill, Hoffiman, Hoheisel, Howe, Howell, Howerton, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, Minnix, Moser, Murphy, Neelly, Owens, F. Patton, Penn, Pickert, Proctor, Rahjes, Resman, Rhiley, Roth, Sanders, Schmoë, Schreiber,

Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Younger.

Present but not voting: None.

Absent or not voting: Houser, Poetter Parshall, Ruiz, L..

Also, on motion of Rep. Carr to adjourn the House, the motion did not prevail.

Also, on motion of Rep. Alcalá to adjourn the House, the motion was ruled out of order by Speaker pro tem Carpenter.

On motion of Rep. Humphries, the conference committee report on **SB 26** was adopted.

On roll call, the vote was: Yeas 70; Nays 52; Present but not voting: 0; Absent or not voting: 3.

Yeas: Anderson, Averkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Bryce, Buehler, B. Carpenter, W. Carpenter, Clifford, Collins, Corbet, Croft, Delperdang, Donohoe, Droge, Ellis, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goetz, Hawkins, Hill, Hoffman, Hoheisel, Howe, Howell, Howerton, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, Moser, Murphy, Neelly, Owens, Penn, Proctor, Rahjes, Rhiley, Robinson, Roth, Sanders, Schmoee, Seiwert, Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, White, Williams, K., Williams, L..

Nays: Alcalá, Amyx, Ballard, Borjon, Boyd, Butler, Carlin, Carmichael, Carr, Concannon, Curtis, Dodson, M., Eplee, Featherston, Goddard, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, F. Patton, Pickert, Poskin, Probst, Resman, Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Smith, A., Stogsdill, Vaughn, Waymaster, Weigel, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Houser, Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2350** submits the following report:

The Senate recedes from all of its amendments to the bill.

And your committee on conference recommends the adoption of this report.

KELLIE WARREN

RICHARD WILBORN

ETHAN CORSON

Conferees on part of Senate

STEPHEN OWEN

ERIC SMITH

DENNIS "BOOG" HIGHBERGER

Conferees on part of House

On motion of Rep. Owens, the conference committee report on **HB 2350** was adopted.

On roll call, the vote was: Yeas 96; Nays 26; Present but not voting: 0; Absent or not

voting: 3.

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, Carmichael, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglund, Howe, Howell, Howerton, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, Miller, D., Miller, S., Minnix, Moser, Murphy, Neelly, Neighbor, Osman, Owens, F. Patton, Penn, Pickert, Probst, Proctor, Rahjes, Resman, Rhiley, Roth, Sanders, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Younger.

Nays: Alcala, Boyd, Carlin, Carr, Curtis, Haskins, Haswood, Hoye, Martinez, Melton, Meyer, Miller, V., Ohaebosim, Oropeza, Ousley, Poskin, Robinson, Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Houser, Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2292** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 8, in line 3, before the period by inserting "that seeks to engage in a registered education apprenticeship program"; in line 11, by striking all after "school"; in line 12, by striking all before "and"; in line 39, after the second comma, by inserting "of an applicant school"; in line 42, by striking "commissioner of education and the"; also in line 42, by striking the second "of"; in line 43, by striking all before the period; following line 43, by inserting:

"(f) "Secretary" means the secretary of commerce or the secretary's designee, including the director of the office of registered apprenticeship or any successor, designated by the secretary to administer the provisions of this act.";

On page 9, in line 3, by striking all after "secretary"; in line 4, by striking all before "shall"; also in line 4, by striking the second comma and inserting "and"; in line 6, by striking the second "and" and inserting ". The secretary shall"; in line 9, by striking "applicant schools" and inserting "education apprentices for tuition, fees, books and materials to obtain their postsecondary degrees"; in line 12, after "participate", by inserting "as education apprentices"; in line 15, by striking all after "the"; in line 16, by striking the first "education" and inserting "secretary"; in line 17, after "program" by inserting "of an applicant school"; also in line 17, by striking "of commerce, or the secretary's designee,"; in line 19, by striking "in"; in line 20, by striking all before "the" and inserting "and"; also in line 20, by striking "of commerce"; also in line 20, after "shall" by inserting "coordinate to"; in line 24, by striking all after "(1)"; in line 25, by striking all before the semicolon and inserting "Application procedures, forms and terms and conditions and requirements for an award of a Kansas educator registered

apprenticeship program grant to an education apprentice by the secretary"; in line 26, by striking "an award of a" and inserting "acceptance by the secretary of an applicant school into the"; in line 27, by striking "grant"; in line 32, after the semicolon, by inserting "and"; in line 36, by striking "(C)" and inserting "(3)"; also in line 36, after "of" by inserting "education"; in line 37, by striking "and" and inserting a comma; also in line 37, after "fees" by inserting "and the cost of books and materials"; in line 38, by striking "and"; by striking all in lines 39 and 40; in line 41, by striking "grant";

On page 10, in line 5, by striking "and" and inserting a comma; in line 6, by striking ", in coordination with" and inserting "and"; also in line 6, by striking all after "secretary"; in line 7, by striking all before "shall"; in line 28, by striking all after the first "the"; in line 29, by striking all before the period and inserting "secretary"; in line 35, by striking all after "the"; in line 36, by striking all before "designee" and inserting "secretary, or the secretary's"; in line 37, by striking "commissioner" and inserting "secretary";

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

Also on page 10, following line 42, by inserting:

"Sec. 7. As used in this section and section 8, and amendments thereto:

(a) "Eligible institution of higher education" means:

(1) (A) A state educational institution as defined in K.S.A. 76-711, and amendments thereto; or

(B) any private, independent college with its primary location in Kansas that is a member of the Kansas independent college association as of July 1, 2023; and

(2) that has an engineering program accredited by the accreditation board for engineering and technology.

(b) "Engineering program" or "accredited engineering program" means an engineering program accredited by the accreditation board for engineering and technology and includes, but is not limited to, a program in computer engineering or computer science.

(c) "Qualified eligible institution of higher education" means an eligible institution of higher education that has certified to the secretary that, in the immediately preceding academic year, at least the following number of students have graduated with baccalaureate degrees from an engineering program or programs with respect to each institution:

(1) Kansas state university, 586 graduates;

(2) university of Kansas, 419 graduates;

(3) Wichita state university, 360 graduates;

(4) any other state educational institution as defined in K.S.A. 76-711, and amendments thereto, with an accredited engineering program, one or more graduates; and

(5) private, independent colleges, one or more graduates.

(d) "Secretary" means the secretary of commerce.

Sec. 8. (a) There is hereby created in the state treasury the engineering graduate incentive fund. The secretary of commerce shall administer the fund. All expenditures from the fund shall be for the purpose of promoting the development of accredited postsecondary engineering programs in Kansas by providing grants that shall be matched on a \$1-for-\$1 basis with funds from nonstate sources to qualified eligible

institutions of higher education for:

- (1) Awarding scholarships to undergraduate students enrolled at such institutions in an engineering program;
- (2) recruiting undergraduate students for engineering programs offered by such institutions;
- (3) expanding the number of potential engineering students through engineering-related activities in secondary schools in Kansas;
- (4) funding internships for undergraduate students enrolled at such institutions in an engineering program;
- (5) making necessary facility improvements or equipment purchases to expand engineering program course offerings; or
- (6) hiring additional faculty or enhancing faculty salaries in such an institution's engineering program.

(b) Applications for matching grants shall be made by eligible institutions of higher education to the secretary in the form and manner required by the secretary. If the secretary determines the institution is a qualified eligible institution of higher education, finds the institution has sufficient nonstate funding to match the grant requested on a \$1-for-\$1 basis and approves the application, the qualified eligible institution of higher education shall receive a matching grant. If sufficient moneys are available in the engineering graduate incentive fund to fully fund all approved applications, the amount of the matching grant shall be at least \$20,000 for each graduate of an engineering program of the institution during the immediately preceding academic year, as determined by the secretary, in excess of the threshold requirement for qualification as a qualified eligible institution of higher education pursuant to section 1, and amendments thereto. If sufficient moneys are not available in the engineering graduate incentive fund to fully fund all approved applications in an amount of at least \$20,000 for each such graduate, the secretary shall award grants in a prorated amount so that all approved applicant qualified eligible educational institutions receive the same amount of grant money for a graduate in excess of such respective threshold. The secretary shall consult with and coordinate with eligible institutions of higher education, qualified eligible institutions of higher education, the state board of regents, or private industry in planning and developing uses for matching grant funding to achieve the purpose of this act.

(c) Qualified eligible institutions of higher education that receive a matching grant shall provide such information as requested by the secretary, excluding any information confidential under state or federal law, regarding the use of grant funds. On or before January 10, 2024, and on or before the first day of each regular session of the legislature thereafter, the secretary shall provide a written report to the house of representatives standing committee on commerce, labor and economic development, or its successor committee, and the senate standing committee on commerce, or its successor committee, on the amount and uses of grant funding by each qualified eligible educational institution of higher education that has received a matching grant and progress made toward the goal of this act.

(d) All expenditures from the engineering graduate fund shall be for the purposes described in subsection (a) and shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary of commerce or the secretary's designee.

(e) No moneys appropriated to the engineering graduate incentive fund shall be expended for the acquisition or construction of any facilities.

(f) (1) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,500,000 from the state general fund to the engineering graduate fund.

(2) On July 1, 2024, and on each July 1 thereafter, the secretary shall certify to the director of accounts and reports the amount of moneys expended for grants from the engineering graduate fund in the prior fiscal year. Upon receipt of such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer from the state general fund to the engineering graduate fund an amount equal to twice the amount certified by the secretary of commerce, except that if such transfer would result in an unencumbered balance in the engineering graduate fund of greater than \$5,000,000, the director of accounts and reports shall transfer the amount of moneys that shall result in an unencumbered balance of \$5,000,000 in the engineering graduate fund on such date.

Sec. 9. The provisions of sections 7 through 9, and amendments thereto, shall expire on July 1, 2033. On July 1, 2033, the director of accounts and reports shall transfer all unencumbered moneys in the engineering graduate fund to the state general fund. After such transfer, the engineering graduate fund shall be abolished. Upon abolishment of such fund, all liabilities of the engineering graduate fund shall be transferred to and imposed on the state general fund.;

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after the semicolon by inserting "relating to workforce development programs to be administered by the secretary of commerce"; in line 2, by striking all after "act"; in line 3, by striking all before "apprenticeships" and inserting "to promote and expand"; also in line 3, by striking the second "for" and inserting "with"; in line 5, by striking all before the semicolon and inserting "public schools by providing grants and tax credits for businesses, nonprofit organizations and healthcare organizations that offer apprenticeships and providing scholarship grants to aspiring teachers to obtain their professional degrees; promoting and expanding public and private professional engineering programs by providing matching grants for engineering student scholarships and other program development and expansion costs"; in line 7, by striking "and" and inserting a comma; in line 8, after "fund" by inserting "and the engineering graduate incentive fund to be administered by the secretary of commerce";

And your committee on conference recommends the adoption of this report.

RENEE ERICKSON
BRENDA DIETRICH
TOM HOLLAND

Conferees on part of Senate

SEAN TARWATER
JESSE BORJON
JASON PROBST

Conferees on part of House

On motion of Rep. Tarwater, the conference committee report on **HB 2292** was adopted.

On roll call, the vote was: Yeas 110; Nays 11; Present but not voting: 1; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Gardner, Goddard, Goetz, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Ousley, Owens, Penn, Pickert, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Younger.

Nays: Fairchild, Garber, Haswood, Jacobs, Meyer, Osman, F. Patton, Poskin, Rhiley, Vaughn, Xu.

Present but not voting: Haskins.

Absent or not voting: Houser, Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2094** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 1, by striking all in lines 8 through 36;

By striking all on page 2;

On page 3, by striking all in lines 1 through 40; following line 40, by inserting:

"Section 1. K.S.A. 2022 Supp. 39-709 is hereby amended to read as follows: 39-

709. (a) *General eligibility requirements for assistance for which federal moneys are expended.* Subject to the additional requirements below, assistance in accordance with plans under which federal moneys are expended may be granted to any needy person who:

(1) Has insufficient income or resources to provide a reasonable subsistence compatible with decency and health. Where a husband and wife or cohabiting partners are living together, the combined income or resources of both shall be considered in determining the eligibility of either or both for such assistance unless otherwise prohibited by law. The secretary, in determining need of any applicant for or recipient of assistance shall not take into account the financial responsibility of any individual for any applicant or recipient of assistance unless such applicant or recipient is such individual's spouse, cohabiting partner or such individual's minor child or minor stepchild if the stepchild is living with such individual. The secretary in determining need of an individual may provide such income and resource exemptions as may be permitted by federal law. For purposes of eligibility for temporary assistance for needy families, for food assistance and for any other assistance provided through the Kansas department for children and families under which federal moneys are expended, the

secretary for children and families shall consider one motor vehicle owned by the applicant for assistance, regardless of the value of such vehicle, as exempt personal property and shall consider any equity in any boat, personal water craft, recreational vehicle, recreational off-highway vehicle or all-terrain vehicle, as defined by K.S.A. 8-126, and amendments thereto, or any additional motor vehicle owned by the applicant for assistance to be a nonexempt resource of the applicant for assistance except that any additional motor vehicle used by the applicant, the applicant's spouse or the applicant's cohabiting partner for the primary purpose of earning income may be considered as exempt personal property in the secretary's discretion; or

(2) is a citizen of the United States or is an alien lawfully admitted to the United States and who is residing in the state of Kansas.

(b) *Temporary assistance for needy families.* Assistance may be granted under this act to any dependent child, or relative, subject to the general eligibility requirements as set out in subsection (a), who resides in the state of Kansas or whose parent or other relative with whom the child is living resides in the state of Kansas. Such assistance shall be known as temporary assistance for needy families. Where the husband and wife or cohabiting partners are living together, both shall register for work under the program requirements for temporary assistance for needy families in accordance with criteria and guidelines prescribed by rules and regulations of the secretary.

(1) As used in this subsection, "family group" or "household" means the applicant or recipient for TANF, child care subsidy or employment services and all individuals living together in which there is a relationship of legal responsibility or a qualifying caretaker relationship. This will include a cohabiting boyfriend or girlfriend living with the person legally responsible for the child. The family group shall not be eligible for TANF if the family group contains at least one adult member who has received TANF, including the federal TANF assistance received in any other state, for 24 calendar months beginning on and after October 1, 1996, unless the secretary determines a hardship exists and grants an extension allowing receipt of TANF until the 36-month limit is reached. No extension beyond 36 months shall be granted. Hardship provisions for a recipient include:

(A) Is a caretaker of a disabled family member living in the household;

(B) has a disability that precludes employment on a long-term basis or requires substantial rehabilitation;

(C) needs a time limit extension to overcome the effects of domestic violence/sexual violence or sexual assault;

(D) is involved with prevention and protection services and has an open social service plan; or

(E) is determined by the 24th month to have an extreme hardship other than what is designated in criteria listed in subparagraphs (A) through (D). This determination will be made by the executive review team.

(2) All adults applying for TANF shall be required to complete a work program assessment as specified by the Kansas department for children and families, including those who have been disqualified for or denied TANF due to non-cooperation, drug testing requirements or fraud. Adults who are not otherwise eligible for TANF, such as ineligible aliens, relative/non-relative caretakers and adults receiving supplemental security income are not required to complete the assessment process. During the application processing period, applicants must complete at least one module or its

equivalent of the work program assessment to be considered eligible for TANF benefits, unless good cause is found to be exempt from the requirements. Good cause exemptions shall only include that the applicant:

(A) Can document an existing certification verifying completion of the work program assessment;

(B) has a valid offer of employment or is employed a minimum of 20 hours a week;

(C) is a parenting teen without a GED or high school diploma;

(D) is enrolled in job corps;

(E) is working with a refugee social services agency; or

(F) has completed the work program assessment within the last 12 months.

(3) The Kansas department for children and families shall maintain a sufficient level of dedicated work program staff to enable the agency to conduct work program case management services to TANF recipients in a timely manner and in full accordance with state law and agency policy.

(4) (A) TANF mandatory work program applicants and recipients shall participate in work components that lead to competitive, integrated employment. Components are defined by the federal government as being either primary or secondary.

(B) In order to meet federal work participation requirements, households shall meet at least 30 hours of participation per week, at least 20 hours of which shall be primary and at least 10 hours may be secondary components in one parent households where the youngest child is six years of age or older. Participation hours shall be 55 hours in two parent households, 35 hours per week if child care is not used. The maximum assignment is 40 hours per week per individual. For two parent families to meet the federal work participation rate, both parents shall participate in a combined total of 55 hours per week, 50 hours of which shall be in primary components, or one or both parents could be assigned a combined total of 35 hours per week, 30 hours of which must be primary components, if the Kansas department for children and families paid child care is not received by the family. Single parent families with a child under age six meet the federal participation requirement if the parent is engaged in work or work activities for at least 20 hours per week in a primary work component.

(C) The following components meet federal definitions of primary hours of participation: Full or part-time employment, apprenticeship, work study, self-employment, job corps, subsidized employment, work experience sites, on-the-job training, supervised community service, vocational education, job search and job readiness. Secondary components include: Job skills training, education directly related to employment such as adult basic education and English as a second language, and completion of a high school diploma or GED.

(5) A parent or other adult caretaker personally providing care for a child under the age of three months in their TANF household shall be exempt from work participation activities until the month the child attains three months of age. Such three-month limitation shall not apply to a parent or other adult caretaker who is personally providing care for a child born significantly premature, with serious medical conditions or with a disability as defined by the secretary, in consultation with the secretary of health and environment and adopted in the rules and regulations. The three-month period is defined as two consecutive months starting with the month after childbirth. The exemption for caring for a child under three months cannot be claimed by:

(A) Either parent when two parents are in the home and the household meets the

two-parent definition for federal reporting purposes;

(B) one parent or caretaker when the other parent or caretaker is in the home, and available, capable and suitable to provide care and the household does not meet the two-parent definition for federal reporting purposes;

(C) a person age 19 or younger when such person is pregnant or a parent of a child in the home and the person does not possess a high school diploma or its equivalent. Such person shall become exempt the month such person attains 20 years of age; or

(D) any person assigned to a work participation activity for substance use disorders.

(6) TANF work experience placements shall be reviewed after 90 days and are limited to six months per 24-month lifetime limit. A client's progress shall be reviewed prior to each new placement regardless of the length of time they are at the work experience site.

(7) TANF participants with disabilities shall engage in required employment activities to the maximum extent consistent with their abilities. A TANF participant shall provide current documentation by a qualified medical practitioner that details the ability to engage in employment and any limitation in work activities along with the expected duration of such limitations. Disability is defined as a physical or mental impairment constituting or resulting in a substantial impediment to employment for such individual.

(8) Non-cooperation is the failure of the applicant or recipient to comply with all requirements provided in state and federal law, federal and state rules and regulations and agency policy. The period of ineligibility for TANF benefits based on non-cooperation, as defined in K.S.A. 39-702, and amendments thereto, with work programs shall be as follows, for a:

(A) First penalty, three months and full cooperation with work program activities;

(B) second penalty, six months and full cooperation with work program activities;

(C) third penalty, one year and full cooperation with work program activities; and

(D) fourth or subsequent penalty, 10 years.

(9) Individuals who have not cooperated with TANF work programs shall be ineligible to participate in the food assistance program. The comparable penalty shall be applied to only the individual in the food assistance program who failed to comply with the TANF work requirement. The agency shall impose the same penalty to the member of the household who failed to comply with TANF requirements. The penalty periods are three months, six months, one year, or 10 years.

~~(10)(A) Non-cooperation is the failure of the applicant or recipient to comply with all requirements provided in state and federal law, federal and state rules and regulations and agency policy.~~ The period of ineligibility for ~~child care subsidy or~~ TANF benefits based on parents' non-cooperation, as defined in K.S.A. 39-702, and amendments thereto, with child support services shall be as follows, for a:

~~(A)(i)~~ First penalty, three months and cooperation with child support services prior to regaining eligibility;

~~(B)(ii)~~ second penalty, six months and cooperation with child support services prior to regaining eligibility;

~~(C)(iii)~~ third penalty, one year and cooperation with child support services prior to regaining eligibility; and

~~(D)(iv)~~ fourth penalty, 10 years.

(B) (i) The period of ineligibility for child care subsidy based on parents' non-cooperation, as defined in K.S.A. 39-702, and amendments thereto, with child support services shall be as follows, for a:

(a) First penalty, three months and cooperation with child support services prior to regaining eligibility;

(b) second penalty, six months and cooperation with child support services prior to regaining eligibility;

(c) third penalty, one year and cooperation with child support services prior to regaining eligibility; and

(d) fourth penalty, 10 years.

(ii) The secretary, or the secretary's designee, shall review child support compliance of a parent:

(a) Upon application for child care subsidy;

(b) after 12 months of continuous eligibility for child care subsidy; and

(c) following such 12 months of continuous eligibility when the secretary renews or redetermines a parent's eligibility for child care subsidy.

(11) Individuals who have not cooperated without good cause with child support services shall be ineligible to participate in the food assistance program. The period of disqualification ends once it has been determined that such individual is cooperating with child support services.

(12) (A) Any individual who is found to have committed fraud or is found guilty of the crime of theft pursuant to K.S.A. 39-720, and amendments thereto, and K.S.A. 2022 Supp. 21-5801, and amendments thereto, in either the TANF or child care program shall render all adults in the family unit ineligible for TANF assistance. Adults in the household who have been determined to have committed fraud or were convicted of the crime of theft pursuant to K.S.A. 39-720, and amendments thereto, and K.S.A. 2022 Supp. 21-5801, and amendments thereto, shall render themselves and all adult household members ineligible for their lifetime for TANF, even if fraud was committed in only one program. Households who have been determined to have committed fraud or were convicted of the crime of theft pursuant to K.S.A. 39-720, and amendments thereto, and K.S.A. 2022 Supp. 21-5801, and amendments thereto, shall be required to name a protective payee as approved by the secretary or the secretary's designee to administer TANF benefits or food assistance on behalf of the children. No adult in a household may have access to the TANF cash assistance benefit.

(B) Any individual who has failed to cooperate with a fraud investigation shall be ineligible to participate in the TANF cash assistance program and the child care subsidy program until the Kansas department for children and families determines that such individual is cooperating with the fraud investigation. The Kansas department for children and families shall maintain a sufficient level of fraud investigative staff to enable the department to conduct fraud investigations in a timely manner and in full accordance with state law and department rules and regulations or policies.

(13) (A) Food assistance shall not be provided to any person convicted of a felony offense occurring on or after July 1, 2015, that includes as an element of such offense the manufacture, cultivation, distribution, possession or use of a controlled substance or controlled substance analog. For food assistance, the individual shall be permanently disqualified if such individual has been convicted of a state or federal felony offense occurring on or after July 1, 2015, involving possession or use of a controlled substance

or controlled substance analog.

(B) (i) Notwithstanding the provisions of subparagraph (A), an individual shall be eligible for food assistance if the individual enrolls in and participates in a drug treatment program approved by the secretary, submits to and passes a drug test and agrees to submit to drug testing if requested by the department pursuant to a drug testing plan.

(ii) An individual's failure to submit to testing or failure to successfully pass a drug test shall result in ineligibility for food assistance until a drug test is successfully passed. Failure to successfully complete a drug treatment program shall result in ineligibility for food assistance until a drug treatment plan approved by the secretary is successfully completed, the individual passes a drug test and agrees to submit to drug testing if requested by the department pursuant to a drug testing plan.

(C) The provisions of subparagraph (B) shall not apply to any individual who has been convicted for a second or subsequent felony offense as provided in subparagraph (A).

(14) No TANF cash assistance shall be used to purchase alcohol, cigarettes, tobacco products, lottery tickets, concert tickets, professional or collegiate sporting event tickets or tickets for other entertainment events intended for the general public or sexually oriented adult materials. No TANF cash assistance shall be used in any retail liquor store, casino, gaming establishment, jewelry store, tattoo parlor, massage parlor, body piercing parlor, spa, nail salon, lingerie shop, tobacco paraphernalia store, vapor cigarette store, psychic or fortune telling business, bail bond company, video arcade, movie theater, swimming pool, cruise ship, theme park, dog or horse racing facility, parimutuel facility, or sexually oriented business or any retail establishment that provides adult-oriented entertainment in which performers disrobe or perform in an unclothed state for entertainment, or in any business or retail establishment where minors under age 18 are not permitted. No TANF cash assistance shall be used for purchases at points of sale outside the state of Kansas.

(15) (A) The secretary for children and families shall place a photograph of the recipient, if agreed to by such recipient of public assistance, on any Kansas benefits card issued by the Kansas department for children and families that the recipient uses in obtaining food, cash or any other services. When a recipient of public assistance is a minor or otherwise incapacitated individual, a parent or legal guardian of such recipient may have a photograph of such parent or legal guardian placed on the card.

(B) Any Kansas benefits card with a photograph of a recipient shall be valid for voting purposes as a public assistance identification card in accordance with the provisions of K.S.A. 25-2908, and amendments thereto.

(C) As used in this paragraph and its subparagraphs, "Kansas benefits card" means any card issued to provide food assistance, cash assistance or child care assistance, including, but not limited to, the vision card, EBT card and Kansas benefits card.

(D) The Kansas department for children and families shall monitor all recipient requests for a Kansas benefits card replacement and, upon the fourth such request in a 12-month period, send a notice alerting the recipient that the recipient's account is being monitored for potential suspicious activity. If a recipient makes an additional request for replacement subsequent to such notice, the department shall refer the investigation to the department's fraud investigation unit.

(16) The secretary for children and families shall adopt rules and regulations for:

(A) Determining eligibility for the child care subsidy program, including an income of a cohabiting partner in a child care household; and

(B) determining and maintaining eligibility for non-TANF child care, requiring that all included adults shall be employed a minimum of 20 hours per week or more as defined by the secretary or meet the following specific qualifying exemptions:

(i) Adults who are not capable of meeting the requirement due to a documented physical or mental condition;

(ii) adults who are former TANF recipients who need child care for employment after their TANF case has closed and earned income is a factor in the closure in the two months immediately following TANF closure;

(iii) adult parents included in a case in which the only child receiving benefits is the child of a minor parent who is working on completion of high school or obtaining a GED;

(iv) adults who are participants in a food assistance employment and training program;

(v) adults who are participants in an early head start child care partnership program and are working or in school or training; or

(vi) adults who are caretakers of a child in custody of the secretary in out-of-home placement needing child care.

The Kansas department for children and families shall provide child care for the pursuit of any degree or certification if the occupation has at least an average job outlook listed in the occupational outlook of the United States department of labor, bureau of labor statistics. For occupations with less than an average job outlook, educational plans shall require approval of the secretary or secretary's designee. Child care may also be approved if the student provides verification of a specific job offer that will be available to such student upon completion of the program. Child care for post-secondary education shall be allowed for a lifetime maximum of 24 months per adult. The 24 months may not have to be consecutive. Students shall be engaged in paid employment for a minimum of 15 hours per week. In a two-parent adult household, child care would not be allowed if both parents are adults and attending a formal education or training program at the same time. The household may choose which one of the parents is participating as a post-secondary student. The other parent shall meet another approvable criteria for child care subsidy.

(17) (A) The secretary for children and families is prohibited from requesting or implementing a waiver or program from the United States department of agriculture for the time limited assistance provisions for able-bodied adults aged 18 through 49 without dependents in a household under the food assistance program. The time on food assistance for able-bodied adults aged 18 through 49 without dependents in the household shall be limited to three months in a 36-month period if such adults are not meeting the requirements imposed by the U.S. department of agriculture that they must work for at least 20 hours per week or participate in a federally approved work program or its equivalent.

(B) Each food assistance household member who is not otherwise exempt from the following work requirements shall: Register for work; participate in an employment and training program, if assigned to such a program by the department; accept a suitable employment offer; and not voluntarily quit a job of at least 30 hours per week.

(C) Any recipient who has not complied with the work requirements under

subparagraph (B) shall be ineligible to participate in the food assistance program for the following time period and until the recipient complies with such work requirements for a:

- (i) First penalty, three months;
- (ii) second penalty, six months; and
- (iii) third penalty and any subsequent penalty, one year.

(D) The Kansas department for children and families shall assign all individuals subject to the requirements established under 7 U.S.C. § 2015(d)(1) to an employment and training program as defined in 7 U.S.C. § 2015(d)(4). The provisions of this subparagraph shall only apply to:

- (i) Able-bodied adults aged 18 through 49 without dependents; ~~and~~
- (ii) work registrants aged 50 through 59 without dependents not exempt from 7 U.S.C. § 2015(d)(2); and

(iii) individuals who are not employed at least 30 hours per week.

(18) Eligibility for the food assistance program shall be limited to those individuals who are citizens or who meet qualified non-citizen status as determined by United States department of agriculture. Non-citizen individuals who are unable or unwilling to provide qualifying immigrant documentation, as defined by the United States department of agriculture, residing within a household shall not be included when determining the household's size for the purposes of assigning a benefit level to the household for food assistance or comparing the household's monthly income with the income eligibility standards. The gross non-exempt earned and unearned income and resources of disqualified individuals shall be counted in its entirety as available to the remaining household members.

(19) The secretary for children and families shall not enact the state option from the United States department of agriculture for broad-based categorical eligibility for households applying for food assistance according to the provisions of 7 C.F.R. § 273.2(j)(2)(ii).

(20) No federal or state funds shall be used for television, radio or billboard advertisements that are designed to promote food assistance benefits and enrollment. No federal or state funding shall be used for any agreements with foreign governments designed to promote food assistance.

(21) (A) The secretary for children and families shall not apply gross income standards for food assistance higher than the standards specified in 7 U.S.C. § 2015(c) unless expressly required by federal law. Categorical eligibility exempting households from such gross income standards requirements shall not be granted for any non-cash, in-kind or other benefit unless expressly required by federal law.

(B) The secretary for children and families shall not apply resource limits standards for food assistance that are higher than the standards specified in 7 U.S.C. § 2015(g)(1) unless expressly required by federal law. Categorical eligibility exempting households from such resource limits shall not be granted for any non-cash, in-kind or other benefit unless expressly required by federal law.

(c) (1) The Kansas department for children and families shall conduct an electronic check for any false information provided on an application for TANF and other benefits programs administered by the department. For TANF cash assistance, food assistance and the child care subsidy program, the department shall verify the identity of all adults in the assistance household.

(2) The department of administration shall provide monthly to the Kansas department for children and families the social security numbers or alternate taxpayer identification numbers of all persons who claim a Kansas lottery prize in excess of \$5,000 during the reported month. The Kansas department for children and families shall verify if individuals with such winnings are receiving TANF cash assistance, food assistance or assistance under the child care subsidy program and take appropriate action. The Kansas department for children and families shall use data received under this subsection solely, and for no other purpose, to determine if any recipient's eligibility for benefits has been affected by lottery prize winnings. The Kansas department for children and families shall not publicly disclose the identity of any lottery prize winner, including recipients who are determined to have illegally received benefits.

(d) *Temporary assistance for needy families; assignment of support rights and limited power of attorney.* By applying for or receiving temporary assistance for needy families such applicant or recipient shall be deemed to have assigned to the secretary on behalf of the state any accrued, present or future rights to support from any other person such applicant may have in such person's own behalf or in behalf of any other family member for whom the applicant is applying for or receiving aid. In any case in which an order for child support has been established and the legal custodian and obligee under the order surrenders physical custody of the child to a caretaker relative without obtaining a modification of legal custody and support rights on behalf of the child are assigned pursuant to this section, the surrender of physical custody and the assignment shall transfer, by operation of law, the child's support rights under the order to the secretary on behalf of the state. Such assignment shall be of all accrued, present or future rights to support of the child surrendered to the caretaker relative. The assignment of support rights shall automatically become effective upon the date of approval for or receipt of such aid without the requirement that any document be signed by the applicant, recipient or obligee. By applying for or receiving temporary assistance for needy families, or by surrendering physical custody of a child to a caretaker relative who is an applicant or recipient of such assistance on the child's behalf, the applicant, recipient or obligee is also deemed to have appointed the secretary, or the secretary's designee, as an attorney-in-fact to perform the specific act of negotiating and endorsing all drafts, checks, money orders or other negotiable instruments representing support payments received by the secretary in behalf of any person applying for, receiving or having received such assistance. This limited power of attorney shall be effective from the date the secretary approves the application for aid and shall remain in effect until the assignment of support rights has been terminated in full.

(e) *Requirements for medical assistance for which federal moneys or state moneys or both are expended.* (1) When the secretary has adopted a medical care plan under which federal moneys or state moneys or both are expended, medical assistance in accordance with such plan shall be granted to any person who is a citizen of the United States or who is an alien lawfully admitted to the United States and who is residing in the state of Kansas, whose resources and income do not exceed the levels prescribed by the secretary. In determining the need of an individual, the secretary may provide for income and resource exemptions and protected income and resource levels. Resources from inheritance shall be counted. A disclaimer of an inheritance pursuant to K.S.A. 59-2291, and amendments thereto, shall constitute a transfer of resources. The secretary shall exempt principal and interest held in irrevocable trust pursuant to K.S.A. 16-

303(c), and amendments thereto, from the eligibility requirements of applicants for and recipients of medical assistance. Such assistance shall be known as medical assistance.

(2) For the purposes of medical assistance eligibility determinations on or after July 1, 2004, if an applicant or recipient owns property in joint tenancy with some other party and the applicant or recipient of medical assistance has restricted or conditioned their interest in such property to a specific and discrete property interest less than 100%, then such designation will cause the full value of the property to be considered an available resource to the applicant or recipient. Medical assistance eligibility for receipt of benefits under the title XIX of the social security act, commonly known as medicaid, shall not be expanded, as provided for in the patient protection and affordable care act, public law 111-148, 124 stat. 119, and the health care and education reconciliation act of 2010, public law 111-152, 124 stat. 1029, unless the legislature expressly consents to, and approves of, the expansion of medicaid services by an act of the legislature.

(3) (A) Resources from trusts shall be considered when determining eligibility of a trust beneficiary for medical assistance. Medical assistance is to be secondary to all resources, including trusts, that may be available to an applicant or recipient of medical assistance.

(B) If a trust has discretionary language, the trust shall be considered to be an available resource to the extent, using the full extent of discretion, the trustee may make any of the income or principal available to the applicant or recipient of medical assistance. Any such discretionary trust shall be considered an available resource unless:

(i) At the time of creation or amendment of the trust, the trust states a clear intent that the trust is supplemental to public assistance; and

(ii) the trust is funded:

(a) From resources of a person who, at the time of such funding, owed no duty of support to the applicant or recipient of medical assistance; or

(b) not more than nominally from resources of a person while that person owed a duty of support to the applicant or recipient of medical assistance.

(C) For the purposes of this paragraph, "public assistance" includes, but is not limited to, medicaid, medical assistance or title XIX of the social security act.

(4) (A) When an applicant or recipient of medical assistance is a party to a contract, agreement or accord for personal services being provided by a nonlicensed individual or provider and such contract, agreement or accord involves health and welfare monitoring, pharmacy assistance, case management, communication with medical, health or other professionals, or other activities related to home health care, long term care, medical assistance benefits, or other related issues, any moneys paid under such contract, agreement or accord shall be considered to be an available resource unless the following restrictions are met:

(i) The contract, agreement or accord must be in writing and executed prior to any services being provided;

(ii) the moneys paid are in direct relationship with the fair market value of such services being provided by similarly situated and trained nonlicensed individuals;

(iii) if no similarly situated nonlicensed individuals or situations can be found, the value of services will be based on federal hourly minimum wage standards;

(iv) such individual providing the services shall report all receipts of moneys as income to the appropriate state and federal governmental revenue agencies;

(v) any amounts due under such contract, agreement or accord shall be paid after the services are rendered;

(vi) the applicant or recipient shall have the power to revoke the contract, agreement or accord; and

(vii) upon the death of the applicant or recipient, the contract, agreement or accord ceases.

(B) When an applicant or recipient of medical assistance is a party to a written contract for personal services being provided by a licensed health professional or facility and such contract involves health and welfare monitoring, pharmacy assistance, case management, communication with medical, health or other professionals, or other activities related to home health care, long term care, medical assistance benefits or other related issues, any moneys paid in advance of receipt of services for such contracts shall be considered to be an available resource.

(5) Any trust may be amended if such amendment is permitted by the Kansas uniform trust code.

(f) *Eligibility for medical assistance of resident receiving medical care outside state.* A person who is receiving medical care including long-term care outside of Kansas whose health would be endangered by the postponement of medical care until return to the state or by travel to return to Kansas, may be determined eligible for medical assistance if such individual is a resident of Kansas and all other eligibility factors are met. Persons who are receiving medical care on an ongoing basis in a long-term medical care facility in a state other than Kansas and who do not return to a care facility in Kansas when they are able to do so, shall no longer be eligible to receive assistance in Kansas unless such medical care is not available in a comparable facility or program providing such medical care in Kansas. For persons who are minors or who are under guardianship, the actions of the parent or guardian shall be deemed to be the actions of the child or ward in determining whether or not the person is remaining outside the state voluntarily.

(g) *Medical assistance; assignment of rights to medical support and limited power of attorney; recovery from estates of deceased recipients.* (1) (A) Except as otherwise provided in K.S.A. 39-786 and 39-787, and amendments thereto, or as otherwise authorized on and after September 30, 1989, under section 303 of the federal medicare catastrophic coverage act of 1988, whichever is applicable, by applying for or receiving medical assistance under a medical care plan in which federal funds are expended, any accrued, present or future rights to support and any rights to payment for medical care from a third party of an applicant or recipient and any other family member for whom the applicant is applying shall be deemed to have been assigned to the secretary on behalf of the state. The assignment shall automatically become effective upon the date of approval for such assistance without the requirement that any document be signed by the applicant or recipient. By applying for or receiving medical assistance the applicant or recipient is also deemed to have appointed the secretary, or the secretary's designee, as an attorney-in-fact to perform the specific act of negotiating and endorsing all drafts, checks, money orders or other negotiable instruments, representing payments received by the secretary in on behalf of any person applying for, receiving or having received such assistance. This limited power of attorney shall be effective from the date the secretary approves the application for assistance and shall remain in effect until the assignment has been terminated in full. The assignment of any rights to payment for

medical care from a third party under this subsection shall not prohibit a health care provider from directly billing an insurance carrier for services rendered if the provider has not submitted a claim covering such services to the secretary for payment. Support amounts collected on behalf of persons whose rights to support are assigned to the secretary only under this subsection and no other shall be distributed pursuant to K.S.A. 39-756(d), and amendments thereto, except that any amounts designated as medical support shall be retained by the secretary for repayment of the unreimbursed portion of assistance. Amounts collected pursuant to the assignment of rights to payment for medical care from a third party shall also be retained by the secretary for repayment of the unreimbursed portion of assistance.

(B) Notwithstanding the provisions of subparagraph (A), the secretary of health and environment, or the secretary's designee, is hereby authorized to and shall exercise any of the powers specified in subparagraph (A) in relation to performance of such secretary's duties pertaining to medical subrogation, estate recovery or any other duties assigned to such secretary in article 74 of chapter 75 of the Kansas Statutes Annotated, and amendments thereto.

(2) The amount of any medical assistance paid after June 30, 1992, under the provisions of subsection (e) is a claim against the property or any interest therein belonging to and a part of the estate of any deceased recipient or, if there is no estate, the estate of the surviving spouse, if any, shall be charged for such medical assistance paid to either or both and a claim against any funds of such recipient or spouse in any account under K.S.A. 9-1215, 17-2263 or 17-2264, and amendments thereto. There shall be no recovery of medical assistance correctly paid to or on behalf of an individual under subsection (e) except after the death of the surviving spouse of the individual, if any, and only at a time when the individual has no surviving child who is under 21 years of age or is blind or permanently and totally disabled. Transfers of real or personal property by recipients of medical assistance without adequate consideration are voidable and may be set aside. Except where there is a surviving spouse, or a surviving child who is under 21 years of age or is blind or permanently and totally disabled, the amount of any medical assistance paid under subsection (e) is a claim against the estate in any guardianship or conservatorship proceeding. The monetary value of any benefits received by the recipient of such medical assistance under long-term care insurance, as defined by K.S.A. 40-2227, and amendments thereto, shall be a credit against the amount of the claim provided for such medical assistance under this subsection. The secretary of health and environment is authorized to enforce each claim provided for under this subsection. The secretary of health and environment shall not be required to pursue every claim, but is granted discretion to determine which claims to pursue. All moneys received by the secretary of health and environment from claims under this subsection shall be deposited in the social welfare fund. The secretary of health and environment may adopt rules and regulations for the implementation and administration of the medical assistance recovery program under this subsection.

(3) By applying for or receiving medical assistance under the provisions of article 7 of chapter 39 of the Kansas Statutes Annotated, and amendments thereto, such individual or such individual's agent, fiduciary, guardian, conservator, representative payee or other person acting on behalf of the individual consents to the following definitions of estate and the results therefrom:

(A) If an individual receives any medical assistance before July 1, 2004, pursuant

to article 7 of chapter 39 of the Kansas Statutes Annotated, and amendments thereto, which forms the basis for a claim under paragraph (2), such claim is limited to the individual's probatable estate as defined by applicable law; and

(B) if an individual receives any medical assistance on or after July 1, 2004, pursuant to article 7 of chapter 39 of the Kansas Statutes Annotated, and amendments thereto, which forms the basis for a claim under paragraph (2), such claim shall apply to the individual's medical assistance estate. The medical assistance estate is defined as including all real and personal property and other assets in which the deceased individual had any legal title or interest immediately before or at the time of death to the extent of that interest or title. The medical assistance estate includes without limitation, assets conveyed to a survivor, heir or assign of the deceased recipient through joint tenancy, tenancy in common, survivorship, transfer-on-death deed, payable-on-death contract, life estate, trust, annuities or similar arrangement.

(4) The secretary of health and environment or the secretary's designee is authorized to file and enforce a lien against the real property of a recipient of medical assistance in certain situations, subject to all prior liens of record and transfers for value to a bona fide purchaser of record. The lien must be filed in the office of the register of deeds of the county where the real property is located within one year from the date of death of the recipient and must contain the legal description of all real property in the county subject to the lien.

(A) After the death of a recipient of medical assistance, the secretary of health and environment or the secretary's designee may place a lien on any interest in real property owned by such recipient.

(B) The secretary of health and environment or the secretary's designee may place a lien on any interest in real property owned by a recipient of medical assistance during the lifetime of such recipient. Such lien may be filed only after notice and an opportunity for a hearing has been given. Such lien may be enforced only upon competent medical testimony that the recipient cannot reasonably be expected to be discharged and returned home. A six-month period of compensated inpatient care at a nursing home or other medical institution shall constitute a determination by the department of health and environment that the recipient cannot reasonably be expected to be discharged and returned home. To return home means the recipient leaves the nursing or medical facility and resides in the home on which the lien has been placed for a continuous period of at least 90 days without being readmitted as an inpatient to a nursing or medical facility. The amount of the lien shall be for the amount of assistance paid by the department of health and environment until the time of the filing of the lien and for any amount paid thereafter for such medical assistance to the recipient. After the lien is filed against any real property owned by the recipient, such lien will be dissolved if the recipient is discharged, returns home and resides upon the real property to which the lien is attached for a continuous period of at least 90 days without being readmitted as an inpatient to a nursing or medical facility. If the recipient is readmitted as an inpatient to a nursing or medical facility for a continuous period of less than 90 days, another continuous period of at least 90 days shall be completed prior to dissolution of the lien.

(5) The lien filed by the secretary of health and environment or the secretary's designee for medical assistance correctly received may be enforced before or after the death of the recipient by the filing of an action to foreclose such lien in the Kansas

district court or through an estate probate court action in the county where the real property of the recipient is located. However, it may be enforced only:

- (A) After the death of the surviving spouse of the recipient;
- (B) when there is no child of the recipient, natural or adopted, who is 20 years of age or less residing in the home;
- (C) when there is no adult child of the recipient, natural or adopted, who is blind or disabled residing in the home; or
- (D) when no brother or sister of the recipient is lawfully residing in the home, who has resided there for at least one year immediately before the date of the recipient's admission to the nursing or medical facility, and has resided there on a continuous basis since that time.

(6) The lien remains on the property even after a transfer of the title by conveyance, sale, succession, inheritance or will unless one of the following events occur:

(A) The lien is satisfied. The recipient, the heirs, personal representative or assigns of the recipient may discharge such lien at any time by paying the amount of the lien to the secretary of health and environment or the secretary's designee;

(B) the lien is terminated by foreclosure of prior lien of record or settlement action taken in lieu of foreclosure; or

(C) the value of the real property is consumed by the lien, at which time the secretary of health and environment or the secretary's designee may force the sale for the real property to satisfy the lien.

(7) If the secretary for aging and disability services or the secretary of health and environment, or both, or such secretary's designee has not filed an action to foreclose the lien in the Kansas district court in the county where the real property is located within 10 years from the date of the filing of the lien, then the lien shall become dormant, and shall cease to operate as a lien on the real estate of the recipient. Such dormant lien may be revived in the same manner as a dormant judgment lien is revived under K.S.A. 60-2403 et seq., and amendments thereto.

(8) Within seven days of receipt of notice by the secretary for children and families or the secretary's designee of the death of a recipient of medical assistance under this subsection, the secretary for children and families or the secretary's designee shall give notice of such recipient's death to the secretary of health and environment or the secretary's designee.

(9) All rules and regulations adopted on and after July 1, 2013, and prior to July 1, 2014, to implement this subsection shall continue to be effective and shall be deemed to be duly adopted rules and regulations of the secretary of health and environment until revised, amended, revoked or nullified pursuant to law.

(h) *Placement under the revised Kansas code for care of children or revised Kansas juvenile justice code; assignment of support rights and limited power of attorney.* In any case in which the secretary for children and families pays for the expenses of care and custody of a child pursuant to K.S.A. 38-2201 et seq. or 38-2301 et seq., and amendments thereto, including the expenses of any foster care placement, an assignment of all past, present and future support rights of the child in custody possessed by either parent or other person entitled to receive support payments for the child is, by operation of law, conveyed to the secretary. Such assignment shall become effective upon placement of a child in the custody of the secretary or upon payment of the expenses of care and custody of a child by the secretary without the requirement that

any document be signed by the parent or other person entitled to receive support payments for the child. When the secretary pays for the expenses of care and custody of a child or a child is placed in the custody of the secretary, the parent or other person entitled to receive support payments for the child is also deemed to have appointed the secretary, or the secretary's designee, as attorney in fact to perform the specific act of negotiating and endorsing all drafts, checks, money orders or other negotiable instruments representing support payments received by the secretary on behalf of the child. This limited power of attorney shall be effective from the date the assignment to support rights becomes effective and shall remain in effect until the assignment of support rights has been terminated in full.

(i) No person who voluntarily quits employment or who is fired from employment due to gross misconduct as defined by rules and regulations of the secretary or who is a fugitive from justice by reason of a felony conviction or charge or violation of a condition of probation or parole imposed under federal or state law shall be eligible to receive public assistance benefits in this state. Any recipient of public assistance who fails to timely comply with monthly reporting requirements under criteria and guidelines prescribed by rules and regulations of the secretary shall be subject to a penalty established by the secretary by rules and regulations.

(j) If the applicant or recipient of temporary assistance for needy families is a mother of the dependent child, as a condition of the mother's eligibility for temporary assistance for needy families the mother shall identify by name and, if known, by current address the father of the dependent child except that the secretary may adopt by rules and regulations exceptions to this requirement in cases of undue hardship. Any recipient of temporary assistance for needy families who fails to cooperate with requirements relating to child support services under criteria and guidelines prescribed by rules and regulations of the secretary shall be subject to a penalty established by the secretary.

(k) By applying for or receiving child care ~~benefits subsidy~~ or food assistance, the applicant or recipient shall be deemed to have assigned, pursuant to K.S.A. 39-756, and amendments thereto, to the secretary on behalf of the state only accrued, present or future rights to support from any other person such applicant may have in such person's own behalf or in behalf of any other family member for whom the applicant is applying for or receiving aid. The assignment of support rights shall automatically become effective upon the date of approval for or receipt of such aid without the requirement that any document be signed by the applicant or recipient. By applying for or receiving child care ~~benefits subsidy~~ or food assistance, the applicant or recipient is also deemed to have appointed the secretary, or the secretary's designee, as an attorney in fact to perform the specific act of negotiating and endorsing all drafts, checks, money orders or other negotiable instruments representing support payments received by the secretary in behalf of any person applying for, receiving or having received such assistance. This limited power of attorney shall be effective from the date the secretary approves the application for aid and shall remain in effect until the assignment of support rights has been terminated in full. An applicant or recipient who has assigned support rights to the secretary pursuant to this subsection shall cooperate in establishing and enforcing support obligations to the same extent required of applicants for or recipients of temporary assistance for needy families.

(l) (1) A program of drug screening for applicants for cash assistance as a condition

of eligibility for cash assistance and persons receiving cash assistance as a condition of continued receipt of cash assistance shall be established, subject to applicable federal law, by the secretary for children and families on and before January 1, 2014. Under such program of drug screening, the secretary for children and families shall order a drug screening of an applicant for or a recipient of cash assistance at any time when reasonable suspicion exists that such applicant for or recipient of cash assistance is unlawfully using a controlled substance or controlled substance analog. The secretary for children and families may use any information obtained by the secretary for children and families to determine whether such reasonable suspicion exists, including, but not limited to, an applicant's or recipient's demeanor, missed appointments and arrest or other police records, previous employment or application for employment in an occupation or industry that regularly conducts drug screening, termination from previous employment due to unlawful use of a controlled substance or controlled substance analog or prior drug screening records of the applicant or recipient indicating unlawful use of a controlled substance or controlled substance analog.

(2) Any applicant for or recipient of cash assistance whose drug screening results in a positive test may request that the drug screening specimen be sent to a different drug testing facility for an additional drug screening. Any applicant for or recipient of cash assistance who requests an additional drug screening at a different drug testing facility shall be required to pay the cost of drug screening. Such applicant or recipient who took the additional drug screening and who tested negative for unlawful use of a controlled substance and controlled substance analog shall be reimbursed for the cost of such additional drug screening.

(3) Any applicant for or recipient of cash assistance who tests positive for unlawful use of a controlled substance or controlled substance analog shall be required to complete a substance abuse treatment program approved by the secretary for children and families, secretary of labor or secretary of commerce, and a job skills program approved by the secretary for children and families, secretary of labor or secretary of commerce. Subject to applicable federal laws, any applicant for or recipient of cash assistance who fails to complete or refuses to participate in the substance abuse treatment program or job skills program as required under this subsection shall be ineligible to receive cash assistance until completion of such substance abuse treatment and job skills programs. Upon completion of both substance abuse treatment and job skills programs, such applicant for or recipient of cash assistance may be subject to periodic drug screening, as determined by the secretary for children and families. Upon a second positive test for unlawful use of a controlled substance or controlled substance analog, a recipient of cash assistance shall be ordered to complete again a substance abuse treatment program and job skills program, and shall be terminated from cash assistance for a period of 12 months, or until such recipient of cash assistance completes both substance abuse treatment and job skills programs, whichever is later. Upon a third positive test for unlawful use of a controlled substance or controlled substance analog, a recipient of cash assistance shall be terminated from cash assistance, subject to applicable federal law.

(4) If an applicant for or recipient of cash assistance is ineligible for or terminated from cash assistance as a result of a positive test for unlawful use of a controlled substance or controlled substance analog, and such applicant for or recipient of cash assistance is the parent or legal guardian of a minor child, an appropriate protective

payee shall be designated to receive cash assistance on behalf of such child. Such parent or legal guardian of the minor child may choose to designate an individual to receive cash assistance for such parent's or legal guardian's minor child, as approved by the secretary for children and families. Prior to the designated individual receiving any cash assistance, the secretary for children and families shall review whether reasonable suspicion exists that such designated individual is unlawfully using a controlled substance or controlled substance analog.

(A) In addition, any individual designated to receive cash assistance on behalf of an eligible minor child shall be subject to drug screening at any time when reasonable suspicion exists that such designated individual is unlawfully using a controlled substance or controlled substance analog. The secretary for children and families may use any information obtained by the secretary for children and families to determine whether such reasonable suspicion exists, including, but not limited to, the designated individual's demeanor, missed appointments and arrest or other police records, previous employment or application for employment in an occupation or industry that regularly conducts drug screening, termination from previous employment due to unlawful use of a controlled substance or controlled substance analog or prior drug screening records of the designated individual indicating unlawful use of a controlled substance or controlled substance analog.

(B) Any designated individual whose drug screening results in a positive test may request that the drug screening specimen be sent to a different drug testing facility for an additional drug screening. Any designated individual who requests an additional drug screening at a different drug testing facility shall be required to pay the cost of drug screening. Such designated individual who took the additional drug screening and who tested negative for unlawful use of a controlled substance and controlled substance analog shall be reimbursed for the cost of such additional drug screening.

(C) Upon any positive test for unlawful use of a controlled substance or controlled substance analog, the designated individual shall not receive cash assistance on behalf of the parent's or legal guardian's minor child, and another designated individual shall be selected by the secretary for children and families to receive cash assistance on behalf of such parent's or legal guardian's minor child.

(5) If a person has been convicted under federal or state law of any offense that is classified as a felony by the law of the jurisdiction and has as an element of such offense the manufacture, cultivation, distribution, possession or use of a controlled substance or controlled substance analog, and the date of conviction is on or after July 1, 2013, such person shall thereby become forever ineligible to receive any cash assistance under this subsection unless such conviction is the person's first conviction. First-time offenders convicted under federal or state law of any offense that is classified as a felony by the law of the jurisdiction and has as an element of such offense the manufacture, cultivation, distribution, possession or use of a controlled substance or controlled substance analog, and the date of conviction is on or after July 1, 2013, such person shall become ineligible to receive cash assistance for five years from the date of conviction.

(6) Except for hearings before the Kansas department for children and families ~~or~~, the results of any drug screening administered as part of the drug screening program authorized by this subsection shall be confidential and shall not be disclosed publicly.

(7) The secretary for children and families may adopt such rules and regulations as

are necessary to carry out the provisions of this subsection.

(8) Any authority granted to the secretary for children and families under this subsection shall be in addition to any other penalties prescribed by law.

(9) As used in this subsection:

(A) "Cash assistance" means cash assistance provided to individuals under the provisions of article 7 of chapter 39 of the Kansas Statutes Annotated, and amendments thereto, and any rules and regulations adopted pursuant to such provisions.

(B) "Controlled substance" means the same as in K.S.A. 2022 Supp. 21-5701, and amendments thereto, and 21 U.S.C. § 802.

(C) "Controlled substance analog" means the same as in K.S.A. 2022 Supp. 21-5701, and amendments thereto.";

Also on page 3, in line 41, by striking "40-3203" and inserting "2022 Supp. 39-709"; in line 43, by striking "Kansas register" and inserting "statute book";

On page 1, in the title, in line 1, by striking all after "concerning"; by striking all in lines 2 and 3; in line 4, by striking all before the semicolon and inserting "public assistance; relating to child care assistance; non-cooperation with child support; requiring the secretary to conduct reviews of cooperation; requiring work registrants aged 50 through 59 to complete an employment and training program to receive food assistance; also in line 4, by striking "40-3203" and inserting "2022 Supp. 39-709";

And your committee on conference recommends the adoption of this report.

BEVRLEY GOSSAGE

RENEE ERICKSIN

Conferees on part of Senate

FRANCIS AWERKAMP

LEAH HOWELL

Conferees on part of House

On motion of Rep. Averkamp, the conference committee report on **HB 2094** was adopted.

On roll call, the vote was: Yeas 80; Nays 42; Present but not voting: 0; Absent or not voting: 3.

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

Nays: Alcala, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Concannon, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Houglund, Hoyer, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Vaughn, Weigel, Williams, L., Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Houser, Poetter Parshall, Ruiz, L..

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 8** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, as follows:

On page 1, following line 10, by inserting:

"New Section 1. (a) The following described property, to the extent herein specified, shall be and is hereby exempt from all property or ad valorem taxes levied under the laws of the state of Kansas: For all taxable years commencing after December 31, 2023, all real property and personal property owned and operated by a business in the state of Kansas that is used by the business predominantly for child care center, health club or restaurant purposes and is located within a city where there is at least one facility owned or operated by a governmental entity that competes against the business or within five miles of a facility owned or operated by a governmental entity that competes against the business and such competing facility owned or operated by a governmental entity is exempt from property or ad valorem taxes levied under any laws of the state of Kansas. For businesses that first begin ownership, operation and use of real and personal property for a qualifying purpose after July 1, 2023, the exemption shall only be granted if such competing activity by the governmental entity begins after the business claiming the exemption began using the real and personal property for a qualifying purpose pursuant to this section.

(b) To be eligible for the tax exemption authorized by this section, the business owning and operating the described property herein shall be in compliance with state law, city ordinances and county resolutions and shall be current in the payment of state and local taxes.

(c) For purposes of this section:

(1) "Competes against the business" means offering the same or substantially the same goods or services to the public and receiving any payment for those goods or services at least $\frac{1}{2}$ the number of days per tax year as the business claiming the tax exemption and such facility owned or operated by a governmental entity is predominantly used as a facility for child care center, health club or restaurant purposes. "Competes against the business" does not include providing such goods or services without receiving payment for those goods or services or providing such goods or services predominantly to its own employees or students.

(2) "Facility owned or operated by a governmental entity" means any facility owned or operated by the state of Kansas or any county, city, township, school district, community college, municipal university, public university or any other taxing district or political subdivision of the state that is supported with tax funds. Any facility owned or operated by a governmental entity that is to be funded as a result of an election where voters of the governmental entity are asked to approve the imposition of a tax or other funding for the facility, its operations or the repayment of bonds related to such facility shall include in the description of the ballot proposition that such governmental facility may compete against businesses and cause private business to become exempt from ad

valorem property tax.

(3) "Real property and personal property owned and operated by a business" means any real property and personal property where the owner of the property is a business enterprise that operates the business and collects the payment of a fee entitling the buyer to use the facility or sells goods or services to the buyer and such owner of the property and operator of the business enterprise are the same business entity, a parent or subsidiary of the same business entity or have any direct or indirect common ownership.

New Sec. 2. Adverse influences not sufficiently accounted for in the agricultural use valuation formula for land devoted to agricultural use shall be addressed by the director of property valuation and the county appraiser. Adverse influences include, but are not limited to, canopy cover, salinity and alkalinity, water table fluctuation and newly constructed drainage and flood control areas. The county appraiser shall address canopy cover, salinity and alkalinity, water table fluctuation and newly constructed drainage and flood control areas as follows:

- (a) For canopy cover, the county appraiser shall:
 - (1) View the parcel;
 - (2) delineate the area impacted on a map;
 - (3) determine the appropriate reduction from actual inspection and make the appropriate reduction as follows:
 - (A) 0 to 25% cover = no reduction;
 - (B) 25% to 50% cover = 20% reduction;
 - (C) 50% to 75% cover = 30% reduction; and
 - (D) 75% to 100% cover = 50% reduction; and
 - (4) establish an adverse influence file for the parcel;
- (b) for salinity and alkalinity, the county appraiser shall:
 - (1) Request that the taxpayer provide soil analysis from a crop consulting service;
 - (2) delineate the area impacted on a map;
 - (3) reduce the value as indicated by the report;
 - (4) establish an adverse influence file for the parcel; and
 - (5) notify the local United States department of agriculture natural resources conservation service (NRCS) office of the change;
- (c) for water table fluctuation, the county appraiser shall:
 - (1) Delineate the area impacted on a map;
 - (2) contact the local NRCS office and request verification;
 - (3) contact the division of property valuation for assistance;
 - (4) obtain a temporary influence amount from the division of property valuation to use until the NRCS review is complete; and

(5) establish an adverse influence file for the parcel; and
(d) for newly constructed drainage and flood control areas, the county appraiser shall:

- (1) View the parcel;
- (2) delineate the area impacted on a map;
- (3) contact the division of property valuation for assistance;
- (4) receive an adverse influence amount from the division of property valuation after the division contacts the responsible agency; and
- (5) establish an adverse influence file for the parcel.

New Sec. 3. (a) This section shall be known and may be cited as the pregnancy resource act.

(b) As used in this section, "eligible charitable organization" means an organization that is:

(1) Exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986;

(2) a nonprofit organization organized under the laws of this state; and

(3) a pregnancy center or residential maternity facility that:

(A) Maintains a dedicated phone number for clients;

(B) maintains in this state its primary physical office, clinic or residential home that is open for clients for a minimum of 20 hours a week, excluding state holidays;

(C) offers services, at no cost to the client, for the express purpose of providing assistance to women in order to carry their pregnancy to term, encourage parenting or adoption, prevent abortion and promote healthy childbirth; and

(D) utilizes trained and licensed medical professionals to perform any available medical procedures.

(c) (1) For taxable years commencing after December 31, 2022, a credit shall be allowed against the income, privilege or premium tax liability imposed upon a taxpayer pursuant to the Kansas income tax act, the privilege tax imposed upon any national banking association, state bank, trust company or savings and loan association pursuant to article 11 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, or the premiums tax and privilege fees imposed upon an insurance company pursuant to K.S.A. 40-252, and amendments thereto, in an amount equal to 50% of the total amount contributed during the taxable year by a taxpayer to an eligible charitable organization.

(2) A contribution for which a credit is claimed must be a voluntary contribution and shall not be a payment for services rendered.

(3) If the amount of such tax credit exceeds the taxpayer's tax liability for such tax year, the taxpayer may carry over the amount that exceeds such tax liability for deduction from the taxpayer's liability in the next succeeding tax year or years until the total amount of the tax credit has been deducted from tax liability, except that no such

tax credit shall be carried over for deduction after the fifth tax year succeeding the tax year in which the contribution was made.

(4) In no event shall the total amount of credits allowed under this section for contributions to a single eligible charitable organization exceed \$5,000,000 per tax year.

(5) The aggregate amount of credits claimed pursuant to this section shall not exceed \$10,000,000 per tax year.

(d) Taxpayers claiming a credit authorized by this section shall provide the name of the eligible charitable organization and the amount of the contribution to the department of revenue on forms provided by the department.

(e) An eligible charitable organization shall provide the department with a written certification pursuant to subsection (f) that it meets all criteria to be considered an eligible charitable organization. The organization shall also notify the department of any changes that may affect eligibility under this section.

(f) The eligible charitable organization's written certification must be signed by an officer of the organization under penalty of perjury. The written certification shall include the following:

(1) Verification of the organization's status under section 501(c)(3) of the federal internal revenue code of 1986;

(2) a statement that the organization does not provide, pay for, refer for or provide coverage of abortions and does not financially support, partner with or affiliate with any other entity that provides, pays for, refers for or provides coverage of abortions, including nonsurgical abortions and abortifacients;

(3) a statement that the organization maintains its principal office or presence in this state and that at least 50% of its clients claim to be residents of this state; and

(4) any other information that the department requires to administer this section.

(g) The department shall review each written certification and determine whether the organization meets all the criteria to be considered an eligible charitable organization and notify the organization of its determination. The department may also periodically request recertification from the organization. The department shall compile and make available to the public a list of eligible charitable organizations.

(h) Tax credits authorized by this section that are earned by a partnership, limited liability company, S corporation or other similar pass-through entity shall be allocated among all partners, members or shareholders, respectively, either in proportion to their ownership interest in such entity or as the partners, members or shareholders mutually agree as provided in an executed agreement.

(i) Prior to claiming any credit on a return, a taxpayer shall apply for credits with the department on forms prescribed by the department. In the application the taxpayer shall certify to the department the dollar amount of the contributions made or to be made during the calendar year. Within 30 days after the receipt of an application, the department shall allocate credits based on the dollar amount of contributions as certified in the application. If the department cannot allocate the full amount of credits certified in the application due to the limit on the aggregate amount of credits that may be

awarded under this section in a tax year, the department shall so notify the applicant within 30 days with the amount of credits, if any, that may be allocated to the applicant in the calendar year. Once the department has allocated credits to a taxpayer, if the contribution for which a credit is allocated has not been made as of the date of the allocation, then the contribution must be made not later than 90 days from the date of the allocation. If the contribution is not made within such time period, the allocation shall be cancelled and returned to the department for reallocation.";

On page 5, following line 18, by inserting:

"Sec. 8. K.S.A. 2022 Supp. 79-1460 is hereby amended to read as follows: 79-1460. (a) (1) The county appraiser shall notify each taxpayer in the county annually on or before March 1 for real property and May 1 for personal property, by mail directed to the taxpayer's last known address, of the classification and appraised valuation of the taxpayer's property, except that, the valuation for all real property shall not be increased unless the record of the latest physical inspection was reviewed by the county or district appraiser, and documentation exists to support such increase in valuation in compliance with the directives and specifications of the director of property valuation, and such record and documentation is available to the affected taxpayer. The valuation for all real property also shall not be increased solely as the result of normal repair, replacement or maintenance of existing structures, equipment or improvements on the property. ~~For purposes of this section, "normal repair, replacement or maintenance" does not include new construction as defined in this section.~~ For the next two taxable years following the taxable year that the valuation for commercial real property has been reduced due to a final determination made pursuant to the valuation appeals process, the county appraiser shall review the computer-assisted mass-appraisal of the property and if, the valuation in either of those two years exceeds the value of the previous year by more than 5%, excluding new construction, change in use or change in classification, the county appraiser shall either:

(1)(A) Adjust the valuation of the property based on the information provided in the previous appeal; or

(2)(B) order an independent fee simple appraisal of the property to be performed by a Kansas certified real property appraiser. ~~As used in this section, "new construction" means the construction of any new structure or improvements or the remodeling or renovation of any existing structures or improvements on real property.~~

(2) When the valuation for real property has been reduced due to a final determination made pursuant to the valuation appeals process for the prior year, and the county appraiser has already certified the appraisal rolls for the current year to the county clerk pursuant to K.S.A. 79-1466, and amendments thereto, the county appraiser may amend the appraisal rolls and certify the changes to the county clerk to implement the provisions of this subsection and reduce the valuation of the real property to the prior year's final determination, except that such changes shall not be made after October 31 of the current year. ~~For the purposes of this section and in the case of real property, the term "taxpayer" shall be deemed to be the person in ownership of the property as indicated on the records of the office of register of deeds or county clerk and, in the case where the real property or improvement thereon is the subject of a lease agreement, such term shall also be deemed to include the lessee of such property if the lease agreement has been recorded or filed in the office of the register of deeds. Such~~

notice

(b) (1) The notice provided under subsection (a) shall specify:

(A) Separately both for the previous and current two tax years and the current tax year, the appraised and assessed values for each property class identified on the parcel. Such notice shall also contain:

(B) the uniform parcel identification number prescribed by the director of property valuation. Such notice shall also contain; and

(C) a statement of the taxpayer's right to appeal, the procedure to be followed in making such appeal and the availability without charge of the guide devised pursuant to subsection ~~(b)~~ (c).

(2) Such notice may, and if the board of county commissioners so require, shall provide the parcel identification number, address and the sale date and amount of any or all sales utilized in the determination of appraised value of residential real property.

(c) In any year in which no change in appraised valuation of any real property from its appraised valuation in the next preceding year is determined, an alternative form of notification which has been approved by the director of property valuation may be utilized by a county.

(d) Failure to timely mail or receive such notice shall in no way invalidate the classification or appraised valuation as changed. The secretary of revenue shall adopt rules and regulations necessary to implement the provisions of this section.

~~(b) For all taxable years commencing after December 31, 1999,~~

(e) There shall be provided to each taxpayer, upon request, a guide to the property tax appeals process. The director of the division of property valuation shall devise and publish such guide; and shall provide sufficient copies thereof to all county appraisers. Such guide shall include, but not be limited to:

(1) A restatement of the law which pertains to the process and practice of property appraisal methodology, including the contents of K.S.A. 79-503a and 79-1460, and amendments thereto;

(2) the procedures of the appeals process, including the order and burden of proof of each party and time frames required by law; and

(3) such other information deemed necessary to educate and enable a taxpayer to properly and competently pursue an appraisal appeal.

(f) As used in this section:

(1) "New construction" means the construction of any new structure or improvements or the remodeling or renovation of any existing structures or improvements on real property.

(2) "Normal repair, replacement or maintenance" does not include new construction.

(3) "Taxpayer" means the person in ownership of the property as indicated on the records of the office of register of deeds or county clerk and includes the lessee of such property if the lease agreement has been recorded or filed in the office of the register of deeds and the real property or improvement thereon is subject of a lease agreement.

Sec. 9. K.S.A. 2022 Supp. 79-1476 is hereby amended to read as follows: 79-1476.

(a) The director of property valuation is hereby directed and empowered to administer and supervise a statewide program of reappraisal of all real property located within the state. Except as otherwise authorized by K.S.A. 19-428, and amendments thereto, each county shall comprise a separate appraisal district under such program, and the county

appraiser shall have the duty of reappraising all of the real property in the county pursuant to guidelines and timetables prescribed by the director of property valuation and of updating the same on an annual basis. In the case of multi-county appraisal districts, the district appraiser shall have the duty of reappraising all of the real property in each of the counties comprising the district pursuant to such guidelines and timetables and of updating the same on an annual basis. Commencing in 2000, every parcel of real property shall be actually viewed and inspected by the county or district appraiser once every six years.

~~Compilation of data for the initial preparation or updating of inventories for each parcel of real property and entry thereof into the state computer system as provided for in K.S.A. 79-1477, and amendments thereto, shall be completed not later than January 1, 1989. Whenever the director determines that reappraisal of all real property within a county is complete, notification thereof shall be given to the governor and to the state board of tax appeals.~~

(b) Valuations shall be established for each parcel of real property at its fair market value in money in accordance with the provisions of K.S.A. 79-503a, and amendments thereto.

~~In addition thereto, (c) (1)~~ Valuations shall be established for each parcel of land devoted to agricultural use upon the basis of the agricultural income or productivity attributable to the inherent capabilities of such land in its current usage under a degree of management reflecting median production levels in the manner hereinafter provided. A classification system for all land devoted to agricultural use shall be adopted by the director of property valuation using criteria established by the United States department of agriculture natural resources conservation service.

(A) For all taxable years commencing after December 31, 1989, all land devoted to agricultural use that is subject to the federal conservation reserve program shall be classified as cultivated dry land for the purpose of valuation for property tax purposes pursuant to this section, except that for all taxable years commencing after December 31, 2022, all land devoted to agricultural use that is subject to the federal grassland conservation reserve program (CRP grasslands) shall be classified as grassland for the purpose of valuation for property tax purposes pursuant to this section.

(B) For all taxable years commencing after December 31, 1999, all land devoted to agricultural use that is subject to the federal wetlands reserve program shall be classified as native grassland for the purpose of valuation for property tax purposes pursuant to this section.

(2) Productivity of land devoted to agricultural use shall be determined for all land classes within each county or homogeneous region based on an average of the eight calendar years immediately preceding the calendar year that immediately precedes the year of valuation, at a degree of management reflecting median production levels. The director of property valuation shall determine median production levels based on information available from state and federal crop and livestock reporting services, the natural resources conservation service, and any other sources of data that the director considers appropriate.

(d) The share of net income from land in the various land classes within each county or homogeneous region that is normally received by the landlord shall be used as the basis for determining agricultural income for all land devoted to agricultural use except pasture or rangeland. The net income normally received by the landlord from

such land shall be determined by deducting expenses normally incurred by the landlord from the share of the gross income normally received by the landlord. The net rental income normally received by the landlord from pasture or rangeland within each county or homogeneous region shall be used as the basis for determining agricultural income from such land. The net rental income from pasture and rangeland that is normally received by the landlord shall be determined by deducting expenses normally incurred from the gross income normally received by the landlord. Commodity prices, crop yields and pasture and rangeland rental rates and expenses shall be based on an average of the eight calendar years immediately preceding the calendar year that immediately precedes the year of valuation. Net income for every land class within each county or homogeneous region shall be capitalized at a rate determined to be the sum of the contract rate of interest on new federal land bank loans in Kansas on July 1 of each year averaged over a five-year period that includes the five years immediately preceding the calendar year which immediately precedes the year of valuation, plus a percentage not less than 0.75% nor more than 2.75%, as determined by the director of property valuation, except that the capitalization rate calculated for property tax year 2003, and all such years thereafter, shall not be less than 11% nor more than 12%.

(e) ~~Based on the foregoing procedures provided in this section,~~ the director of property valuation shall make an annual determination of the value of land within each of the various classes of land devoted to agricultural use within each county or homogeneous region and furnish the same to the several county appraisers who shall classify such land according to its current usage and apply the value applicable to such class of land according to the valuation schedules prepared and adopted by the director of property valuation under the provisions of this section.

(f) It is the intent of the legislature that appraisal judgment and appraisal standards be followed and incorporated throughout the process of data collection and analysis and establishment of values pursuant to this section.

~~For the purpose of the foregoing provisions of (g) As used in this section, the phrase:~~

(1) (A) "Land devoted to agricultural use" ~~shall mean~~ means and ~~include~~ includes land, regardless of whether it is located in the unincorporated area of the county or within the corporate limits of a city, that is devoted to the production of plants, animals or horticultural products, including, but not limited to: Forages; grains and feed crops; dairy animals and dairy products; poultry and poultry products; beef cattle, sheep, swine and horses; bees and apiary products; trees and forest products; fruits, nuts and berries; vegetables; and nursery, floral, ornamental and greenhouse products.

(B) "Land devoted to agricultural use" ~~shall include~~ includes land;

(i) Established as a controlled shooting area pursuant to K.S.A. 32-943, and amendments thereto, which shall be deemed to be land devoted to agricultural use- "Land devoted to agricultural use" ~~shall include~~ land;

(ii) that is utilized by zoos that hold a valid class C exhibitor license issued by the United States department of agriculture. "Land devoted to agricultural use" ~~shall include~~ land; and

(iii) for all taxable years commencing after December 31, 2020, that is otherwise devoted to the production of plants, animals or horticultural products ~~that is incidentally used for agritourism activity~~ that is utilized as part of a registered agritourism activity at a registered agritourism location by a registered agritourism operator pursuant to K.S.A.

32-1432, and amendments thereto, including, but not limited to, all land and buildings, whether permanent or temporary, that are utilized for such agritourism activity. For purposes of this clause, the selling of any items, products, services or merchandise associated with the registered agritourism activity by a registered agritourism operator that includes, but is not limited to, point of sales from either land or buildings, shall not change the classification of the agricultural land or buildings as a result of such sales. For purposes of this section.

(2) "Agritourism activity" means any activity that allows members of the general public, for recreational, entertainment or educational purposes, to view or enjoy rural activities, including, but not limited to, farming activities, ranching activities or historic, cultural or natural attractions. An activity may be an "agritourism activity" whether or not the participant pays to participate in the activity. An activity is not an "agritourism activity" if the participant is paid to participate in the activity.

(h) If a parcel has land devoted to agricultural purposes and land used for suburban residential acreages, rural home sites or farm home sites, the county appraiser shall determine the amount of the parcel used for agricultural purposes and value and assess it accordingly as land devoted to agricultural purposes. The county appraiser shall then determine the amount of the remaining land used for such other purposes and value and assess that land according to its use.

(i) The term "expenses" ~~shall mean~~ means those expenses typically incurred in producing the plants, animals and horticultural products described above, including management fees, production costs, maintenance and depreciation of fences, irrigation wells, irrigation laterals and real estate taxes, ~~but the term shall.~~ "Expenses" does not include those expenses incurred in providing temporary or permanent buildings used in the production of such plants, animals and horticultural products.

(j) The provisions of this ~~act~~ section shall not be construed to conflict with any other provisions of law relating to the appraisal of tangible property for taxation purposes including the equalization processes of the county and state board of tax appeals.

Sec. 10. K.S.A. 79-1496 is hereby amended to read as follows: 79-1496. Within 60 days after the date the notice of informal meeting results or final determination is mailed to the taxpayer pursuant to K.S.A. 79-1448, and amendments thereto, any taxpayer aggrieved by the final determination of the county appraiser, who has not filed an appeal with the board of tax appeals pursuant to K.S.A. 74-2433f, 79-1448, 79-1609 or 79-1611, and amendments thereto, may file with the county appraiser a third-party fee simple appraisal performed by a Kansas certified general real property appraiser that reflects the value of the property as of January 1 for the same tax year being appealed. For determinations and appeals relating to residential property pursuant to this section, a taxpayer may file with the county appraiser a third-party fee simple appraisal performed by either a Kansas certified residential real property appraiser or a Kansas certified general real property appraiser that reflects the value of the property as of January 1 for the same tax year being appealed. Within 15 days after receipt of the appraisal, the county appraiser shall review and consider such appraisal in the determination of valuation or classification of the taxpayer's property and mail a supplemental notice of final determination. If the final determination is not in favor of the taxpayer then the county appraiser shall notify the taxpayer that the county is required to perform its own, or commission a fee simple single property appraisal. The county appraiser shall then

have 90 days to furnish that appraisal along with a new supplemental notice of determination and if not in favor of the taxpayer include an explanation of the reasons the county appraiser did not rely upon the taxpayer's fee simple single property appraisal. Whenever a taxpayer submits a fee simple single property appraisal the burden of proof shall be on the county appraiser to dispute the value of that appraisal. Any taxpayer aggrieved by the final determination of the county appraiser may appeal to the state board of tax appeals as provided in K.S.A. 79-1609, and amendments thereto, within 30 days subsequent to the date of mailing of the supplemental notice of final determination.

Sec. 11. K.S.A. 2022 Supp. 79-2005 is hereby amended to read as follows: 79-2005. (a) Any taxpayer, before protesting the payment of such taxpayer's taxes, shall be required, either at the time of paying such taxes, or, if the whole or part of the taxes are paid prior to December 20, no later than December 20, or, with respect to taxes paid in whole or in part in an amount equal to at least $\frac{1}{2}$ of such taxes on or before December 20 by an escrow or tax service agent, no later than January 31 of the next year, to file a written statement with the county treasurer, on forms approved by the state board of tax appeals and provided by the county treasurer, clearly stating the grounds on which the whole or any part of such taxes are protested and citing any law, statute or facts on which such taxpayer relies in protesting the whole or any part of such taxes. When the grounds of such protest is an assessment of taxes made pursuant to K.S.A. 79-332a and 79-1427a, and amendments thereto, the county treasurer may not distribute the taxes paid under protest until such time as the appeal is final. When the grounds of such protest is that the valuation or assessment of the property upon which the taxes are levied is illegal or void, the county treasurer shall forward a copy of the written statement of protest to the county appraiser who shall within 15 days of the receipt thereof, schedule an informal meeting with the taxpayer or such taxpayer's agent or attorney with reference to the property in question. At the informal meeting, it shall be the duty of the county appraiser or the county appraiser's designee to initiate production of evidence to substantiate the valuation of such property, including a summary of the reasons that the valuation of the property has been increased over the preceding year, any assumptions used by the county appraiser to determine the value of the property and a description of the individual property characteristics, property specific valuation records and conclusions. The taxpayer shall be provided with the opportunity to review the data sheets applicable to the valuation approach utilized for the subject property. The county appraiser shall take into account any evidence provided by the taxpayer which relates to the amount of deferred maintenance and depreciation of the property. The county appraiser shall review the appraisal of the taxpayer's property with the taxpayer or such taxpayer's agent or attorney and may change the valuation of the taxpayer's property, if in the county appraiser's opinion a change in the valuation of the taxpayer's property is required to assure that the taxpayer's property is valued according to law, and shall, within 15 business days thereof, notify the taxpayer in the event the valuation of the taxpayer's property is changed, in writing of the results of the meeting. The county appraiser shall not increase the appraised valuation of the property as a result of the informal meeting. In the event the valuation of the taxpayer's property is changed and such change requires a refund of taxes and interest thereon, the county treasurer shall process the refund in the manner provided by subsection (1).

(b) ~~No protest appealing the valuation or assessment of property shall be filed~~

~~pertaining to any year's valuation or assessment when an appeal of such valuation or assessment was commenced pursuant to K.S.A. 79-1448, and amendments thereto, nor shall~~ The second half payment of taxes shall not be protested when the first half payment of taxes has been protested. Notwithstanding the foregoing, this provision shall not prevent any subsequent owner from protesting taxes levied for the year in which such property was acquired, nor shall it prevent any taxpayer from protesting taxes when the valuation or assessment of such taxpayer's property has been changed pursuant to an order of the director of property valuation.

(c) A protest shall not be necessary to protect the right to a refund of taxes in the event a refund is required because the final resolution of an appeal commenced pursuant to K.S.A. 79-1448, and amendments thereto, occurs after the final date prescribed for the protest of taxes.

(d) If the grounds of such protest shall be that the valuation or assessment of the property upon which the taxes so protested are levied is illegal or void, such statement shall further state the exact amount of valuation or assessment which the taxpayer admits to be valid and the exact portion of such taxes which is being protested.

(e) If the grounds of such protest shall be that any tax levy, or any part thereof, is illegal, such statement shall further state the exact portion of such tax which is being protested.

(f) Upon the filing of a written statement of protest, the grounds of which shall be that any tax levied, or any part thereof, is illegal, the county treasurer shall mail a copy of such written statement of protest to the state board of tax appeals and the governing body of the taxing district making the levy being protested.

(g) Within 30 days after notification of the results of the informal meeting with the county appraiser pursuant to subsection (a), the protesting taxpayer may, if aggrieved by the results of the informal meeting with the county appraiser, appeal such results to the state board of tax appeals.

(h) After examination of the copy of the written statement of protest and a copy of the written notification of the results of the informal meeting with the county appraiser in cases where the grounds of such protest is that the valuation or assessment of the property upon which the taxes are levied is illegal or void, the board shall conduct a hearing in accordance with the provisions of the Kansas administrative procedure act, unless waived by the interested parties in writing. If the grounds of such protest is that

the valuation or assessment of the property is illegal or void the board shall notify the county appraiser thereof.

(i) In the event of a hearing, the same shall be originally set not later than 90 days after the filing of the copy of the written statement of protest and a copy, when applicable, of the written notification of the results of the informal meeting with the county appraiser with the board. With regard to any matter properly submitted to the board relating to the determination of valuation of residential property or real property used for commercial and industrial purposes for taxation purposes, it shall be the duty of the county appraiser to initiate the production of evidence to demonstrate, by a preponderance of the evidence, the validity and correctness of such determination except that no such duty shall accrue to the county or district appraiser with regard to leased commercial and industrial property unless the property owner has furnished to the county or district appraiser a complete income and expense statement for the property for the three years next preceding the year of appeal. No presumption shall exist in favor of the county appraiser with respect to the validity and correctness of such determination. In all instances where the board sets a request for hearing and requires the representation of the county by its attorney or counselor at such hearing, the county shall be represented by its county attorney or counselor. The board shall take into account any evidence provided by the taxpayer which relates to the amount of deferred maintenance and depreciation for the property. In any appeal from the reclassification of property that was classified as land devoted to agricultural use for the preceding year, the taxpayer's classification of the property as land devoted to agricultural use shall be presumed to be valid and correct if the taxpayer provides an executed lease agreement or other documentation demonstrating a commitment to use the property for agricultural use, if no other actual use is evident. With regard to any matter properly submitted to the board relating to the determination of valuation of property for taxation purposes, the board shall not increase the appraised valuation of the property to an amount greater than the appraised value reflected in the notification of the results of the informal meeting with the county appraiser from which the taxpayer appealed.

(j) When a determination is made as to the merits of the tax protest, the board shall render and serve its order thereon. The county treasurer shall notify all affected taxing districts of the amount by which tax revenues will be reduced as a result of a refund.

(k) If a protesting taxpayer fails to file a copy of the written statement of protest and a copy, when applicable, of the written notification of the results of the informal meeting with the county appraiser with the board within the time limit prescribed, such protest shall become null and void and of no effect whatsoever.

(l) (1) In the event the board orders that a refund be made pursuant to this section or the provisions of K.S.A. 79-1609, and amendments thereto, or a court of competent jurisdiction orders that a refund be made, and no appeal is taken from such order, or in the event a change in valuation which results in a refund pursuant to subsection (a), the county treasurer shall, as soon thereafter as reasonably practicable, refund to the taxpayer such protested taxes and, with respect to protests or appeals commenced after the effective date of this act, interest computed at the rate prescribed by K.S.A. 79-2968, and amendments thereto, minus two percentage points, per annum from the date of payment of such taxes from tax moneys collected but not distributed. Upon making such refund, the county treasurer shall charge the fund or funds having received such protested taxes, except that, with respect to that portion of any such refund attributable

to interest the county treasurer shall charge the county general fund. In the event that the state board of tax appeals or a court of competent jurisdiction finds that any time delay in making its decision is unreasonable and is attributable to the taxpayer, it may order that no interest or only a portion thereof be added to such refund of taxes.

(2) No interest shall be allowed pursuant to paragraph (1) in any case where the tax paid under protest was inclusive of delinquent taxes.

(m) Whenever, by reason of the refund of taxes previously received or the reduction of taxes levied but not received as a result of decreases in assessed valuation, it will be impossible to pay for imperative functions for the current budget year, the governing body of the taxing district affected may issue no-fund warrants in the amount necessary. Such warrants shall conform to the requirements prescribed by K.S.A. 79-2940, and amendments thereto, except they shall not bear the notation required by such section and may be issued without the approval of the state board of tax appeals. The governing body of such taxing district shall make a tax levy at the time fixed for the certification of tax levies to the county clerk next following the issuance of such warrants sufficient to pay such warrants and the interest thereon. All such tax levies shall be in addition to all other levies authorized by law.

(n) Whenever a taxpayer appeals to the board of tax appeals pursuant to the provisions of K.S.A. 79-1609, and amendments thereto, or pays taxes under protest related to one property whereby the assessed valuation of such property exceeds 5% of the total county assessed valuation of all property located within such county and the taxpayer receives a refund of such taxes paid under protest or a refund made pursuant to the provisions of K.S.A. 79-1609, and amendments thereto, the county treasurer or the governing body of any taxing subdivision within a county may request the pooled money investment board to make a loan to such county or taxing subdivision as provided in this section. The pooled money investment board is authorized and directed to loan to such county or taxing subdivision sufficient funds to enable the county or taxing subdivision to refund such taxes to the taxpayer. The pooled money investment board is authorized and directed to use any moneys in the operating accounts, investment accounts or other investments of the state of Kansas to provide the funds for such loan. Each loan shall bear interest at a rate equal to the net earnings rate of the pooled money investment portfolio at the time of the making of such loan. The total aggregate amount of loans under this program shall not exceed \$50,000,000 of unencumbered funds pursuant to article 42 of chapter 75 of the Kansas Statutes Annotated, and amendments thereto. Such loan shall not be deemed to be an indebtedness or debt of the state of Kansas within the meaning of section 6 of article 11 of the constitution of the state of Kansas. Upon certification to the pooled money investment board by the county treasurer or governing body of the amount of each loan authorized pursuant to this subsection, the pooled money investment board shall transfer each such amount certified by the county treasurer or governing body from the state bank account or accounts prescribed in this subsection to the county treasurer who shall deposit such amount in the county treasury. Any such loan authorized pursuant to this subsection shall be repaid within four years. The county or taxing subdivision shall make not more than four equal annual tax levies at the time fixed for the certification of tax levies to the county clerk following the making of such loan sufficient to pay such loan within the time period required under such loan. All such tax levies shall be in addition to all other levies authorized by law.

(o) The county treasurer shall disburse to the proper funds all portions of taxes paid under protest and shall maintain a record of all portions of such taxes which are so protested and shall notify the governing body of the taxing district levying such taxes thereof and the director of accounts and reports if any tax protested was levied by the state.

(p) This statute shall not apply to the valuation and assessment of property assessed by the director of property valuation and it shall not be necessary for any owner of state assessed property, who has an appeal pending before the state board of tax appeals, to protest the payment of taxes under this statute solely for the purpose of protecting the right to a refund of taxes paid under protest should that owner be successful in that appeal.

Sec. 12. K.S.A. 2022 Supp. 79-2988 is hereby amended to read as follows: 79-2988. (a) On or before June 15 each year, the county clerk shall calculate the revenue neutral rate for each taxing subdivision and include such revenue neutral rate on the notice of the estimated assessed valuation provided to each taxing subdivision for budget purposes. The director of accounts and reports shall modify the prescribed budget information form to show the revenue neutral rate.

(b) No tax rate in excess of the revenue neutral rate shall be levied by the governing body of any taxing subdivision unless a resolution or ordinance has been approved by the governing body according to the following procedure:

(1) At least 10 days in advance of the public hearing, the governing body shall publish notice of its proposed intent to exceed the revenue neutral rate by publishing notice: ~~(A)~~ on the website of the governing body, if the governing body maintains a website; and

~~(B)~~ in a weekly or daily newspaper of the county having a general circulation therein. The notice shall include, but not be limited to, its proposed tax rate, its revenue neutral rate and the date, time and location of the public hearing.

(2) On or before July 20, the governing body shall notify the county clerk of its proposed intent to exceed the revenue neutral rate and provide the date, time and location of the public hearing and its proposed tax rate. For all tax years commencing after December 31, 2021, the county clerk shall notify each taxpayer with property in the taxing subdivision, by mail directed to the taxpayer's last known address, of the proposed intent to exceed the revenue neutral rate at least 10 days in advance of the public hearing. Alternatively, the county clerk may transmit the notice to the taxpayer by electronic means at least 10 days in advance of the public hearing, if such taxpayer and county clerk have consented in writing to service by electronic means. The county clerk shall consolidate the required information for all taxing subdivisions relevant to the taxpayer's property on one notice. The notice shall be in a format prescribed by the director of accounts and reports. The notice shall include, but not be limited to:

~~(A) The revenue neutral rate of each taxing subdivision relevant to the taxpayer's property;~~

~~(B) the proposed property tax revenue needed to fund the proposed budget of the taxing subdivision, if the taxing subdivision notified the county clerk of its proposed intent to exceed its revenue neutral rate;~~

~~(C) the proposed tax rate based upon the proposed budget and the current year's total assessed valuation of the taxing subdivision, if the taxing subdivision notified the county clerk of its proposed intent to exceed its revenue neutral rate;~~

~~(D) the percentage by which the proposed tax rate exceeds the revenue neutral rate;~~
~~(E) the tax rate and property tax of each taxing subdivision on the taxpayer's property from the previous year's tax statement;~~

~~(F) the appraised value and assessed value of the taxpayer's property for the current year;~~

~~(G) the estimates of the tax for the current tax year on the taxpayer's property based on the revenue neutral rate of each taxing subdivision and any proposed tax rates that exceed the revenue neutral rates;~~

~~(H) the difference between the estimates of tax based on the proposed tax rate and the revenue neutral rate on the taxpayer's property described in subparagraph (G) for any taxing subdivision that has a proposed tax rate that exceeds its revenue neutral rate; and~~

~~(I) the date, time and location of the public hearing of the taxing subdivision, if the taxing subdivision notified the county clerk of its proposed intent to exceed its revenue neutral rate.~~The following heading:

"NOTICE OF PROPOSED PROPERTY TAX INCREASE AND PUBLIC HEARINGS

[Current year] [County name] County Revenue Neutral Rate Notice

This is NOT a bill. Do not remit payment."

(B) the following statement:

"This notice contains estimates of the tax on your property and proposed property tax increases. THE ACTUAL TAX ON YOUR PROPERTY MAY INCREASE OR DECREASE FROM THESE ESTIMATES. Governing bodies of taxing subdivisions must vote in order to exceed the Revenue Neutral Rate to increase the total property taxes collected. Governing bodies will vote at public hearings at the dates, times and locations listed. Taxpayers may attend and comment at the hearings. Property tax statements will be issued after mill rates are finalized and taxes are calculated."

(C) the appraised value and assessed value of the taxpayer's property for the current year and the previous year;

(D) the amount of property tax of each taxing subdivision on the taxpayer's property from the previous year's tax statement in a column titled: "[Previous year] Tax";

(E) the estimated amount of property tax for the current year of each taxing subdivision on the taxpayer's property based on the revenue neutral rate of each taxing subdivision in a column titled: "[Current year] Tax at Revenue Neutral Rate";

(F) the estimated amount of property tax for the current year of each taxing subdivision on the taxpayer's property based on either: (i) The revenue neutral rate for a taxing subdivision that does not intend to exceed its revenue neutral rate; or (ii) the proposed tax rate provided by the taxing subdivision, if the taxing subdivision notified the county clerk of its proposed intent to exceed its revenue neutral rate in a column titled: "[Current year] Maximum Tax";

(G) the difference between the amount of the current year's maximum tax and the previous year's tax, reflected in dollars and a percentage, for each taxing subdivision in a column titled: "[Current year] Maximum Tax Exceeding [Previous year] Tax";

(H) the date, time and location of the public hearing of each taxing subdivision that notified the county clerk of its proposed intent to exceed its revenue neutral rate in a column titled: "Date, Time and Location of Public Hearing"; and

(I) for each taxing subdivision public hearing listed pursuant to subparagraph (H), the difference between the current year's maximum tax and the estimated amount of property tax based on the revenue neutral rate of such taxing subdivision in a column titled: "[Current year] Maximum Tax Exceeding Tax at Revenue Neutral Rate".

Although the state of Kansas is not a taxing subdivision for purposes of this section, the notice shall include ~~a statement of the statutory mill levies imposed by the state~~ the previous year's tax amount and the estimate of the tax for the current year on the taxpayer's property based on ~~such the statutory mill levies~~.

(3) The public hearing to consider exceeding the revenue neutral rate shall be held not sooner than August 20 and not later than September 20. The governing body shall provide interested taxpayers desiring to be heard an opportunity to present oral testimony within reasonable time limits and without unreasonable restriction on the number of individuals allowed to make public comment. The public hearing may be conducted in conjunction with the proposed budget hearing pursuant to K.S.A. 79-2929, and amendments thereto, if the governing body otherwise complies with all requirements of this section. Nothing in this section shall be construed to prohibit additional public hearings that provide additional opportunities to present testimony or public comment prior to the public hearing required by this section.

(4) A majority vote of the governing body, by the adoption of a resolution or ordinance to approve exceeding the revenue neutral rate, shall be required prior to adoption of a proposed budget that will result in a tax rate in excess of the revenue neutral rate. Such vote of the governing body shall be conducted at the public hearing after the governing body has heard from interested taxpayers and shall be a roll call vote. If the governing body approves exceeding the revenue neutral rate, the governing body shall not adopt a budget that results in a tax rate in excess of its proposed tax rate as stated in the notice provided pursuant to this section. A copy of the resolution or ordinance to approve exceeding the revenue neutral rate and a certified copy of any roll call vote reporting, at a minimum, the name and vote of each member of the governing body related to exceeding the revenue neutral rate, whether approved or not, shall be included with the adopted budget, budget certificate and other budget forms filed with the county clerk and the director of accounts and reports and shall be published on the website of the department of administration.

(c) (1) Any governing body subject to the provisions of this section that does not comply with subsection (b) shall refund to taxpayers any property taxes over-collected based on the amount of the levy that was in excess of the revenue neutral rate.

(2) Any taxpayer of the taxing subdivision that is the subject of the complaint or such taxpayer's duly authorized representative may file a complaint with the state board of tax appeals by filing a written complaint, on a form prescribed by the board, that contains the facts that the complaining party believes show that a governing body of a taxing subdivision did not comply with the provisions of subsection (b) and that a reduction or refund of taxes is appropriate. The complaining party shall provide a copy of such complaint to the governing body of the taxing subdivision making the levy that is the subject of the complaint. Notwithstanding K.S.A. 74-2438a, and amendments thereto, no filing fee shall be charged by the executive director of the state board of tax appeals for a complaint filed pursuant to this paragraph. The governing body of the taxing subdivision making the levy that is the subject of the complaint shall be a party to the proceeding. Notice of any summary proceeding or hearing shall be served upon

such governing body, the county clerk, the director of accounts and reports and the complaining party. It shall be the duty of the governing body to initiate the production of evidence to demonstrate, by a preponderance of the evidence, the validity of such levy. If upon a summary proceeding or hearing, it shall be made to appear to the satisfaction of the board that the governing body of the taxing subdivision did not comply with subsection (b), the state board of tax appeals shall order such governing body to refund to taxpayers the amount of property taxes over collected or reduce the taxes levied, if uncollected. The provisions of this paragraph shall not be construed as prohibiting any other remedies available under the law.

(d) On and after January 1, 2022, in the event that the 20 mills levied by a school district pursuant to K.S.A. 72-5142, and amendments thereto, increases the property tax revenue generated for the purpose of calculating the revenue neutral rate from the previous tax year and such amount of increase in revenue generated from the 20 mills is the only reason the school district would exceed the total property tax revenue from the prior year, the school district shall be deemed to not have exceeded the revenue neutral rate in levying a tax rate in excess of the revenue neutral rate to take into account the increase in revenue from only the 20 mills.

(e) (1) Notwithstanding any other provision of law to the contrary, if the governing body of a taxing subdivision must conduct a public hearing to approve exceeding the revenue neutral rate under this section, the governing body of the taxing subdivision shall certify, on or before October 1, to the proper county clerk the amount of ad valorem tax to be levied.

(2) If a governing body of a taxing subdivision did not comply with the provisions of subsection (b) and certifies to the county clerk an amount of ad valorem tax to be levied that would result in a tax rate in excess of its revenue neutral rate, the county clerk shall reduce the ad valorem tax to be levied to the amount resulting from such taxing subdivision's revenue neutral rate.

(f) As used in this section:

(1) "Taxing subdivision" means any political subdivision of the state that levies an ad valorem tax on property.

(2) "Revenue neutral rate" means the tax rate for the current tax year that would generate the same property tax revenue as levied the previous tax year using the current tax year's total assessed valuation. To calculate the revenue neutral rate, the county clerk shall divide the property tax revenue for such taxing subdivision levied for the previous tax year by the total of all taxable assessed valuation in such taxing subdivision for the current tax year, and then multiply the quotient by 1,000 to express the rate in mills. The revenue neutral rate shall be expressed to the third decimal place.

(g) In the event that a county clerk incurred costs of printing and postage that were not reimbursed pursuant to K.S.A. 2022 Supp. 79-2989, and amendments thereto, such county clerk may seek reimbursement from all taxing subdivisions required to send the notice. Such costs shall be shared proportionately by all taxing subdivisions that were included on the same notice based on the total property tax levied by each taxing subdivision. Payment of such costs shall be due to the county clerk by December 31.

(h) The department of administration or the director of accounts and reports shall make copies of adopted budgets, budget certificates, other budget documents and revenue neutral rate documents available to the public on the department of administration's website on a permanently accessible web page that may be accessed via

a conspicuous link to that web page placed on the front page of the department's website. The department of administration or the director of accounts and reports shall also make the following information for each tax year available on such website:

- (1) A list of taxing subdivisions by county;
- (2) whether each taxing subdivision conducted a hearing to consider exceeding its revenue neutral rate;
- (3) the revenue neutral rate of each taxing subdivision;
- (4) the tax rate resulting from the adopted budget of each taxing subdivision; and
- (5) the percent change between the revenue neutral rate and the tax rate for each taxing subdivision.

Sec. 13. K.S.A. 2022 Supp. 79-2989 is hereby amended to read as follows: 79-2989. (a) ~~For calendar years 2022 and 2023, For calendar years 2023 and 2024,~~ if a county clerk has printing or postage costs pursuant to K.S.A. 2022 Supp. 79-2988, and amendments thereto, the county clerk shall notify and provide documentation of such costs to the secretary of revenue. The secretary of revenue shall certify the amount of moneys attributable to such costs and shall transmit a copy of such certification to the director of accounts and reports. Upon such receipt of such certification, the director of accounts and reports shall transfer an amount of moneys equal to such certified amount from the state general fund to the taxpayer notification costs fund of the department of revenue. The secretary of revenue shall transmit a copy of each such certification to the director of legislative research and the director of the budget.

(b) There is hereby established in the state treasury the taxpayer notification costs fund that shall be administered by the secretary of revenue. All expenditures from the taxpayer notification costs fund shall be for the purpose of paying county printing and postage costs pursuant to K.S.A. 2022 Supp. 79-2988, and amendments thereto. All expenditures from such fund shall be made in accordance with appropriations acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary of revenue or the secretary's designee.";

On page 8, following line 21, by inserting:

"Sec. 15. K.S.A. 2022 Supp. 79-32,117, as amended by section 5 of 2023 House Bill No. 2197, is hereby amended to read as follows: 79-32,117. (a) The Kansas adjusted gross income of an individual means such individual's federal adjusted gross income for the taxable year, with the modifications specified in this section.

(b) There shall be added to federal adjusted gross income:

(i) Interest income less any related expenses directly incurred in the purchase of state or political subdivision obligations, to the extent that the same is not included in federal adjusted gross income, on obligations of any state or political subdivision thereof, but to the extent that interest income on obligations of this state or a political subdivision thereof issued prior to January 1, 1988, is specifically exempt from income tax under the laws of this state authorizing the issuance of such obligations, it shall be excluded from computation of Kansas adjusted gross income whether or not included in federal adjusted gross income. Interest income on obligations of this state or a political subdivision thereof issued after December 31, 1987, shall be excluded from computation of Kansas adjusted gross income whether or not included in federal adjusted gross income.

(ii) Taxes on or measured by income or fees or payments in lieu of income taxes imposed by this state or any other taxing jurisdiction to the extent deductible in

determining federal adjusted gross income and not credited against federal income tax. This paragraph shall not apply to taxes imposed under the provisions of K.S.A. 79-1107 or 79-1108, and amendments thereto, for privilege tax year 1995, and all such years thereafter.

(iii) The federal net operating loss deduction, except that the federal net operating loss deduction shall not be added to an individual's federal adjusted gross income for tax years beginning after December 31, 2016.

(iv) Federal income tax refunds received by the taxpayer if the deduction of the taxes being refunded resulted in a tax benefit for Kansas income tax purposes during a prior taxable year. Such refunds shall be included in income in the year actually received regardless of the method of accounting used by the taxpayer. For purposes hereof, a tax benefit shall be deemed to have resulted if the amount of the tax had been deducted in determining income subject to a Kansas income tax for a prior year regardless of the rate of taxation applied in such prior year to the Kansas taxable income, but only that portion of the refund shall be included as bears the same proportion to the total refund received as the federal taxes deducted in the year to which such refund is attributable bears to the total federal income taxes paid for such year. For purposes of the foregoing sentence, federal taxes shall be considered to have been deducted only to the extent such deduction does not reduce Kansas taxable income below zero.

(v) The amount of any depreciation deduction or business expense deduction claimed on the taxpayer's federal income tax return for any capital expenditure in making any building or facility accessible to the handicapped, for which expenditure the taxpayer claimed the credit allowed by K.S.A. 79-32,177, and amendments thereto.

(vi) Any amount of designated employee contributions picked up by an employer pursuant to K.S.A. 12-5005, 20-2603, 74-4919 and 74-4965, and amendments thereto.

(vii) The amount of any charitable contribution made to the extent the same is claimed as the basis for the credit allowed pursuant to K.S.A. 79-32,196, and amendments thereto.

(viii) The amount of any costs incurred for improvements to a swine facility, claimed for deduction in determining federal adjusted gross income, to the extent the same is claimed as the basis for any credit allowed pursuant to K.S.A. 79-32,204, and amendments thereto.

(ix) The amount of any ad valorem taxes and assessments paid and the amount of any costs incurred for habitat management or construction and maintenance of improvements on real property, claimed for deduction in determining federal adjusted gross income, to the extent the same is claimed as the basis for any credit allowed pursuant to K.S.A. 79-32,203, and amendments thereto.

(x) Amounts received as nonqualified withdrawals, as defined by K.S.A. 75-643, and amendments thereto, if, at the time of contribution to a family postsecondary education savings account, such amounts were subtracted from the federal adjusted gross income pursuant to subsection (c)(xv) or if such amounts are not already included in the federal adjusted gross income.

(xi) The amount of any contribution made to the same extent the same is claimed as the basis for the credit allowed pursuant to K.S.A. 74-50,154, and amendments thereto.

(xii) For taxable years commencing after December 31, 2004, amounts received as withdrawals not in accordance with the provisions of K.S.A. 74-50,204, and

amendments thereto, if, at the time of contribution to an individual development account, such amounts were subtracted from the federal adjusted gross income pursuant to subsection (c)(xiii), or if such amounts are not already included in the federal adjusted gross income.

(xiii) The amount of any expenditures claimed for deduction in determining federal adjusted gross income, to the extent the same is claimed as the basis for any credit allowed pursuant to K.S.A. 79-32,217 through 79-32,220 or 79-32,222, and amendments thereto.

(xiv) The amount of any amortization deduction claimed in determining federal adjusted gross income to the extent the same is claimed for deduction pursuant to K.S.A. 79-32,221, and amendments thereto.

(xv) The amount of any expenditures claimed for deduction in determining federal adjusted gross income, to the extent the same is claimed as the basis for any credit allowed pursuant to K.S.A. 79-32,223 through 79-32,226, 79-32,228 through 79-32,231, 79-32,233 through 79-32,236, 79-32,238 through 79-32,241, 79-32,245 through 79-32,248 or 79-32,251 through 79-32,254, and amendments thereto.

(xvi) The amount of any amortization deduction claimed in determining federal adjusted gross income to the extent the same is claimed for deduction pursuant to K.S.A. 79-32,227, 79-32,232, 79-32,237, 79-32,249, 79-32,250 or 79-32,255, and amendments thereto.

(xvii) The amount of any amortization deduction claimed in determining federal adjusted gross income to the extent the same is claimed for deduction pursuant to K.S.A. 79-32,256, and amendments thereto.

(xviii) For taxable years commencing after December 31, 2006, the amount of any ad valorem or property taxes and assessments paid to a state other than Kansas or local government located in a state other than Kansas by a taxpayer who resides in a state other than Kansas, when the law of such state does not allow a resident of Kansas who earns income in such other state to claim a deduction for ad valorem or property taxes or assessments paid to a political subdivision of the state of Kansas in determining taxable income for income tax purposes in such other state, to the extent that such taxes and assessments are claimed as an itemized deduction for federal income tax purposes.

(xix) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of any: (1) Loss from business as determined under the federal internal revenue code and reported from schedule C and on line 12 of the taxpayer's form 1040 federal individual income tax return; (2) loss from rental real estate, royalties, partnerships, S corporations, except those with wholly owned subsidiaries subject to the Kansas privilege tax, estates, trusts, residual interest in real estate mortgage investment conduits and net farm rental as determined under the federal internal revenue code and reported from schedule E and on line 17 of the taxpayer's form 1040 federal individual income tax return; and (3) farm loss as determined under the federal internal revenue code and reported from schedule F and on line 18 of the taxpayer's form 1040 federal income tax return; all to the extent deducted or subtracted in determining the taxpayer's federal adjusted gross income. For purposes of this subsection, references to the federal form 1040 and federal schedule C, schedule E, and schedule F, shall be to such form and schedules as they existed for tax year 2011, and as revised thereafter by the internal revenue service.

(xx) For taxable years beginning after December 31, 2012, and ending before

January 1, 2017, the amount of any deduction for self-employment taxes under section 164(f) of the federal internal revenue code as in effect on January 1, 2012, and amendments thereto, in determining the federal adjusted gross income of an individual taxpayer, to the extent the deduction is attributable to income reported on schedule C, E or F and on line 12, 17 or 18 of the taxpayer's form 1040 federal income tax return.

(xxi) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of any deduction for pension, profit sharing, and annuity plans of self-employed individuals under section 62(a)(6) of the federal internal revenue code as in effect on January 1, 2012, and amendments thereto, in determining the federal adjusted gross income of an individual taxpayer.

(xxii) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of any deduction for health insurance under section 162(l) of the federal internal revenue code as in effect on January 1, 2012, and amendments thereto, in determining the federal adjusted gross income of an individual taxpayer.

(xxiii) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of any deduction for domestic production activities under section 199 of the federal internal revenue code as in effect on January 1, 2012, and amendments thereto, in determining the federal adjusted gross income of an individual taxpayer.

(xxiv) For taxable years commencing after December 31, 2013, that portion of the amount of any expenditure deduction claimed in determining federal adjusted gross income for expenses paid for medical care of the taxpayer or the taxpayer's spouse or dependents when such expenses were paid or incurred for an abortion, or for a health benefit plan, as defined in K.S.A. 65-6731, and amendments thereto, for the purchase of an optional rider for coverage of abortion in accordance with K.S.A. 40-2,190, and amendments thereto, to the extent that such taxes and assessments are claimed as an itemized deduction for federal income tax purposes.

(xxv) For taxable years commencing after December 31, 2013, that portion of the amount of any expenditure deduction claimed in determining federal adjusted gross income for expenses paid by a taxpayer for health care when such expenses were paid or incurred for abortion coverage, a health benefit plan, as defined in K.S.A. 65-6731, and amendments thereto, when such expenses were paid or incurred for abortion coverage or amounts contributed to health savings accounts for such taxpayer's employees for the purchase of an optional rider for coverage of abortion in accordance with K.S.A. 40-2,190, and amendments thereto, to the extent that such taxes and assessments are claimed as a deduction for federal income tax purposes.

(xxvi) For all taxable years beginning after December 31, 2016, the amount of any charitable contribution made to the extent the same is claimed as the basis for the credit allowed pursuant to K.S.A. 72-4357, and amendments thereto, and is also claimed as an itemized deduction for federal income tax purposes.

(xxvii) For all taxable years commencing after December 31, 2020, the amount deducted by reason of a carryforward of disallowed business interest pursuant to section 163(j) of the federal internal revenue code of 1986, as in effect on January 1, 2018.

(xxviii) For all taxable years beginning after December 31, 2021, the amount of any contributions to, or earnings from, a first-time home buyer savings account if distributions from the account were not used to pay for expenses or transactions authorized pursuant to K.S.A. 2022 Supp. 58-4904, and amendments thereto, or were

not held for the minimum length of time required pursuant to K.S.A. 2022 Supp. 58-4904, and amendments thereto. Contributions to, or earnings from, such account shall also include any amount resulting from the account holder not designating a surviving payable on death beneficiary pursuant to K.S.A. 2022 Supp. 58-4904(e), and amendments thereto.

(c) There shall be subtracted from federal adjusted gross income:

(i) Interest or dividend income on obligations or securities of any authority, commission or instrumentality of the United States and its possessions less any related expenses directly incurred in the purchase of such obligations or securities, to the extent included in federal adjusted gross income but exempt from state income taxes under the laws of the United States.

(ii) Any amounts received which are included in federal adjusted gross income but which are specifically exempt from Kansas income taxation under the laws of the state of Kansas.

(iii) The portion of any gain or loss from the sale or other disposition of property having a higher adjusted basis for Kansas income tax purposes than for federal income tax purposes on the date such property was sold or disposed of in a transaction in which gain or loss was recognized for purposes of federal income tax that does not exceed such difference in basis, but if a gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to that portion of such gain which is included in federal adjusted gross income.

(iv) The amount necessary to prevent the taxation under this act of any annuity or other amount of income or gain which was properly included in income or gain and was taxed under the laws of this state for a taxable year prior to the effective date of this act, as amended, to the taxpayer, or to a decedent by reason of whose death the taxpayer acquired the right to receive the income or gain, or to a trust or estate from which the taxpayer received the income or gain.

(v) The amount of any refund or credit for overpayment of taxes on or measured by income or fees or payments in lieu of income taxes imposed by this state, or any taxing jurisdiction, to the extent included in gross income for federal income tax purposes.

(vi) Accumulation distributions received by a taxpayer as a beneficiary of a trust to the extent that the same are included in federal adjusted gross income.

(vii) Amounts received as annuities under the federal civil service retirement system from the civil service retirement and disability fund and other amounts received as retirement benefits in whatever form which were earned for being employed by the federal government or for service in the armed forces of the United States.

(viii) Amounts received by retired railroad employees as a supplemental annuity under the provisions of 45 U.S.C. §§ 228b(a) and 228c(a)(1) et seq.

(ix) Amounts received by retired employees of a city and by retired employees of any board of such city as retirement allowances pursuant to K.S.A. 13-14,106, and amendments thereto, or pursuant to any charter ordinance exempting a city from the provisions of K.S.A. 13-14,106, and amendments thereto.

(x) For taxable years beginning after December 31, 1976, the amount of the federal tentative jobs tax credit disallowance under the provisions of 26 U.S.C. § 280C. For taxable years ending after December 31, 1978, the amount of the targeted jobs tax credit and work incentive credit, work opportunity tax credit and similar disallowances under 26 U.S.C. § 280C. For taxable years beginning after December 31, 2019, the provisions

of this paragraph shall also apply to the employee retention credit disallowance. The subtraction modification provided by this paragraph for the employee retention credit disallowance shall be limited to 25% of the amount of such disallowance.

(xi) For taxable years beginning after December 31, 1986, dividend income on stock issued by Kansas venture capital, inc.

(xii) For taxable years beginning after December 31, 1989, amounts received by retired employees of a board of public utilities as pension and retirement benefits pursuant to K.S.A. 13-1246, 13-1246a and 13-1249, and amendments thereto.

(xiii) For taxable years beginning after December 31, 2004, amounts contributed to and the amount of income earned on contributions deposited to an individual development account under K.S.A. 74-50,201 et seq., and amendments thereto.

(xiv) For all taxable years commencing after December 31, 1996, that portion of any income of a bank organized under the laws of this state or any other state, a national banking association organized under the laws of the United States, an association organized under the savings and loan code of this state or any other state, or a federal savings association organized under the laws of the United States, for which an election as an S corporation under subchapter S of the federal internal revenue code is in effect, which accrues to the taxpayer who is a stockholder of such corporation and which is not distributed to the stockholders as dividends of the corporation. For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of modification under this subsection shall exclude the portion of income or loss reported on schedule E and included on line 17 of the taxpayer's form 1040 federal individual income tax return.

(xv) For all taxable years beginning after December 31, 2017, the cumulative amounts not exceeding \$3,000, or \$6,000 for a married couple filing a joint return, for each designated beneficiary that are contributed to: (1) A family postsecondary education savings account established under the Kansas postsecondary education savings program or a qualified tuition program established and maintained by another state or agency or instrumentality thereof pursuant to section 529 of the internal revenue code of 1986, as amended, for the purpose of paying the qualified higher education expenses of a designated beneficiary; or (2) an achieving a better life experience (ABLE) account established under the Kansas ABLE savings program or a qualified ABLE program established and maintained by another state or agency or instrumentality thereof pursuant to section 529A of the internal revenue code of 1986, as amended, for the purpose of saving private funds to support an individual with a disability. The terms and phrases used in this paragraph shall have the meaning respectively ascribed thereto by the provisions of K.S.A. 75-643 and 75-652, and amendments thereto, and the provisions of such sections are hereby incorporated by reference for all purposes thereof.

(xvi) For all taxable years beginning after December 31, 2004, amounts received by taxpayers who are or were members of the armed forces of the United States, including service in the Kansas army and air national guard, as a recruitment, sign up or retention bonus received by such taxpayer as an incentive to join, enlist or remain in the armed services of the United States, including service in the Kansas army and air national guard, and amounts received for repayment of educational or student loans incurred by or obligated to such taxpayer and received by such taxpayer as a result of such taxpayer's service in the armed forces of the United States, including service in the

Kansas army and air national guard.

(xvii) For all taxable years beginning after December 31, 2004, amounts received by taxpayers who are eligible members of the Kansas army and air national guard as a reimbursement pursuant to K.S.A. 48-281, and amendments thereto, and amounts received for death benefits pursuant to K.S.A. 48-282, and amendments thereto, to the extent that such death benefits are included in federal adjusted gross income of the taxpayer.

(xviii) For the taxable year beginning after December 31, 2006, amounts received as benefits under the federal social security act which are included in federal adjusted gross income of a taxpayer with federal adjusted gross income of \$50,000 or less, whether such taxpayer's filing status is single, head of household, married filing separate or married filing jointly; and for all taxable years beginning after December 31, 2007, amounts received as benefits under the federal social security act which are included in federal adjusted gross income of a taxpayer with federal adjusted gross income of \$75,000 or less, whether such taxpayer's filing status is single, head of household, married filing separate or married filing jointly.

(xix) Amounts received by retired employees of Washburn university as retirement and pension benefits under the university's retirement plan.

(xx) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of any: (1) Net profit from business as determined under the federal internal revenue code and reported from schedule C and on line 12 of the taxpayer's form 1040 federal individual income tax return; (2) net income, not including guaranteed payments as defined in section 707(c) of the federal internal revenue code and as reported to the taxpayer from federal schedule K-1, (form 1065-B), in box 9, code F or as reported to the taxpayer from federal schedule K-1, (form 1065) in box 4, from rental real estate, royalties, partnerships, S corporations, estates, trusts, residual interest in real estate mortgage investment conduits and net farm rental as determined under the federal internal revenue code and reported from schedule E and on line 17 of the taxpayer's form 1040 federal individual income tax return; and (3) net farm profit as determined under the federal internal revenue code and reported from schedule F and on line 18 of the taxpayer's form 1040 federal income tax return; all to the extent included in the taxpayer's federal adjusted gross income. For purposes of this subsection, references to the federal form 1040 and federal schedule C, schedule E, and schedule F, shall be to such form and schedules as they existed for tax year 2011 and as revised thereafter by the internal revenue service.

(xxi) For all taxable years beginning after December 31, 2013, amounts equal to the unreimbursed travel, lodging and medical expenditures directly incurred by a taxpayer while living, or a dependent of the taxpayer while living, for the donation of one or more human organs of the taxpayer, or a dependent of the taxpayer, to another person for human organ transplantation. The expenses may be claimed as a subtraction modification provided for in this section to the extent the expenses are not already subtracted from the taxpayer's federal adjusted gross income. In no circumstances shall the subtraction modification provided for in this section for any individual, or a dependent, exceed \$5,000. As used in this section, "human organ" means all or part of a liver, pancreas, kidney, intestine, lung or bone marrow. The provisions of this paragraph shall take effect on the day the secretary of revenue certifies to the director of the budget that the cost for the department of revenue of modifications to the automated tax

system for the purpose of implementing this paragraph will not exceed \$20,000.

(xxii) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of net gain from the sale of: (1) Cattle and horses, regardless of age, held by the taxpayer for draft, breeding, dairy or sporting purposes, and held by such taxpayer for 24 months or more from the date of acquisition; and (2) other livestock, regardless of age, held by the taxpayer for draft, breeding, dairy or sporting purposes, and held by such taxpayer for 12 months or more from the date of acquisition. The subtraction from federal adjusted gross income shall be limited to the amount of the additions recognized under the provisions of subsection (b)(xix) attributable to the business in which the livestock sold had been used. As used in this paragraph, the term "livestock" shall not include poultry.

(xxiii) For all taxable years beginning after December 31, 2012, amounts received under either the Overland Park, Kansas police department retirement plan or the Overland Park, Kansas fire department retirement plan, both as established by the city of Overland Park, pursuant to the city's home rule authority.

(xxiv) For taxable years beginning after December 31, 2013, and ending before January 1, 2017, the net gain from the sale from Christmas trees grown in Kansas and held by the taxpayer for six years or more.

(xxv) For all taxable years commencing after December 31, 2020, 100% of global intangible low-taxed income under section 951A of the federal internal revenue code of 1986, before any deductions allowed under section 250(a)(1)(B) of such code.

(xxvi) For all taxable years commencing after December 31, 2020, the amount disallowed as a deduction pursuant to section 163(j) of the federal internal revenue code of 1986, as in effect on January 1, 2018.

(xxvii) For taxable years commencing after December 31, 2020, the amount disallowed as a deduction pursuant to section 274 of the federal internal revenue code of 1986 for meal expenditures shall be allowed to the extent such expense was deductible for determining federal income tax and was allowed and in effect on December 31, 2017.

(xxviii) For all taxable years beginning after December 31, 2021: (1) The amount contributed to a first-time home buyer savings account pursuant to K.S.A. 2022 Supp. 58-4903, and amendments thereto, in an amount not to exceed \$3,000 for an individual or \$6,000 for a married couple filing a joint return; or (2) amounts received as income earned from assets in a first-time home buyer savings account.

(xxix) For taxable years beginning after December 31, 2017, for an individual taxpayer who carried back federal net operating losses arising in a taxable year beginning after December 31, 2017, and before January 1, 2021, pursuant to section 172(b)(1) of the federal internal revenue code as amended by the coronavirus aid, relief, and economic security act (CARES act), the amount of such federal net operating loss carryback for each applicable year. If the amount of such federal net operating loss carryback exceeds the taxpayer's Kansas adjusted gross income for such taxable year, the amount thereof that exceeds such Kansas adjusted gross income may be carried forward as a subtraction modification in the following taxable year or years until the total amount of such federal net operating loss carryback has been deducted, except that no such unused amount shall be carried forward for deduction as a subtraction modification after the 20th taxable year following the taxable year of the net operating loss. Notwithstanding any other provision of law to the contrary, an extension of time

shall be allowed for a claim for refund or amended return for tax years 2018, 2019 or 2020 limited to the application of the provisions of this paragraph and such claim for refund or amended return must be filed on or before April 15, 2025.

(d) There shall be added to or subtracted from federal adjusted gross income the taxpayer's share, as beneficiary of an estate or trust, of the Kansas fiduciary adjustment determined under K.S.A. 79-32,135, and amendments thereto.

(e) The amount of modifications required to be made under this section by a partner which relates to items of income, gain, loss, deduction or credit of a partnership shall be determined under K.S.A. 79-32,131, and amendments thereto, to the extent that such items affect federal adjusted gross income of the partner.

Sec. 16. K.S.A. 79-32,202a is hereby amended to read as follows: 79-32,202a. (a) (1) Commencing in For tax year years 2014, and all tax years thereafter through 2022, and in addition to the credit provided in subsection (b), there shall be allowed as a credit against the tax liability of a resident individual imposed under the Kansas income tax act an amount equal to: ~~(+)~~ (A) 25% of the amount of the credit allowed against such taxpayer's federal income tax liability pursuant to section 23 of the federal internal revenue code determined without regard to subsection (c) of such section; ~~(2) (B) in addition to subsection (a)(1)(A), 25% of the amount of such federal income tax credit, if the child adopted by the taxpayer was a resident of Kansas prior to such lawful adoption;~~ and ~~(3) (C) in addition to subsections (a)(1)(A) and (a)(2) (B), 25% of the amount of such federal income tax credit, if the child adopted by the taxpayer is a child with special needs, as defined in section 23 of the federal internal revenue code, and the child was a resident of Kansas prior to such lawful adoption, for the taxable year in which such credit was claimed against the taxpayer's federal income tax liability.~~

(2) For tax year 2023, and all tax years thereafter, and in addition to the credit provided in subsection (b), there shall be allowed as a credit against the tax liability of a resident individual imposed under the Kansas income tax act an amount equal to: (A) 75% of the amount of the credit allowed against such taxpayer's federal income tax liability pursuant to section 23 of the federal internal revenue code determined without regard to subsection (c) of such section; and (B) in addition to subsection (a)(2)(A), 25% of the amount of such federal income tax credit, if the child adopted by the taxpayer is a child with special needs, as defined in section 23 of the federal internal revenue code, and the child was a resident of Kansas prior to such lawful adoption, for the taxable year in which such credit was claimed against the taxpayer's federal income tax liability.

(b) ~~Commencing in For tax year 2014, and all tax years thereafter,~~ there shall be allowed as a credit against the tax liability of a resident individual imposed under the Kansas income tax act an amount equal to \$1,500 for the taxable year in which occurs the lawful adoption of a child in the custody of the secretary for children and families or a child with special needs, whether or not such individual is reimbursed for all or part of qualified adoption expenses or has received a public or private grant therefor. As used in this subsection, terms and phrases shall have the meanings ascribed thereto by the provisions of section 23 of the federal internal revenue code.

(c) The credit allowed by subsections (a)(1) and (b) for tax years 2014 through 2022 shall not exceed the amount of the tax imposed by K.S.A. 79-32,110, and amendments thereto, reduced by the sum of any other credits allowable pursuant to law. If the amount of such tax credit exceeds the taxpayer's income tax liability for such

taxable year, the amount thereof ~~which that~~ exceeds such tax liability may be carried over for deduction from the taxpayer's income tax liability in the next succeeding taxable year or years until the total amount of the tax credits has been deducted from tax liability.

(d) For tax year 2023, and all tax years thereafter, if the amount of the credit allowed by subsections (a)(2) and (b) exceeds the taxpayer's income tax liability for such taxable year, the amount thereof that exceeds such tax liability shall be refunded to the taxpayer.

Sec. 17. K.S.A. 79-32,273 is hereby amended to read as follows: 79-32,273. ~~(a) For tax years 2019 through 2023, The provisions of this section shall be known and may be cited as the disability employment act.~~

(b) A credit shall be allowed against the tax imposed by the Kansas income tax act in an amount equal to 15% of the amount for expenditures of goods and services purchased by the taxpayer from a qualified vendor on and after January 1, 2019, and before January 1, 2024, as certified by the secretary of commerce as provided in subsection ~~(e)~~ (d). The amount of such credit awarded for each taxpayer shall not exceed \$500,000 per qualified vendor per tax year. In no event shall the total amount of cumulative credits allowed under this section exceed:

(1) \$5,000,000 for tax years through 2023;

(2) \$10,000,000 for all tax years that the credit remains in effect tax years 2024 through 2028; and

(3) \$10,000,000 for each consecutive five tax years thereafter starting with tax year 2029.

~~(b)(c)~~ (c) The tax credit allowed by this section shall be deducted from the taxpayer's income tax liability for the tax year in which the expenditures were made by the taxpayer. If the amount of such tax credit exceeds the taxpayer's income tax liability for such tax year, the taxpayer may carry over the amount that exceeds such tax liability for deduction from the taxpayer's liability in the next succeeding tax year or years until the total amount of the tax credit has been deducted from tax liability, except that no such tax credit shall be carried over for deduction after the fourth tax year succeeding the tax year in which the expenditures were incurred.

~~(e)(d)~~ (d) The secretary of commerce shall annually certify that expenditures for goods and services purchased by a taxpayer subject to the tax credit provided in this section were made from a qualified vendor, and provide such certification to the secretary of revenue. The secretary of commerce is hereby authorized to promulgate rules and regulations for establishing criteria based on the provisions of K.S.A. 75-3317 et seq., and amendments thereto, for evaluating whether purchases by taxpayers from a qualified vendor should be certified as provided in this section, with the assistance and approval of the secretary of revenue.

~~(d)(e)~~ (e) As used in this section:

(1) "Certified business" "Qualified vendor" means:

(A) Any business certified by the department of administration that qualifies as a certified business pursuant to K.S.A. 75-3740, and amendments thereto, and is a not-for-profit business that is a sole proprietorship, partnership, association or corporation domiciled in Kansas, or any corporation, even if a wholly owned subsidiary of a foreign corporation, that:

(A)(i) Does business primarily in Kansas or substantially all of its production in

Kansas;

~~(B)(ii)~~ employs at least 30% of its employees in an integrated setting who are individuals with disabilities and reside in Kansas;

~~(C)(iii)~~ offers to contribute at least 75% of the premium cost for individual health insurance coverage for each eligible employee. The department of administration shall require a certification of these facts; and

~~(D)(iv)~~ does not employ individuals under a certificate issued by the United States secretary of labor under 29 U.S.C. § 214(c);

(B) qualifies as a qualified vendor pursuant to K.S.A. 75-3317, and amendments thereto, and also:

(i) Employs at least 30% of its employees in an integrated setting;

(ii) offers to contribute at least 75% of the premium cost for individual health insurance coverage for each eligible employee or offers a qualified company-sponsored insurance plan under the affordable care act or pays the required subsidy to the internal revenue service for employees who purchase insurance through the open market, if a company-sponsored plan is not offered. If any such company is not covered under the affordable care act and does not offer a company-sponsored insurance plan, such company must offer assistance to the employee to cover at least 75% of their health insurance costs through a health savings account or other legal and appropriate methodology; and

(iii) does not employ individuals under a certificate issued by the United States secretary of labor under 29 U.S.C. § 214(c); or

(C) a division within a Kansas not-for-profit organization that:

(i) Does business primarily in Kansas or substantially all of its production in Kansas;

(ii) within such division, employs in an integrated setting at least 30% of its employees who are individuals with disabilities and reside in Kansas;

(iii) within such division, offers to contribute at least 75% of the premium cost for individual health insurance coverage for each eligible employee or offers a qualified company-sponsored insurance plan under the affordable care act or pays the required subsidy to the internal revenue service for employees who purchase insurance through the open market, if a company-sponsored plan is not offered. If any such company is not covered under the affordable care act and does not offer a company-sponsored insurance plan, such company must offer assistance to the employee to cover at least 75% of their health insurance costs through a health savings account or other legal and appropriate methodology; and

(iv) does not employ individuals under a certificate issued by the United States secretary of labor under 29 U.S.C. § 214(c) and the Kansas not-for-profit organization, including any other division within the Kansas not-for-profit organization, does not employ individuals under such a certificate.

(2) "individuals with disabilities" or "individual with a disability" means any individual who:

(A) Is certified by the Kansas department for aging and disability services or by the Kansas department for children and families, which administers the rehabilitation services program or by a healthcare provider determined by the secretary of revenue, that shall include, but is not limited to, medical doctors, doctors of osteopathy, physician assistants, nurse practitioners, physical therapists, occupational therapists and

optometrists who can substantiate an individual as having a physical or mental impairment that constitutes a substantial barrier to employment; and

~~(B) works a minimum number of hours per week for a certified business necessary to qualify for health insurance coverage offered pursuant to subsection (d)(1); and~~

~~(C)~~ (i) is receiving services, has received services or is eligible to receive services under a home and community based services program, as defined by K.S.A. 39-7,100, and amendments thereto;

(ii) is employed by a charitable organization domiciled in the state of Kansas and exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, as amended; or

(iii) is an individual with a disability pursuant to the disability standards established by the social security administration as determined by the Kansas disability determination services under the Kansas department for children and families; ~~and~~

~~(3) "qualified vendor" means an entity that:~~

~~(A) Is a "qualified vendor" pursuant to K.S.A. 75-3317, and amendments thereto; or is a "certified business" that is also a nonprofit organization pursuant to K.S.A. 75-3740, and amendments thereto;~~

~~(B) pays minimum wage or above to all their employees in a manner that meets the definition of "competitive employment" pursuant to K.S.A. 44-1136, and amendments thereto;~~

~~(C) meets the definition of employing all of their workers in an "integrated setting" pursuant to K.S.A. 44-1136, and amendments thereto; and~~

~~(D) offers a qualified company-sponsored insurance plan under the affordable care act or pays the required subsidy to the internal revenue service for employees who purchase insurance through the open market, if a company-sponsored plan is not offered. If any such company is not covered under the affordable care act, and does not offer a company-sponsored insurance plan, such company must offer assistance to the employee to cover at least 75% of their health insurance costs through a health savings account or other legal and appropriate methodology.~~

~~(e)(f)~~ The secretary of revenue shall report to the house committee on taxation and the senate committee on assessment and taxation on or before February 1, 2021, 2022, and 2023, concerning the implementation and effectiveness of the credit provided in this section.

Sec. 18. K.S.A. 2022 Supp. 79-32,287 is hereby amended to read as follows: 79-32,287. (a) With respect to any taxable period for which it has made the election under K.S.A. 2022 Supp. 79-32,286, and amendments thereto, an electing pass-through entity shall be subject to a tax in an amount equal to 5.7% of the sum of: (1) Each resident nonresident electing pass-through entity owner's pro rata or distributive share of the electing pass-through entity's income and each nonresident electing pass-through entity owner's distributive share of income attributable allocated and apportioned to the this state, all as; and (2) each resident electing pass-through entity owner's pro rata or distributive share of the electing pass-through entity's income calculated either before allocation and apportionment or after allocation and apportionment to this state. The electing pass-through entity must use the same method of calculation for all resident electing pass-through entity owners. The provisions of paragraphs (1) and (2) shall be determined pursuant to K.S.A. 79-32,130, 79-32,131, 79-32,133 and 79-32,139, and amendments thereto.

(b) An electing pass-through entity shall be treated as a corporation under K.S.A. 79-32,101, and amendments thereto, with respect to the tax imposed under this act, except that K.S.A. 79-32,107, and amendments thereto, shall not apply during the first taxable period for which this act is applicable.

(c) Any credit allowed pursuant to article 32 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, ~~except K.S.A. 79-32,111(a), and amendments thereto,~~ that is attributable to the activities of an electing pass-through entity in the taxable year shall be passed through to and claimed by the entity and ~~not passed through to or claimed by the electing pass-through entity owner only for taxable periods when the election is allowed and made by an electing pass-through entity under K.S.A. 2022 Supp. 79-32,286, and amendments thereto.~~ Notwithstanding any provision to the contrary in article 32 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, any excess income tax credit, net operating loss or other modification may be carried forward on the electing pass-through entity's return but may only be utilized in a year in which the electing pass-through entity has made the election allowed in K.S.A. 2022 Supp. 79-32,286, and amendments thereto, except that any limitation specified in the specific section for an income tax credit, the net operating loss or any other modification shall apply to the electing pass-through entity. If in a taxable period subsequent to a period in which an election under K.S.A. 2022 Supp. 79-32,286, and amendments thereto, was made, an election under K.S.A. 2022 Supp. 79-32,286, and amendments thereto, is not allowed or not made by an electing pass-through entity, any excess income tax credits may be transferred to the electing pass-through entity owners. Any excess income tax credits shall be available to each electing pass-through owner in the same proportion and manner as would have applied without the election under K.S.A. 2022 Supp. 79-32,286, and amendments thereto, for the taxable period in which each respective income tax credit was generated. All other rights and obligations pertaining to the excess income tax credits shall be transferred to the electing pass-through entity owners.

(d) The provisions of article 32 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, regarding the collection, administration and enforcement of tax shall be applicable to the tax due under this section, and notwithstanding the provisions of K.S.A. 79-32,129 and 79-32,139, and amendments thereto, an electing pass-through entity shall be a taxpayer.

(e) The provisions of this section shall apply to taxable years commencing on or after January 1, 2022.

Sec. 19. On and after January 1, 2024, K.S.A. 2022 Supp. 79-3602c is hereby amended to read as follows: 79-3602c. Except as otherwise provided, as used in the Kansas retailers' sales tax act:

(a) "Agent" means a person appointed by a seller to represent the seller before the member states.

(b) "Agreement" means the multistate agreement entitled the streamlined sales and use tax agreement approved by the streamlined sales tax implementing states at Chicago, Illinois on November 12, 2002.

(c) "Alcoholic beverages" means beverages that are suitable for human consumption and contain 0.05% or more of alcohol by volume.

(d) "Certified automated system (CAS)" means software certified under the agreement to calculate the tax imposed by each jurisdiction on a transaction, determine

the amount of tax to remit to the appropriate state and maintain a record of the transaction.

(e) "Certified service provider (CSP)" means an agent certified under the agreement to perform all the seller's sales and use tax functions, other than the seller's obligation to remit tax on its own purchases.

(f) "Computer" means an electronic device that accepts information in digital or similar form and manipulates it for a result based on a sequence of instructions.

(g) "Computer software" means a set of coded instructions designed to cause a computer or automatic data processing equipment to perform a task.

(h) "Delivered electronically" means delivered to the purchaser by means other than tangible storage media.

(i) "Delivery charges" means charges by the seller of personal property or services for preparation and delivery to a location designated by the purchaser of personal property or services including, but not limited to, transportation, shipping, postage, handling, crating and packing. Delivery charges shall not include charges for delivery of direct mail if the charges are separately stated on an invoice or similar billing document given to the purchaser.

(j) "Direct mail" means printed material delivered or distributed by United States mail or other delivery services to a mass audience or to addressees on a mailing list provided by the purchaser or at the direction of the purchaser when the cost of the items are not billed directly to the recipients. Direct mail includes tangible personal property supplied directly or indirectly by the purchaser to the direct mail seller for inclusion in the package containing the printed material. Direct mail does not include multiple items of printed material delivered to a single address.

(k) "Director" means the state director of taxation.

(l) "Educational institution" means any nonprofit school, college and university that offers education at a level above the 12th grade, and conducts regular classes and courses of study required for accreditation by, or membership in, the higher learning commission, the state board of education, or that otherwise qualify as an "educational institution," as defined by K.S.A. 74-50,103, and amendments thereto. Such phrase shall include: (1) A group of educational institutions that operates exclusively for an educational purpose; (2) nonprofit endowment associations and foundations organized and operated exclusively to receive, hold, invest and administer moneys and property as a permanent fund for the support and sole benefit of an educational institution; (3) nonprofit trusts, foundations and other entities organized and operated principally to hold and own receipts from intercollegiate sporting events and to disburse such receipts, as well as grants and gifts, in the interest of collegiate and intercollegiate athletic programs for the support and sole benefit of an educational institution; and (4) nonprofit trusts, foundations and other entities organized and operated for the primary purpose of encouraging, fostering and conducting scholarly investigations and industrial and other types of research for the support and sole benefit of an educational institution.

(m) "Electronic" means relating to technology having electrical, digital, magnetic, wireless, optical, electromagnetic or similar capabilities.

(n) "Food and food ingredients" means substances, whether in liquid, concentrated, solid, frozen, dried or dehydrated form, that are sold for ingestion or chewing by humans and are consumed for their taste or nutritional value. "Food and food ingredients" includes bottled water, candy, dietary supplements, food sold through

vending machines and soft drinks. "Food and food ingredients" does not include alcoholic beverages or tobacco.

(o) "Gross receipts" means the total selling price or the amount received as defined in this act, in money, credits, property or other consideration valued in money from sales at retail within this state; and embraced within the provisions of this act. The taxpayer, may take credit in the report of gross receipts for: (1) An amount equal to the selling price of property returned by the purchaser when the full sale price thereof, including the tax collected, is refunded in cash or by credit; and (2) an amount equal to the allowance given for the trade-in of property.

(p) "Ingredient or component part" means tangible personal property that is necessary or essential to, and that is actually used in and becomes an integral and material part of tangible personal property or services produced, manufactured or compounded for sale by the producer, manufacturer or compounder in its regular course of business. The following items of tangible personal property are hereby declared to be ingredients or component parts, but the listing of such property shall not be deemed to be exclusive nor shall such listing be construed to be a restriction upon, or an indication of, the type or types of property to be included within the definition of "ingredient or component part" as herein set forth:

(1) Containers, labels and shipping cases used in the distribution of property produced, manufactured or compounded for sale that are not to be returned to the producer, manufacturer or compounder for reuse.

(2) Containers, labels, shipping cases, paper bags, drinking straws, paper plates, paper cups, twine and wrapping paper used in the distribution and sale of property taxable under the provisions of this act by wholesalers and retailers and that is not to be returned to such wholesaler or retailer for reuse.

(3) Seeds and seedlings for the production of plants and plant products produced for resale.

(4) Paper and ink used in the publication of newspapers.

(5) Fertilizer used in the production of plants and plant products produced for resale.

(6) Feed for animals, fowl and aquatic plants and animals, the primary purpose of which is use in agriculture or aquaculture, as defined in K.S.A. 47-1901, and amendments thereto, the production of food for human consumption, the production of animal, dairy, poultry or aquatic plant and animal products, fiber, fur, or the production of offspring for use for any such purpose or purposes.

(q) "Isolated or occasional sale" means the nonrecurring sale of tangible personal property, or services taxable hereunder by a person not engaged at the time of such sale in the business of selling such property or services. Any religious organization that makes a nonrecurring sale of tangible personal property acquired for the purpose of resale shall be deemed to be not engaged at the time of such sale in the business of selling such property. Such term shall include:

(1) Any sale by a bank, savings and loan institution, credit union or any finance company licensed under the provisions of the Kansas uniform consumer credit code of tangible personal property that has been repossessed by any such entity; and

(2) any sale of tangible personal property made by an auctioneer or agent on behalf of not more than two principals or households if such sale is nonrecurring and any such principal or household is not engaged at the time of such sale in the business of selling

tangible personal property.

(r) "Lease or rental" means any transfer of possession or control of tangible personal property for a fixed or indeterminate term for consideration. A lease or rental may include future options to purchase or extend.

(1) Lease or rental does not include:

(A) A transfer of possession or control of property under a security agreement or deferred payment plan that requires the transfer of title upon completion of the required payments;

(B) a transfer or possession or control of property under an agreement that requires the transfer of title upon completion of required payments and payment of an option price does not exceed the greater of \$100 or 1% of the total required payments; or

(C) providing tangible personal property along with an operator for a fixed or indeterminate period of time. A condition of this exclusion is that the operator is necessary for the equipment to perform as designed. For the purpose of this subsection, an operator must do more than maintain, inspect or set-up the tangible personal property.

(2) Lease or rental does include agreements covering motor vehicles and trailers where the amount of consideration may be increased or decreased by reference to the amount realized upon sale or disposition of the property as defined in 26 U.S.C. § 7701(h)(1).

(3) This definition shall be used for sales and use tax purposes regardless if a transaction is characterized as a lease or rental under generally accepted accounting principles, the internal revenue code, the uniform commercial code, K.S.A. 84-1-101 et seq., and amendments thereto, or other provisions of federal, state or local law.

(4) This definition will be applied only prospectively from the effective date of this act and will have no retroactive impact on existing leases or rentals.

(s) "Load and leave" means delivery to the purchaser by use of a tangible storage media where the tangible storage media is not physically transferred to the purchaser.

(t) "Member state" means a state that has entered in the agreement, pursuant to provisions of article VIII of the agreement.

(u) "Model 1 seller" means a seller that has selected a CSP as its agent to perform all the seller's sales and use tax functions, other than the seller's obligation to remit tax on its own purchases.

(v) "Model 2 seller" means a seller that has selected a CAS to perform part of its sales and use tax functions, but retains responsibility for remitting the tax.

(w) "Model 3 seller" means a seller that has sales in at least five member states, has total annual sales revenue of at least \$500,000,000, has a proprietary system that calculates the amount of tax due each jurisdiction and has entered into a performance agreement with the member states that establishes a tax performance standard for the seller. As used in this subsection a seller includes an affiliated group of sellers using the same proprietary system.

(x) "Municipal corporation" means any city incorporated under the laws of Kansas.

(y) "Nonprofit blood bank" means any nonprofit place, organization, institution or establishment that is operated wholly or in part for the purpose of obtaining, storing, processing, preparing for transfusing, furnishing, donating or distributing human blood or parts or fractions of single blood units or products derived from single blood units, whether or not any remuneration is paid therefor, or whether such procedures are done

for direct therapeutic use or for storage for future use of such products.

(z) "Persons" means any individual, firm, copartnership, joint adventure, association, corporation, estate or trust, receiver or trustee, or any group or combination acting as a unit, and the plural as well as the singular number; and shall specifically mean any city or other political subdivision of the state of Kansas engaging in a business or providing a service specifically taxable under the provisions of this act.

(aa) "Political subdivision" means any municipality, agency or subdivision of the state that is, or shall hereafter be, authorized to levy taxes upon tangible property within the state or that certifies a levy to a municipality, agency or subdivision of the state that is, or shall hereafter be, authorized to levy taxes upon tangible property within the state. Such term also shall include any public building commission, housing, airport, port, metropolitan transit or similar authority established pursuant to law and the horsethief reservoir benefit district established pursuant to K.S.A. 82a-2201, and amendments thereto.

(bb) "Prescription" means an order, formula or recipe issued in any form of oral, written, electronic or other means of transmission by a duly licensed practitioner authorized by the laws of this state.

(cc) "Prewritten computer software" means computer software, including prewritten upgrades, that is not designed and developed by the author or other creator to the specifications of a specific purchaser. The combining of two or more prewritten computer software programs or prewritten portions thereof does not cause the combination to be other than prewritten computer software. Prewritten computer software includes software designed and developed by the author or other creator to the specifications of a specific purchaser when it is sold to a person other than the purchaser. Where a person modifies or enhances computer software of which the person is not the author or creator, the person shall be deemed to be the author or creator only of such person's modifications or enhancements. Prewritten computer software or a prewritten portion thereof that is modified or enhanced to any degree, where such modification or enhancement is designed and developed to the specifications of a specific purchaser, remains prewritten computer software, except that where there is a reasonable, separately stated charge or an invoice or other statement of the price given to the purchaser for such modification or enhancement, such modification or enhancement shall not constitute prewritten computer software.

(dd) "Property which is consumed" means tangible personal property that is essential or necessary to and that is used in the actual process of and consumed, depleted or dissipated within one year in:

- (1) The production, manufacture, processing, mining, drilling, refining or compounding of tangible personal property;
- (2) the providing of services;
- (3) the irrigation of crops, for sale in the regular course of business; or
- (4) the storage or processing of grain by a public grain warehouse or other grain storage facility, and which is not reusable for such purpose. The following is a listing of tangible personal property, included by way of illustration but not of limitation, that qualifies as property that is consumed:

(A) Insecticides, herbicides, germicides, pesticides, fungicides, fumigants, antibiotics, biologicals, pharmaceuticals, vitamins and chemicals for use in commercial or agricultural production, processing or storage of fruit, vegetables, feeds, seeds,

grains, animals or animal products whether fed, injected, applied, combined with or otherwise used;

(B) electricity, gas and water; and

(C) petroleum products, lubricants, chemicals, solvents, reagents and catalysts.

(ee) "Purchase price" applies to the measure subject to use tax and has the same meaning as sales price.

(ff) "Purchaser" means a person to whom a sale of personal property is made or to whom a service is furnished.

(gg) "Quasi-municipal corporation" means any county, township, school district, drainage district or any other governmental subdivision in the state of Kansas having authority to receive or hold moneys or funds.

(hh) "Registered under this agreement" means registration by a seller with the member states under the central registration system provided in article IV of the agreement.

(ii) "Retailer" means a seller regularly engaged in the business of selling, leasing or renting tangible personal property at retail or furnishing electrical energy, gas, water, services or entertainment, and selling only to the user or consumer and not for resale.

(jj) "Retail sale" or "sale at retail" means any sale, lease or rental for any purpose other than for resale, sublease or subrent.

(kk) "Sale" or "sales" means the exchange of tangible personal property, as well as the sale thereof for money, and every transaction, conditional or otherwise, for a consideration, constituting a sale, including the sale or furnishing of electrical energy, gas, water, services or entertainment taxable under the terms of this act and including, except as provided in the following provision, the sale of the use of tangible personal property by way of a lease, license to use or the rental thereof regardless of the method by which the title, possession or right to use the tangible personal property is transferred. The term "sale" or "sales" shall not mean the sale of the use of any tangible personal property used as a dwelling by way of a lease or rental thereof for a term of more than 28 consecutive days.

(ll) (1) "Sales or selling price" applies to the measure subject to sales tax and means the total amount of consideration, including cash, credit, property and services, for which personal property or services are sold, leased or rented, valued in money, whether received in money or otherwise, without any deduction for the following:

(A) The seller's cost of the property sold;

(B) the cost of materials used, labor or service cost, interest, losses, all costs of transportation to the seller, all taxes imposed on the seller and any other expense of the seller;

(C) charges by the seller for any services necessary to complete the sale, other than delivery and installation charges;

(D) delivery charges; and

(E) installation charges.

(2) "Sales or selling price" includes consideration received by the seller from third parties if:

(A) The seller actually receives consideration from a party other than the purchaser and the consideration is directly related to a price reduction or discount on the sale;

(B) the seller has an obligation to pass the price reduction or discount through to the purchaser;

(C) the amount of the consideration attributable to the sale is fixed and determinable by the seller at the time of the sale of the item to the purchaser; and

(D) one of the following criteria is met:

(i) The purchaser presents a coupon, certificate or other documentation to the seller to claim a price reduction or discount where the coupon, certificate or documentation is authorized, distributed or granted by a third party with the understanding that the third party will reimburse any seller to whom the coupon, certificate or documentation is presented;

(ii) the purchaser identifies to the seller that the purchaser is a member of a group or organization entitled to a price reduction or discount. A preferred customer card that is available to any patron does not constitute membership in such a group; or

(iii) the price reduction or discount is identified as a third party price reduction or discount on the invoice received by the purchaser or on a coupon, certificate or other documentation presented by the purchaser.

(3) "Sales or selling price" shall not include:

(A) Discounts, including cash, term or coupons that are not reimbursed by a third party that are allowed by a seller and taken by a purchaser on a sale;

(B) interest, financing and carrying charges from credit extended on the sale of personal property or services, if the amount is separately stated on the invoice, bill of sale or similar document given to the purchaser;

(C) any taxes legally imposed directly on the consumer that are separately stated on the invoice, bill of sale or similar document given to the purchaser;

(D) the amount equal to the allowance given for the trade-in of property, if separately stated on the invoice, billing or similar document given to the purchaser; ~~and~~

(E) commencing on July 1, 2018, and ending on June 30, 2024, cash rebates granted by a manufacturer to a purchaser or lessee of a new motor vehicle if paid directly to the retailer as a result of the original sale; ~~and~~

(F) notwithstanding the provisions of paragraph (2), coupons issued by a manufacturer, supplier or distributor of a product that entitle the purchaser to a reduction in sales price and allowed by the seller who is reimbursed by the manufacturer, supplier or distributor. When the seller accepts such coupons, only the amount paid by the purchaser is included in the sales price.

(mm) "Seller" means a person making sales, leases or rentals of personal property or services.

(nn) "Service" means those services described in and taxed under the provisions of K.S.A. 79-3603, and amendments thereto.

(oo) "Sourcing rules" means the rules set forth in K.S.A. 79-3670 through 79-3673, 12-191 and 12-191a, and amendments thereto, that shall apply to identify and determine the state and local taxing jurisdiction sales or use taxes to pay, or collect and remit on a particular retail sale.

(pp) "Tangible personal property" means personal property that can be seen, weighed, measured, felt or touched, or that is in any other manner perceptible to the senses. Tangible personal property includes electricity, water, gas, steam and prewritten computer software.

(qq) "Taxpayer" means any person obligated to account to the director for taxes collected under the terms of this act.

(rr) "Tobacco" means cigarettes, cigars, chewing or pipe tobacco or any other item

that contains tobacco.

(ss) "Entity-based exemption" means an exemption based on who purchases the product or who sells the product. An exemption that is available to all individuals shall not be considered an entity-based exemption.

(tt) "Over-the-counter drug" means a drug that contains a label that identifies the product as a drug as required by 21 C.F.R. § 201.66. The over-the-counter drug label includes:

- (1) A drug facts panel; or
- (2) a statement of the active ingredients with a list of those ingredients contained in the compound, substance or preparation. Over-the-counter drugs do not include grooming and hygiene products such as soaps, cleaning solutions, shampoo, toothpaste, antiperspirants and sun tan lotions and screens.

(uu) "Ancillary services" means services that are associated with or incidental to the provision of telecommunications services, including, but not limited to, detailed telecommunications billing, directory assistance, vertical service and voice mail services.

(vv) "Conference bridging service" means an ancillary service that links two or more participants of an audio or video conference call and may include the provision of a telephone number. Conference bridging service does not include the telecommunications services used to reach the conference bridge.

(ww) "Detailed telecommunications billing service" means an ancillary service of separately stating information pertaining to individual calls on a customer's billing statement.

(xx) "Directory assistance" means an ancillary service of providing telephone number information or address information, or both.

(yy) "Vertical service" means an ancillary service that is offered in connection with one or more telecommunications services, that offers advanced calling features that allow customers to identify callers and to manage multiple calls and call connections, including conference bridging services.

(zz) "Voice mail service" means an ancillary service that enables the customer to store, send or receive recorded messages. Voice mail service does not include any vertical services that the customer may be required to have in order to utilize the voice mail service.

(aaa) "Telecommunications service" means the electronic transmission, conveyance or routing of voice, data, audio, video or any other information or signals to a point, or between or among points. The term telecommunications service includes such transmission, conveyance or routing in which computer processing applications are used to act on the form, code or protocol of the content for purposes of transmissions, conveyance or routing without regard to whether such service is referred to as voice over internet protocol services or is classified by the federal communications commission as enhanced or value added. Telecommunications service does not include:

- (1) Data processing and information services that allow data to be generated, acquired, stored, processed or retrieved and delivered by an electronic transmission to a purchaser where such purchaser's primary purpose for the underlying transaction is the processed data or information;

- (2) installation or maintenance of wiring or equipment on a customer's premises;
- (3) tangible personal property;

(4) advertising, including, but not limited to, directory advertising;

(5) billing and collection services provided to third parties;

(6) internet access service;

(7) radio and television audio and video programming services, regardless of the medium, including the furnishing of transmission, conveyance and routing of such services by the programming service provider. Radio and television audio and video programming services shall include, but not be limited to, cable service as defined in 47 U.S.C. § 522(6) and audio and video programming services delivered by commercial mobile radio service providers, as defined in 47 C.F.R. § 20.3;

(8) ancillary services; or

(9) digital products delivered electronically, including, but not limited to, software, music, video, reading materials or ring tones.

(bbb) "800 service" means a telecommunications service that allows a caller to dial a toll-free number without incurring a charge for the call. The service is typically marketed under the name 800, 855, 866, 877 and 888 toll-free calling, and any subsequent numbers designated by the federal communications commission.

(ccc) "900 service" means an inbound toll telecommunications service purchased by a subscriber that allows the subscriber's customers to call in to the subscriber's prerecorded announcement or live service. 900 service does not include the charge for collection services provided by the seller of the telecommunications services to the subscriber, or service or product sold by the subscriber to the subscriber's customer. The service is typically marketed under the name 900 service, and any subsequent numbers designated by the federal communications commission.

(ddd) "Value-added non-voice data service" means a service that otherwise meets the definition of telecommunications services in which computer processing applications are used to act on the form, content, code or protocol of the information or data primarily for a purpose other than transmission, conveyance or routing.

(eee) "International" means a telecommunications service that originates or terminates in the United States and terminates or originates outside the United States, respectively. United States includes the District of Columbia or a U.S. territory or possession.

(fff) "Interstate" means a telecommunications service that originates in one United States state, or a United States territory or possession, and terminates in a different United States state or a United States territory or possession.

(ggg) "Intrastate" means a telecommunications service that originates in one United States state or a United States territory or possession, and terminates in the same United States state or a United States territory or possession.

(hhh) "Cereal malt beverage" shall have the same meaning as such term is defined in K.S.A. 41-2701, and amendments thereto, except that for the purposes of the Kansas retailers sales tax act and for no other purpose, such term shall include beer containing not more than 6% alcohol by volume when such beer is sold by a retailer licensed under the Kansas cereal malt beverage act.

(iii) "Nonprofit integrated community care organization" means an entity that is:

(1) Exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986;

(2) certified to participate in the medicare program as a hospice under 42 C.F.R. § 418 et seq. and focused on providing care to the aging and indigent population at home

and through inpatient care, adult daycare or assisted living facilities and related facilities and services across multiple counties; and

(3) approved by the Kansas department for aging and disability services as an organization providing services under the program of all-inclusive care for the elderly as defined in 42 U.S.C. § 1396u-4 and regulations implementing such section.

(jjj) (1) "Bottled water" means water that is placed in a safety sealed container or package for human consumption. "Bottled water" is calorie free and does not contain sweeteners or other additives, except that it may contain:

- (A) Antimicrobial agents;
- (B) fluoride;
- (C) carbonation;
- (D) vitamins, minerals and electrolytes;
- (E) oxygen;
- (F) preservatives; or
- (G) only those flavors, extracts or essences derived from a spice or fruit.

(2) "Bottled water" includes water that is delivered to the buyer in a reusable container that is not sold with the water.

(lll) (1) "Candy" means a preparation of sugar, honey or other natural or artificial sweeteners in combination with chocolate, fruits, nuts or other ingredients or flavorings in the form of bars, drops or pieces.

(2) "Candy" does not include any preparation containing flour and shall require no refrigeration.

(mmm) "Dietary supplement" means the same as defined in K.S.A. 79-3606(jjj), and amendments thereto.

(nnn) "Food sold through vending machines" means food dispensed from a machine or other mechanical device that accepts payment.

(ooo) (1) "Prepared food" means:

- (A) Food sold in a heated state or heated by the seller;
- (B) two or more food ingredients mixed or combined by the seller for sale as a single item; or
- (C) food sold with eating utensils provided by the seller, including, but not limited to, plates, knives, forks, spoons, glasses, cups, napkins or straws. A plate does not include a container or packaging used to transport the food.

(2) "Prepared food" does not include:

- (A) Food that is only cut, repackaged or pasteurized by the seller; or
- (B) eggs, fish, meat, poultry or foods containing these raw animal foods that require cooking by the consumer as recommended by the food and drug administration in chapter 3, part 401.11 of the food and drug administration food code so as to prevent ~~food-borne~~ foodborne illnesses.

(ppp) (1) "Soft drinks" means nonalcoholic beverages that contain natural or artificial sweeteners.

(2) "Soft drinks" does not include beverages that contain milk or milk products, soy, rice or similar milk substitutes or beverages that are greater than 50% vegetable or fruit juice by volume.

Sec. 20. K.S.A. 2022 Supp. 79-3606 is hereby amended to read as follows: 79-3606. The following shall be exempt from the tax imposed by this act:

- (a) All sales of motor-vehicle fuel or other articles upon which a sales or excise tax

has been paid, not subject to refund, under the laws of this state except cigarettes and electronic cigarettes as defined by K.S.A. 79-3301, and amendments thereto, including consumable material for such electronic cigarettes, cereal malt beverages and malt products as defined by K.S.A. 79-3817, and amendments thereto, including wort, liquid malt, malt syrup and malt extract, that is not subject to taxation under the provisions of K.S.A. 79-41a02, and amendments thereto, motor vehicles taxed pursuant to K.S.A. 79-5117, and amendments thereto, tires taxed pursuant to K.S.A. 65-3424d, and amendments thereto, drycleaning and laundry services taxed pursuant to K.S.A. 65-34,150, and amendments thereto, and gross receipts from regulated sports contests taxed pursuant to the Kansas professional regulated sports act, and amendments thereto;

(b) all sales of tangible personal property or service, including the renting and leasing of tangible personal property, purchased directly by the state of Kansas, a political subdivision thereof, other than a school or educational institution, or purchased by a public or private nonprofit hospital, public hospital authority, nonprofit blood, tissue or organ bank or nonprofit integrated community care organization and used exclusively for state, political subdivision, hospital, public hospital authority, nonprofit blood, tissue or organ bank or nonprofit integrated community care organization purposes, except when: (1) Such state, hospital or public hospital authority is engaged or proposes to engage in any business specifically taxable under the provisions of this act and such items of tangible personal property or service are used or proposed to be used in such business; or (2) such political subdivision is engaged or proposes to engage in the business of furnishing gas, electricity or heat to others and such items of personal property or service are used or proposed to be used in such business;

(c) all sales of tangible personal property or services, including the renting and leasing of tangible personal property, purchased directly by a public or private elementary or secondary school or public or private nonprofit educational institution and used primarily by such school or institution for nonsectarian programs and activities provided or sponsored by such school or institution or in the erection, repair or enlargement of buildings to be used for such purposes. The exemption herein provided shall not apply to erection, construction, repair, enlargement or equipment of buildings used primarily for human habitation, except that such exemption shall apply to the erection, construction, repair, enlargement or equipment of buildings used for human habitation by the cerebral palsy research foundation of Kansas located in Wichita, Kansas, and multi community diversified services, incorporated, located in McPherson, Kansas;

(d) all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any public or private nonprofit hospital or public hospital authority, public or private elementary or secondary school, a public or private nonprofit educational institution, state correctional institution including a privately constructed correctional institution contracted for state use and ownership, that would be exempt from taxation under the provisions of this act if purchased directly by such hospital or public hospital authority, school, educational institution or a state correctional institution; and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any political subdivision of the state or district described in subsection (s), the total cost of which is paid from funds

of such political subdivision or district and that would be exempt from taxation under the provisions of this act if purchased directly by such political subdivision or district. Nothing in this subsection or in the provisions of K.S.A. 12-3418, and amendments thereto, shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any political subdivision of the state or any such district. As used in this subsection, K.S.A. 12-3418 and 79-3640, and amendments thereto, "funds of a political subdivision" shall mean general tax revenues, the proceeds of any bonds and gifts or grants-in-aid. Gifts shall not mean funds used for the purpose of constructing, equipping, reconstructing, repairing, enlarging, furnishing or remodeling facilities that are to be leased to the donor. When any political subdivision of the state, district described in subsection (s), public or private nonprofit hospital or public hospital authority, public or private elementary or secondary school, public or private nonprofit educational institution, state correctional institution including a privately constructed correctional institution contracted for state use and ownership shall contract for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to the political subdivision, district described in subsection (s), hospital or public hospital authority, school, educational institution or department of corrections concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. As an alternative to the foregoing procedure, any such contracting entity may apply to the secretary of revenue for agent status for the sole purpose of issuing and furnishing project exemption certificates to contractors pursuant to rules and regulations adopted by the secretary establishing conditions and standards for the granting and maintaining of such status. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, the political subdivision, district described in subsection (s), hospital or public hospital authority, school, educational institution or the contractor contracting with the department of corrections for a correctional institution concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a

misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(e) all sales of tangible personal property or services purchased by a contractor for the erection, repair or enlargement of buildings or other projects for the government of the United States, its agencies or instrumentalities, that would be exempt from taxation if purchased directly by the government of the United States, its agencies or instrumentalities. When the government of the United States, its agencies or instrumentalities shall contract for the erection, repair, or enlargement of any building or other project, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificates to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to the government of the United States, its agencies or instrumentalities concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. As an alternative to the foregoing procedure, any such contracting entity may apply to the secretary of revenue for agent status for the sole purpose of issuing and furnishing project exemption certificates to contractors pursuant to rules and regulations adopted by the secretary establishing conditions and standards for the granting and maintaining of such status. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(f) tangible personal property purchased by a railroad or public utility for consumption or movement directly and immediately in interstate commerce;

(g) sales of aircraft including remanufactured and modified aircraft sold to persons using directly or through an authorized agent such aircraft as certified or licensed carriers of persons or property in interstate or foreign commerce under authority of the laws of the United States or any foreign government or sold to any foreign government or agency or instrumentality of such foreign government and all sales of aircraft for use outside of the United States and sales of aircraft repair, modification and replacement parts and sales of services employed in the remanufacture, modification and repair of aircraft;

(h) all rentals of nonsectarian textbooks by public or private elementary or secondary schools;

(i) the lease or rental of all films, records, tapes, or any type of sound or picture transcriptions used by motion picture exhibitors;

(j) meals served without charge or food used in the preparation of such meals to employees of any restaurant, eating house, dining car, hotel, drugstore or other place where meals or drinks are regularly sold to the public if such employees' duties are related to the furnishing or sale of such meals or drinks;

(k) any motor vehicle, semitrailer or pole trailer, as such terms are defined by

K.S.A. 8-126, and amendments thereto, or aircraft sold and delivered in this state to a bona fide resident of another state, which motor vehicle, semitrailer, pole trailer or aircraft is not to be registered or based in this state and which vehicle, semitrailer, pole trailer or aircraft will not remain in this state more than 10 days;

(l) all isolated or occasional sales of tangible personal property, services, substances or things, except isolated or occasional sale of motor vehicles specifically taxed under the provisions of K.S.A. 79-3603(o), and amendments thereto;

(m) all sales of tangible personal property that become an ingredient or component part of tangible personal property or services produced, manufactured or compounded for ultimate sale at retail within or without the state of Kansas; and any such producer, manufacturer or compounder may obtain from the director of taxation and furnish to the supplier an exemption certificate number for tangible personal property for use as an ingredient or component part of the property or services produced, manufactured or compounded;

(n) all sales of tangible personal property that is consumed in the production, manufacture, processing, mining, drilling, refining or compounding of tangible personal property, the treating of by-products or wastes derived from any such production process, the providing of services or the irrigation of crops for ultimate sale at retail within or without the state of Kansas; and any purchaser of such property may obtain from the director of taxation and furnish to the supplier an exemption certificate number for tangible personal property for consumption in such production, manufacture, processing, mining, drilling, refining, compounding, treating, irrigation and in providing such services;

(o) all sales of animals, fowl and aquatic plants and animals, the primary purpose of which is use in agriculture or aquaculture, as defined in K.S.A. 47-1901, and amendments thereto, the production of food for human consumption, the production of animal, dairy, poultry or aquatic plant and animal products, fiber or fur, or the production of offspring for use for any such purpose or purposes;

(p) all sales of drugs dispensed pursuant to a prescription order by a licensed practitioner or a mid-level practitioner as defined by K.S.A. 65-1626, and amendments thereto. As used in this subsection, "drug" means a compound, substance or preparation and any component of a compound, substance or preparation, other than food and food ingredients, dietary supplements or alcoholic beverages, recognized in the official United States pharmacopeia, official homeopathic pharmacopoeia of the United States or official national formulary, and supplement to any of them, intended for use in the diagnosis, cure, mitigation, treatment or prevention of disease or intended to affect the structure or any function of the body, except that for taxable years commencing after December 31, 2013, this subsection shall not apply to any sales of drugs used in the performance or induction of an abortion, as defined in K.S.A. 65-6701, and amendments thereto;

(q) all sales of insulin dispensed by a person licensed by the state board of pharmacy to a person for treatment of diabetes at the direction of a person licensed to practice medicine by the state board of healing arts;

(r) all sales of oxygen delivery equipment, kidney dialysis equipment, enteral feeding systems, prosthetic devices and mobility enhancing equipment prescribed in writing by a person licensed to practice the healing arts, dentistry or optometry, and in addition to such sales, all sales of hearing aids, as defined by K.S.A. 74-5807(c), and

amendments thereto, and repair and replacement parts therefor, including batteries, by a person licensed in the practice of dispensing and fitting hearing aids pursuant to the provisions of K.S.A. 74-5808, and amendments thereto. For the purposes of this subsection: (1) "Mobility enhancing equipment" means equipment including repair and replacement parts to same, but does not include durable medical equipment, which is primarily and customarily used to provide or increase the ability to move from one place to another and which is appropriate for use either in a home or a motor vehicle; is not generally used by persons with normal mobility; and does not include any motor vehicle or equipment on a motor vehicle normally provided by a motor vehicle manufacturer; and (2) "prosthetic device" means a replacement, corrective or supportive device including repair and replacement parts for same worn on or in the body to artificially replace a missing portion of the body, prevent or correct physical deformity or malfunction or support a weak or deformed portion of the body;

(s) except as provided in K.S.A. 82a-2101, and amendments thereto, all sales of tangible personal property or services purchased directly or indirectly by a groundwater management district organized or operating under the authority of K.S.A. 82a-1020 et seq., and amendments thereto, by a rural water district organized or operating under the authority of K.S.A. 82a-612, and amendments thereto, or by a water supply district organized or operating under the authority of K.S.A. 19-3501 et seq., 19-3522 et seq. or 19-3545, and amendments thereto, which property or services are used in the construction activities, operation or maintenance of the district;

(t) all sales of farm machinery and equipment or aquaculture machinery and equipment, repair and replacement parts therefor and services performed in the repair and maintenance of such machinery and equipment. For the purposes of this subsection the term "farm machinery and equipment or aquaculture machinery and equipment" shall include a work-site utility vehicle, as defined in K.S.A. 8-126, and amendments thereto, and is equipped with a bed or cargo box for hauling materials, and shall also include machinery and equipment used in the operation of Christmas tree farming but shall not include any passenger vehicle, truck, truck tractor, trailer, semitrailer or pole trailer, other than a farm trailer, as such terms are defined by K.S.A. 8-126, and amendments thereto. "Farm machinery and equipment" includes precision farming equipment that is portable or is installed or purchased to be installed on farm machinery and equipment. "Precision farming equipment" includes the following items used only in computer-assisted farming, ranching or aquaculture production operations: Soil testing sensors, yield monitors, computers, monitors, software, global positioning and mapping systems, guiding systems, modems, data communications equipment and any necessary mounting hardware, wiring and antennas. Each purchaser of farm machinery and equipment or aquaculture machinery and equipment exempted herein must certify in writing on the copy of the invoice or sales ticket to be retained by the seller that the farm machinery and equipment or aquaculture machinery and equipment purchased will be used only in farming, ranching or aquaculture production. Farming or ranching shall include the operation of a feedlot and farm and ranch work for hire and the operation of a nursery;

(u) all leases or rentals of tangible personal property used as a dwelling if such tangible personal property is leased or rented for a period of more than 28 consecutive days;

(v) all sales of tangible personal property to any contractor for use in preparing

meals for delivery to homebound elderly persons over 60 years of age and to homebound disabled persons or to be served at a group-sitting at a location outside of the home to otherwise homebound elderly persons over 60 years of age and to otherwise homebound disabled persons, as all or part of any food service project funded in whole or in part by government or as part of a private nonprofit food service project available to all such elderly or disabled persons residing within an area of service designated by the private nonprofit organization, and all sales of tangible personal property for use in preparing meals for consumption by indigent or homeless individuals whether or not such meals are consumed at a place designated for such purpose, and all sales of food products by or on behalf of any such contractor or organization for any such purpose;

(w) all sales of natural gas, electricity, heat and water delivered through mains, lines or pipes: (1) To residential premises for noncommercial use by the occupant of such premises; (2) for agricultural use and also, for such use, all sales of propane gas; (3) for use in the severing of oil; and (4) to any property which is exempt from property taxation pursuant to K.S.A. 79-201b, Second through Sixth. As used in this paragraph, "severing" means the same as defined in K.S.A. 79-4216(k), and amendments thereto. For all sales of natural gas, electricity and heat delivered through mains, lines or pipes pursuant to the provisions of subsection (w)(1) and (w)(2), the provisions of this subsection shall expire on December 31, 2005;

(x) all sales of propane gas, LP-gas, coal, wood and other fuel sources for the production of heat or lighting for noncommercial use of an occupant of residential premises occurring prior to January 1, 2006;

(y) all sales of materials and services used in the repairing, servicing, altering, maintaining, manufacturing, remanufacturing, or modification of railroad rolling stock for use in interstate or foreign commerce under authority of the laws of the United States;

(z) all sales of tangible personal property and services purchased directly by a port authority or by a contractor therefor as provided by the provisions of K.S.A. 12-3418, and amendments thereto;

(aa) all sales of materials and services applied to equipment that is transported into the state from without the state for repair, service, alteration, maintenance, remanufacture or modification and that is subsequently transported outside the state for use in the transmission of liquids or natural gas by means of pipeline in interstate or foreign commerce under authority of the laws of the United States;

(bb) all sales of used mobile homes or manufactured homes. As used in this subsection: (1) "Mobile homes" and "manufactured homes" mean the same as defined in K.S.A. 58-4202, and amendments thereto; and (2) "sales of used mobile homes or manufactured homes" means sales other than the original retail sale thereof;

(cc) all sales of tangible personal property or services purchased prior to January 1, 2012, except as otherwise provided, for the purpose of and in conjunction with constructing, reconstructing, enlarging or remodeling a business or retail business that meets the requirements established in K.S.A. 74-50,115, and amendments thereto, and the sale and installation of machinery and equipment purchased for installation at any such business or retail business, and all sales of tangible personal property or services purchased on or after January 1, 2012, for the purpose of and in conjunction with constructing, reconstructing, enlarging or remodeling a business that meets the

requirements established in K.S.A. 74-50,115(e), and amendments thereto, and the sale and installation of machinery and equipment purchased for installation at any such business. When a person shall contract for the construction, reconstruction, enlargement or remodeling of any such business or retail business, such person shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials, machinery and equipment for incorporation in such project. The contractor shall furnish the number of such certificates to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to the owner of the business or retail business a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials, machinery or equipment purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed thereon, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. As used in this subsection, "business" and "retail business" mean the same as defined in K.S.A. 74-50,114, and amendments thereto. Project exemption certificates that have been previously issued under this subsection by the department of revenue pursuant to K.S.A. 74-50,115, and amendments thereto, but not including K.S.A. 74-50,115(e), and amendments thereto, prior to January 1, 2012, and have not expired will be effective for the term of the project or two years from the effective date of the certificate, whichever occurs earlier. Project exemption certificates that are submitted to the department of revenue prior to January 1, 2012, and are found to qualify will be issued a project exemption certificate that will be effective for a two-year period or for the term of the project, whichever occurs earlier;

(dd) all sales of tangible personal property purchased with food stamps issued by the United States department of agriculture;

(ee) all sales of lottery tickets and shares made as part of a lottery operated by the state of Kansas;

(ff) on and after July 1, 1988, all sales of new mobile homes or manufactured homes to the extent of 40% of the gross receipts, determined without regard to any trade-in allowance, received from such sale. As used in this subsection, "mobile homes" and "manufactured homes" mean the same as defined in K.S.A. 58-4202, and amendments thereto;

(gg) all sales of tangible personal property purchased in accordance with vouchers issued pursuant to the federal special supplemental food program for women, infants and children;

(hh) all sales of medical supplies and equipment, including durable medical equipment, purchased directly by a nonprofit skilled nursing home or nonprofit intermediate nursing care home, as defined by K.S.A. 39-923, and amendments thereto, for the purpose of providing medical services to residents thereof. This exemption shall not apply to tangible personal property customarily used for human habitation purposes. As used in this subsection, "durable medical equipment" means equipment including

repair and replacement parts for such equipment, that can withstand repeated use, is primarily and customarily used to serve a medical purpose, generally is not useful to a person in the absence of illness or injury and is not worn in or on the body, but does not include mobility enhancing equipment as defined in subsection (r), oxygen delivery equipment, kidney dialysis equipment or enteral feeding systems;

(ii) all sales of tangible personal property purchased directly by a nonprofit organization for nonsectarian comprehensive multidiscipline youth development programs and activities provided or sponsored by such organization, and all sales of tangible personal property by or on behalf of any such organization. This exemption shall not apply to tangible personal property customarily used for human habitation purposes;

(jj) all sales of tangible personal property or services, including the renting and leasing of tangible personal property, purchased directly on behalf of a community-based facility for people with intellectual disability or mental health center organized pursuant to K.S.A. 19-4001 et seq., and amendments thereto, and licensed in accordance with the provisions of K.S.A. 39-2001 et seq., and amendments thereto, and all sales of tangible personal property or services purchased by contractors during the time period from July, 2003, through June, 2006, for the purpose of constructing, equipping, maintaining or furnishing a new facility for a community-based facility for people with intellectual disability or mental health center located in Riverton, Cherokee County, Kansas, that would have been eligible for sales tax exemption pursuant to this subsection if purchased directly by such facility or center. This exemption shall not apply to tangible personal property customarily used for human habitation purposes;

(kk) (1) (A) all sales of machinery and equipment that are used in this state as an integral or essential part of an integrated production operation by a manufacturing or processing plant or facility;

(B) all sales of installation, repair and maintenance services performed on such machinery and equipment; and

(C) all sales of repair and replacement parts and accessories purchased for such machinery and equipment.

(2) For purposes of this subsection:

(A) "Integrated production operation" means an integrated series of operations engaged in at a manufacturing or processing plant or facility to process, transform or convert tangible personal property by physical, chemical or other means into a different form, composition or character from that in which it originally existed. Integrated production operations shall include: (i) Production line operations, including packaging operations; (ii) preproduction operations to handle, store and treat raw materials; (iii) post production handling, storage, warehousing and distribution operations; and (iv) waste, pollution and environmental control operations, if any;

(B) "production line" means the assemblage of machinery and equipment at a manufacturing or processing plant or facility where the actual transformation or processing of tangible personal property occurs;

(C) "manufacturing or processing plant or facility" means a single, fixed location owned or controlled by a manufacturing or processing business that consists of one or more structures or buildings in a contiguous area where integrated production operations are conducted to manufacture or process tangible personal property to be ultimately sold at retail. Such term shall not include any facility primarily operated for

the purpose of conveying or assisting in the conveyance of natural gas, electricity, oil or water. A business may operate one or more manufacturing or processing plants or facilities at different locations to manufacture or process a single product of tangible personal property to be ultimately sold at retail;

(D) "manufacturing or processing business" means a business that utilizes an integrated production operation to manufacture, process, fabricate, finish or assemble items for wholesale and retail distribution as part of what is commonly regarded by the general public as an industrial manufacturing or processing operation or an agricultural commodity processing operation. (i) Industrial manufacturing or processing operations include, by way of illustration but not of limitation, the fabrication of automobiles, airplanes, machinery or transportation equipment, the fabrication of metal, plastic, wood or paper products, electricity power generation, water treatment, petroleum refining, chemical production, wholesale bottling, newspaper printing, ready mixed concrete production, and the remanufacturing of used parts for wholesale or retail sale. Such processing operations shall include operations at an oil well, gas well, mine or other excavation site where the oil, gas, minerals, coal, clay, stone, sand or gravel that has been extracted from the earth is cleaned, separated, crushed, ground, milled, screened, washed or otherwise treated or prepared before its transmission to a refinery or before any other wholesale or retail distribution. (ii) Agricultural commodity processing operations include, by way of illustration but not of limitation, meat packing, poultry slaughtering and dressing, processing and packaging farm and dairy products in sealed containers for wholesale and retail distribution, feed grinding, grain milling, frozen food processing, and grain handling, cleaning, blending, fumigation, drying and aeration operations engaged in by grain elevators or other grain storage facilities. (iii) Manufacturing or processing businesses do not include, by way of illustration but not of limitation, nonindustrial businesses whose operations are primarily retail and that produce or process tangible personal property as an incidental part of conducting the retail business, such as retailers who bake, cook or prepare food products in the regular course of their retail trade, grocery stores, meat lockers and meat markets that butcher or dress livestock or poultry in the regular course of their retail trade, contractors who alter, service, repair or improve real property, and retail businesses that clean, service or refurbish and repair tangible personal property for its owner;

(E) "repair and replacement parts and accessories" means all parts and accessories for exempt machinery and equipment, including, but not limited to, dies, jigs, molds, patterns and safety devices that are attached to exempt machinery or that are otherwise used in production, and parts and accessories that require periodic replacement such as belts, drill bits, grinding wheels, grinding balls, cutting bars, saws, refractory brick and other refractory items for exempt kiln equipment used in production operations;

(F) "primary" or "primarily" mean more than 50% of the time.

(3) For purposes of this subsection, machinery and equipment shall be deemed to be used as an integral or essential part of an integrated production operation when used to:

(A) Receive, transport, convey, handle, treat or store raw materials in preparation of its placement on the production line;

(B) transport, convey, handle or store the property undergoing manufacturing or processing at any point from the beginning of the production line through any warehousing or distribution operation of the final product that occurs at the plant or

facility;

(C) act upon, effect, promote or otherwise facilitate a physical change to the property undergoing manufacturing or processing;

(D) guide, control or direct the movement of property undergoing manufacturing or processing;

(E) test or measure raw materials, the property undergoing manufacturing or processing or the finished product, as a necessary part of the manufacturer's integrated production operations;

(F) plan, manage, control or record the receipt and flow of inventories of raw materials, consumables and component parts, the flow of the property undergoing manufacturing or processing and the management of inventories of the finished product;

(G) produce energy for, lubricate, control the operating of or otherwise enable the functioning of other production machinery and equipment and the continuation of production operations;

(H) package the property being manufactured or processed in a container or wrapping in which such property is normally sold or transported;

(I) transmit or transport electricity, coke, gas, water, steam or similar substances used in production operations from the point of generation, if produced by the manufacturer or processor at the plant site, to that manufacturer's production operation; or, if purchased or delivered from off-site, from the point where the substance enters the site of the plant or facility to that manufacturer's production operations;

(J) cool, heat, filter, refine or otherwise treat water, steam, acid, oil, solvents or other substances that are used in production operations;

(K) provide and control an environment required to maintain certain levels of air quality, humidity or temperature in special and limited areas of the plant or facility, where such regulation of temperature or humidity is part of and essential to the production process;

(L) treat, transport or store waste or other byproducts of production operations at the plant or facility; or

(M) control pollution at the plant or facility where the pollution is produced by the manufacturing or processing operation.

(4) The following machinery, equipment and materials shall be deemed to be exempt even though it may not otherwise qualify as machinery and equipment used as an integral or essential part of an integrated production operation: (A) Computers and related peripheral equipment that are utilized by a manufacturing or processing business for engineering of the finished product or for research and development or product design; (B) machinery and equipment that is utilized by a manufacturing or processing business to manufacture or rebuild tangible personal property that is used in manufacturing or processing operations, including tools, dies, molds, forms and other parts of qualifying machinery and equipment; (C) portable plants for aggregate concrete, bulk cement and asphalt including cement mixing drums to be attached to a motor vehicle; (D) industrial fixtures, devices, support facilities and special foundations necessary for manufacturing and production operations, and materials and other tangible personal property sold for the purpose of fabricating such fixtures, devices, facilities and foundations. An exemption certificate for such purchases shall be signed by the manufacturer or processor. If the fabricator purchases such material, the fabricator shall also sign the exemption certificate; (E) a manufacturing or processing

business' laboratory equipment that is not located at the plant or facility, but that would otherwise qualify for exemption under subsection (3)(E); (F) all machinery and equipment used in surface mining activities as described in K.S.A. 49-601 et seq., and amendments thereto, beginning from the time a reclamation plan is filed to the acceptance of the completed final site reclamation.

(5) "Machinery and equipment used as an integral or essential part of an integrated production operation" shall not include:

(A) Machinery and equipment used for nonproduction purposes, including, but not limited to, machinery and equipment used for plant security, fire prevention, first aid, accounting, administration, record keeping, advertising, marketing, sales or other related activities, plant cleaning, plant communications and employee work scheduling;

(B) machinery, equipment and tools used primarily in maintaining and repairing any type of machinery and equipment or the building and plant;

(C) transportation, transmission and distribution equipment not primarily used in a production, warehousing or material handling operation at the plant or facility, including the means of conveyance of natural gas, electricity, oil or water, and equipment related thereto, located outside the plant or facility;

(D) office machines and equipment including computers and related peripheral equipment not used directly and primarily to control or measure the manufacturing process;

(E) furniture and other furnishings;

(F) buildings, other than exempt machinery and equipment that is permanently affixed to or becomes a physical part of the building, and any other part of real estate that is not otherwise exempt;

(G) building fixtures that are not integral to the manufacturing operation, such as utility systems for heating, ventilation, air conditioning, communications, plumbing or electrical;

(H) machinery and equipment used for general plant heating, cooling and lighting;

(I) motor vehicles that are registered for operation on public highways; or

(J) employee apparel, except safety and protective apparel that is purchased by an employer and furnished gratuitously to employees who are involved in production or research activities.

(6) Paragraphs (3) and (5) shall not be construed as exclusive listings of the machinery and equipment that qualify or do not qualify as an integral or essential part of an integrated production operation. When machinery or equipment is used as an integral or essential part of production operations part of the time and for nonproduction purposes at other times, the primary use of the machinery or equipment shall determine whether or not such machinery or equipment qualifies for exemption.

(7) The secretary of revenue shall adopt rules and regulations necessary to administer the provisions of this subsection;

(ll) all sales of educational materials purchased for distribution to the public at no charge by a nonprofit corporation organized for the purpose of encouraging, fostering and conducting programs for the improvement of public health, except that for taxable years commencing after December 31, 2013, this subsection shall not apply to any sales of such materials purchased by a nonprofit corporation which performs any abortion, as defined in K.S.A. 65-6701, and amendments thereto;

(mm) all sales of seeds and tree seedlings; fertilizers, insecticides, herbicides,

germicides, pesticides and fungicides; and services, purchased and used for the purpose of producing plants in order to prevent soil erosion on land devoted to agricultural use;

(nn) except as otherwise provided in this act, all sales of services rendered by an advertising agency or licensed broadcast station or any member, agent or employee thereof;

(oo) all sales of tangible personal property purchased by a community action group or agency for the exclusive purpose of repairing or weatherizing housing occupied by low-income individuals;

(pp) all sales of drill bits and explosives actually utilized in the exploration and production of oil or gas;

(qq) all sales of tangible personal property and services purchased by a nonprofit museum or historical society or any combination thereof, including a nonprofit organization that is organized for the purpose of stimulating public interest in the exploration of space by providing educational information, exhibits and experiences, that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986;

(rr) all sales of tangible personal property that will admit the purchaser thereof to any annual event sponsored by a nonprofit organization that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, except that for taxable years commencing after December 31, 2013, this subsection shall not apply to any sales of such tangible personal property purchased by a nonprofit organization which performs any abortion, as defined in K.S.A. 65-6701, and amendments thereto;

(ss) all sales of tangible personal property and services purchased by a public broadcasting station licensed by the federal communications commission as a noncommercial educational television or radio station;

(tt) all sales of tangible personal property and services purchased by or on behalf of a not-for-profit corporation that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, for the sole purpose of constructing a Kansas Korean War memorial;

(uu) all sales of tangible personal property and services purchased by or on behalf of any rural volunteer fire-fighting organization for use exclusively in the performance of its duties and functions;

(vv) all sales of tangible personal property purchased by any of the following organizations that are exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, for the following purposes, and all sales of any such property by or on behalf of any such organization for any such purpose:

(1) The American heart association, Kansas affiliate, inc. for the purposes of providing education, training, certification in emergency cardiac care, research and other related services to reduce disability and death from cardiovascular diseases and stroke;

(2) the Kansas alliance for the mentally ill, inc. for the purpose of advocacy for persons with mental illness and to education, research and support for their families;

(3) the Kansas mental illness awareness council for the purposes of advocacy for persons who are mentally ill and for education, research and support for them and their families;

(4) the American diabetes association Kansas affiliate, inc. for the purpose of eliminating diabetes through medical research, public education focusing on disease prevention and education, patient education including information on coping with diabetes, and professional education and training;

(5) the American lung association of Kansas, inc. for the purpose of eliminating all lung diseases through medical research, public education including information on coping with lung diseases, professional education and training related to lung disease and other related services to reduce the incidence of disability and death due to lung disease;

(6) the Kansas chapters of the Alzheimer's disease and related disorders association, inc. for the purpose of providing assistance and support to persons in Kansas with Alzheimer's disease, and their families and caregivers;

(7) the Kansas chapters of the Parkinson's disease association for the purpose of eliminating Parkinson's disease through medical research and public and professional education related to such disease;

(8) the national kidney foundation of Kansas and western Missouri for the purpose of eliminating kidney disease through medical research and public and private education related to such disease;

(9) the heartstrings community foundation for the purpose of providing training, employment and activities for adults with developmental disabilities;

(10) the cystic fibrosis foundation, heart of America chapter, for the purposes of assuring the development of the means to cure and control cystic fibrosis and improving the quality of life for those with the disease;

(11) the spina bifida association of Kansas for the purpose of providing financial, educational and practical aid to families and individuals with spina bifida. Such aid includes, but is not limited to, funding for medical devices, counseling and medical educational opportunities;

(12) the CHWC, Inc., for the purpose of rebuilding urban core neighborhoods through the construction of new homes, acquiring and renovating existing homes and other related activities, and promoting economic development in such neighborhoods;

(13) the cross-lines cooperative council for the purpose of providing social services to low income individuals and families;

(14) the dreams work, inc., for the purpose of providing young adult day services to individuals with developmental disabilities and assisting families in avoiding institutional or nursing home care for a developmentally disabled member of their family;

(15) the KSDS, Inc., for the purpose of promoting the independence and inclusion of people with disabilities as fully participating and contributing members of their communities and society through the training and providing of guide and service dogs to people with disabilities, and providing disability education and awareness to the general public;

(16) the lyme association of greater Kansas City, Inc., for the purpose of providing support to persons with lyme disease and public education relating to the prevention, treatment and cure of lyme disease;

(17) the dream factory, inc., for the purpose of granting the dreams of children with critical and chronic illnesses;

(18) the Ottawa Suzuki strings, inc., for the purpose of providing students and

families with education and resources necessary to enable each child to develop fine character and musical ability to the fullest potential;

(19) the international association of lions clubs for the purpose of creating and fostering a spirit of understanding among all people for humanitarian needs by providing voluntary services through community involvement and international cooperation;

(20) the Johnson county young matrons, inc., for the purpose of promoting a positive future for members of the community through volunteerism, financial support and education through the efforts of an all volunteer organization;

(21) the American cancer society, inc., for the purpose of eliminating cancer as a major health problem by preventing cancer, saving lives and diminishing suffering from cancer, through research, education, advocacy and service;

(22) the community services of Shawnee, inc., for the purpose of providing food and clothing to those in need;

(23) the angel babies association, for the purpose of providing assistance, support and items of necessity to teenage mothers and their babies; and

(24) the Kansas fairgrounds foundation for the purpose of the preservation, renovation and beautification of the Kansas state fairgrounds;

(ww) all sales of tangible personal property purchased by the habitat for humanity for the exclusive use of being incorporated within a housing project constructed by such organization;

(xx) all sales of tangible personal property and services purchased by a nonprofit zoo that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, or on behalf of such zoo by an entity itself exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986 contracted with to operate such zoo and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any nonprofit zoo that would be exempt from taxation under the provisions of this section if purchased directly by such nonprofit zoo or the entity operating such zoo. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any nonprofit zoo. When any nonprofit zoo shall contract for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to the nonprofit zoo concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so

incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, the nonprofit zoo concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(yy) all sales of tangible personal property and services purchased by a parent-teacher association or organization, and all sales of tangible personal property by or on behalf of such association or organization;

(zz) all sales of machinery and equipment purchased by over-the-air, free access radio or television station that is used directly and primarily for the purpose of producing a broadcast signal or is such that the failure of the machinery or equipment to operate would cause broadcasting to cease. For purposes of this subsection, machinery and equipment shall include, but not be limited to, that required by rules and regulations of the federal communications commission, and all sales of electricity which are essential or necessary for the purpose of producing a broadcast signal or is such that the failure of the electricity would cause broadcasting to cease;

(aaa) all sales of tangible personal property and services purchased by a religious organization that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, and used exclusively for religious purposes, and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any such organization that would be exempt from taxation under the provisions of this section if purchased directly by such organization. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any such organization. When any such organization shall contract for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to such organization concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so

incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such organization concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. Sales tax paid on and after July 1, 1998, but prior to the effective date of this act upon the gross receipts received from any sale exempted by the amendatory provisions of this subsection shall be refunded. Each claim for a sales tax refund shall be verified and submitted to the director of taxation upon forms furnished by the director and shall be accompanied by any additional documentation required by the director. The director shall review each claim and shall refund that amount of sales tax paid as determined under the provisions of this subsection. All refunds shall be paid from the sales tax refund fund upon warrants of the director of accounts and reports pursuant to vouchers approved by the director or the director's designee;

(bbb) all sales of food for human consumption by an organization that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, pursuant to a food distribution program that offers such food at a price below cost in exchange for the performance of community service by the purchaser thereof;

(ccc) on and after July 1, 1999, all sales of tangible personal property and services purchased by a primary care clinic or health center the primary purpose of which is to provide services to medically underserved individuals and families, and that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any such clinic or center that would be exempt from taxation under the provisions of this section if purchased directly by such clinic or center, except that for taxable years commencing after December 31, 2013, this subsection shall not apply to any sales of such tangible personal property and services purchased by a primary care clinic or health center which performs any abortion, as defined in K.S.A. 65-6701, and amendments thereto. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any such clinic or center. When any such clinic or center shall contract for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the

same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to such clinic or center concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such clinic or center concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(ddd) on and after January 1, 1999, and before January 1, 2000, all sales of materials and services purchased by any class II or III railroad as classified by the federal surface transportation board for the construction, renovation, repair or replacement of class II or III railroad track and facilities used directly in interstate commerce. In the event any such track or facility for which materials and services were purchased sales tax exempt is not operational for five years succeeding the allowance of such exemption, the total amount of sales tax that would have been payable except for the operation of this subsection shall be recouped in accordance with rules and regulations adopted for such purpose by the secretary of revenue;

(eee) on and after January 1, 1999, and before January 1, 2001, all sales of materials and services purchased for the original construction, reconstruction, repair or replacement of grain storage facilities, including railroad sidings providing access thereto;

(fff) all sales of material handling equipment, racking systems and other related machinery and equipment that is used for the handling, movement or storage of tangible personal property in a warehouse or distribution facility in this state; all sales of installation, repair and maintenance services performed on such machinery and equipment; and all sales of repair and replacement parts for such machinery and equipment. For purposes of this subsection, a warehouse or distribution facility means a single, fixed location that consists of buildings or structures in a contiguous area where storage or distribution operations are conducted that are separate and apart from the business' retail operations, if any, and that do not otherwise qualify for exemption as occurring at a manufacturing or processing plant or facility. Material handling and storage equipment shall include aeration, dust control, cleaning, handling and other such equipment that is used in a public grain warehouse or other commercial grain storage facility, whether used for grain handling, grain storage, grain refining or processing, or other grain treatment operation;

(ggg) all sales of tangible personal property and services purchased by or on behalf of the Kansas academy of science, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and used solely by such academy for the preparation, publication and dissemination of education materials;

(hhh) all sales of tangible personal property and services purchased by or on behalf of all domestic violence shelters that are member agencies of the Kansas coalition against sexual and domestic violence;

(iii) all sales of personal property and services purchased by an organization that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and such personal property and services are used by any such organization in the collection, storage and distribution of food products to nonprofit organizations that distribute such food products to persons pursuant to a food distribution program on a charitable basis without fee or charge, and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities used for the collection and storage of such food products for any such organization which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, that would be exempt from taxation under the provisions of this section if purchased directly by such organization. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any such organization. When any such organization shall contract for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to such organization concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in such facilities or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in such facilities reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such organization concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon

conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. Sales tax paid on and after July 1, 2005, but prior to the effective date of this act upon the gross receipts received from any sale exempted by the amendatory provisions of this subsection shall be refunded. Each claim for a sales tax refund shall be verified and submitted to the director of taxation upon forms furnished by the director and shall be accompanied by any additional documentation required by the director. The director shall review each claim and shall refund that amount of sales tax paid as determined under the provisions of this subsection. All refunds shall be paid from the sales tax refund fund upon warrants of the director of accounts and reports pursuant to vouchers approved by the director or the director's designee;

(jjj) all sales of dietary supplements dispensed pursuant to a prescription order by a licensed practitioner or a mid-level practitioner as defined by K.S.A. 65-1626, and amendments thereto. As used in this subsection, "dietary supplement" means any product, other than tobacco, intended to supplement the diet that: (1) Contains one or more of the following dietary ingredients: A vitamin, a mineral, an herb or other botanical, an amino acid, a dietary substance for use by humans to supplement the diet by increasing the total dietary intake or a concentrate, metabolite, constituent, extract or combination of any such ingredient; (2) is intended for ingestion in tablet, capsule, powder, softgel, gelcap or liquid form, or if not intended for ingestion, in such a form, is not represented as conventional food and is not represented for use as a sole item of a meal or of the diet; and (3) is required to be labeled as a dietary supplement, identifiable by the supplemental facts box found on the label and as required pursuant to 21 C.F.R. § 101.36;

(lll) all sales of tangible personal property and services purchased by special olympics Kansas, inc. for the purpose of providing year-round sports training and athletic competition in a variety of olympic-type sports for individuals with intellectual disabilities by giving them continuing opportunities to develop physical fitness, demonstrate courage, experience joy and participate in a sharing of gifts, skills and friendship with their families, other special olympics athletes and the community, and activities provided or sponsored by such organization, and all sales of tangible personal property by or on behalf of any such organization;

(mmm) all sales of tangible personal property purchased by or on behalf of the Marillac center, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing psycho-social-biological and special education services to children, and all sales of any such property by or on behalf of such organization for such purpose;

(nnn) all sales of tangible personal property and services purchased by the west Sedgwick county-sunrise rotary club and sunrise charitable fund for the purpose of constructing a boundless playground which is an integrated, barrier free and developmentally advantageous play environment for children of all abilities and disabilities;

(ooo) all sales of tangible personal property by or on behalf of a public library serving the general public and supported in whole or in part with tax money or a not-for-profit organization whose purpose is to raise funds for or provide services or other benefits to any such public library;

(ppp) all sales of tangible personal property and services purchased by or on behalf of a homeless shelter that is exempt from federal income taxation pursuant to section

501(c)(3) of the federal income tax code of 1986, and used by any such homeless shelter to provide emergency and transitional housing for individuals and families experiencing homelessness, and all sales of any such property by or on behalf of any such homeless shelter for any such purpose;

(qqq) all sales of tangible personal property and services purchased by TLC for children and families, inc., hereinafter referred to as TLC, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and such property and services are used for the purpose of providing emergency shelter and treatment for abused and neglected children as well as meeting additional critical needs for children, juveniles and family, and all sales of any such property by or on behalf of TLC for any such purpose; and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for the operation of services for TLC for any such purpose that would be exempt from taxation under the provisions of this section if purchased directly by TLC. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities for TLC. When TLC contracts for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to TLC a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, TLC shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(rrr) all sales of tangible personal property and services purchased by any county law library maintained pursuant to law and sales of tangible personal property and services purchased by an organization that would have been exempt from taxation under the provisions of this subsection if purchased directly by the county law library for the purpose of providing legal resources to attorneys, judges, students and the general

public, and all sales of any such property by or on behalf of any such county law library;

(sss) all sales of tangible personal property and services purchased by catholic charities or youthville, hereinafter referred to as charitable family providers, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and which such property and services are used for the purpose of providing emergency shelter and treatment for abused and neglected children as well as meeting additional critical needs for children, juveniles and family, and all sales of any such property by or on behalf of charitable family providers for any such purpose; and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for the operation of services for charitable family providers for any such purpose which would be exempt from taxation under the provisions of this section if purchased directly by charitable family providers. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities for charitable family providers. When charitable family providers contracts for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to charitable family providers a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, charitable family providers shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(ttt) all sales of tangible personal property or services purchased by a contractor for a project for the purpose of restoring, constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling a home or facility owned by a nonprofit museum that has been granted an exemption pursuant to subsection (qq), which such home or facility is located in a city that has been designated as a qualified

hometown pursuant to the provisions of K.S.A. 75-5071 et seq., and amendments thereto, and which such project is related to the purposes of K.S.A. 75-5071 et seq., and amendments thereto, and that would be exempt from taxation under the provisions of this section if purchased directly by such nonprofit museum. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the restoring, constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling a home or facility for any such nonprofit museum. When any such nonprofit museum shall contract for the purpose of restoring, constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling a home or facility, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificates to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project, the contractor shall furnish to such nonprofit museum a sworn statement on a form to be provided by the director of taxation that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in a home or facility or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such nonprofit museum shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction thereof, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(uuu) all sales of tangible personal property and services purchased by Kansas children's service league, hereinafter referred to as KCSL, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and which such property and services are used for the purpose of providing for the prevention and treatment of child abuse and maltreatment as well as meeting additional critical needs for children, juveniles and family, and all sales of any such property by or on behalf of KCSL for any such purpose; and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for the operation of services for KCSL for any such purpose that would be exempt from taxation under the provisions of this section if purchased directly by KCSL. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities for KCSL. When KCSL contracts for the purpose of

constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to KCSL a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, KCSL shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(vvv) all sales of tangible personal property or services, including the renting and leasing of tangible personal property or services, purchased by jazz in the woods, inc., a Kansas corporation that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing jazz in the woods, an event benefiting children-in-need and other nonprofit charities assisting such children, and all sales of any such property by or on behalf of such organization for such purpose;

(www) all sales of tangible personal property purchased by or on behalf of the Frontenac education foundation, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing education support for students, and all sales of any such property by or on behalf of such organization for such purpose;

(xxx) all sales of personal property and services purchased by the booth theatre foundation, inc., an organization, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and which such personal property and services are used by any such organization in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling of the booth theatre, and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling the booth theatre for such organization, that would be exempt from taxation under the provisions of this section if purchased directly by such organization. Nothing in this subsection shall be deemed to

exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any such organization. When any such organization shall contract for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to such organization concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in such facilities or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in such facilities reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such organization concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. Sales tax paid on and after January 1, 2007, but prior to the effective date of this act upon the gross receipts received from any sale which would have been exempted by the provisions of this subsection had such sale occurred after the effective date of this act shall be refunded. Each claim for a sales tax refund shall be verified and submitted to the director of taxation upon forms furnished by the director and shall be accompanied by any additional documentation required by the director. The director shall review each claim and shall refund that amount of sales tax paid as determined under the provisions of this subsection. All refunds shall be paid from the sales tax refund fund upon warrants of the director of accounts and reports pursuant to vouchers approved by the director or the director's designee;

(yyy) all sales of tangible personal property and services purchased by TLC charities foundation, inc., hereinafter referred to as TLC charities, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and which such property and services are used for the purpose of encouraging private philanthropy to further the vision, values, and goals of TLC for children and families, inc.; and all sales of such property and services by or on behalf of TLC charities for any such purpose and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for the operation of services for

TLC charities for any such purpose that would be exempt from taxation under the provisions of this section if purchased directly by TLC charities. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities for TLC charities. When TLC charities contracts for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to TLC charities a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be incorporated into the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, TLC charities shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(zzz) all sales of tangible personal property purchased by the rotary club of shawnee foundation, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, as amended, used for the purpose of providing contributions to community service organizations and scholarships;

(aaaa) all sales of personal property and services purchased by or on behalf of victory in the valley, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing a cancer support group and services for persons with cancer, and all sales of any such property by or on behalf of any such organization for any such purpose;

(bbbb) all sales of entry or participation fees, charges or tickets by Guadalupe health foundation, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for such organization's annual fundraising event which purpose is to provide health care services for uninsured workers;

(cccc) all sales of tangible personal property or services purchased by or on behalf of wayside waifs, inc., which is exempt from federal income taxation pursuant to

section 501(c)(3) of the federal internal revenue code, for the purpose of providing such organization's annual fundraiser, an event whose purpose is to support the care of homeless and abandoned animals, animal adoption efforts, education programs for children and efforts to reduce animal over-population and animal welfare services, and all sales of any such property, including entry or participation fees or charges, by or on behalf of such organization for such purpose;

(dddd) all sales of tangible personal property or services purchased by or on behalf of goodwill industries or Easter seals of Kansas, inc., both of which are exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing education, training and employment opportunities for people with disabilities and other barriers to employment;

(eeee) all sales of tangible personal property or services purchased by or on behalf of all American beef battalion, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of educating, promoting and participating as a contact group through the beef cattle industry in order to carry out such projects that provide support and morale to members of the United States armed forces and military services;

(ffff) all sales of tangible personal property and services purchased by sheltered living, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and which such property and services are used for the purpose of providing residential and day services for people with developmental disabilities or intellectual disability, or both, and all sales of any such property by or on behalf of sheltered living, inc., for any such purpose; and all sales of tangible personal property or services purchased by a contractor for the purpose of rehabilitating, constructing, maintaining, repairing, enlarging, furnishing or remodeling homes and facilities for sheltered living, inc., for any such purpose that would be exempt from taxation under the provisions of this section if purchased directly by sheltered living, inc. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, maintaining, repairing, enlarging, furnishing or remodeling such homes and facilities for sheltered living, inc. When sheltered living, inc., contracts for the purpose of rehabilitating, constructing, maintaining, repairing, enlarging, furnishing or remodeling such homes and facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to sheltered living, inc., a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the

purpose for which such certificate was issued, sheltered living, inc., shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(gggg) all sales of game birds for which the primary purpose is use in hunting;

(hhhh) all sales of tangible personal property or services purchased on or after July 1, 2014, for the purpose of and in conjunction with constructing, reconstructing, enlarging or remodeling a business identified under the North American industry classification system (NAICS) subsectors 1123, 1124, 112112, 112120 or 112210, and the sale and installation of machinery and equipment purchased for installation at any such business. The exemption provided in this subsection shall not apply to projects that have actual total costs less than \$50,000. When a person contracts for the construction, reconstruction, enlargement or remodeling of any such business, such person shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials, machinery and equipment for incorporation in such project. The contractor shall furnish the number of such certificates to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project, the contractor shall furnish to the owner of the business a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. Any contractor or any agent, employee or subcontractor of the contractor, who shall use or otherwise dispose of any materials, machinery or equipment purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed thereon, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(iiii) all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for the operation of services for Wichita children's home for any such purpose that would be exempt from taxation under the provisions of this section if purchased directly by Wichita children's home. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities for Wichita children's home. When Wichita children's home contracts for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of

the project, the contractor shall furnish to Wichita children's home a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, Wichita children's home shall be liable for the tax on all materials purchased for the project, and upon payment, it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(jjjj) all sales of tangible personal property or services purchased by or on behalf of the beacon, inc., that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing those desiring help with food, shelter, clothing and other necessities of life during times of special need;

(kkkk) all sales of tangible personal property and services purchased by or on behalf of reaching out from within, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of sponsoring self-help programs for incarcerated persons that will enable such incarcerated persons to become role models for non-violence while in correctional facilities and productive family members and citizens upon return to the community;

(llll) all sales of tangible personal property and services purchased by Gove county healthcare endowment foundation, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and which such property and services are used for the purpose of constructing and equipping an airport in Quinter, Kansas, and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing and equipping an airport in Quinter, Kansas, for such organization, that would be exempt from taxation under the provisions of this section if purchased directly by such organization. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing or equipping of facilities for such organization. When such organization shall contract for the purpose of constructing or equipping an airport in Quinter, Kansas, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project, the contractor shall furnish to such organization concerned a sworn statement, on a form to be provided by the director of

taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in such facilities or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in such facilities reported and paid by such contractor to the director of taxation no later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such organization concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. The provisions of this subsection shall expire and have no effect on and after July 1, 2019;

(mmmm) all sales of gold or silver coins; and palladium, platinum, gold or silver bullion. For the purposes of this subsection, "bullion" means bars, ingots or commemorative medallions of gold, silver, platinum, palladium, or a combination thereof, for which the value of the metal depends on its content and not the form;

(nnnn) all sales of tangible personal property or services purchased by friends of hospice of Jefferson county, an organization that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, for the purpose of providing support to the Jefferson county hospice agency in end-of-life care of Jefferson county families, friends and neighbors, and all sales of entry or participation fees, charges or tickets by friends of hospice of Jefferson county for such organization's fundraising event for such purpose; ~~and~~

(oooo) all sales of tangible personal property or services purchased for the purpose of and in conjunction with constructing, reconstructing, enlarging or remodeling a qualified business facility by a qualified firm or qualified supplier that meets the requirements established in K.S.A. 2022 Supp. 74-50,312 and 74-50,319, and amendments thereto, and that has been approved for a project exemption certificate by the secretary of commerce, and the sale and installation of machinery and equipment purchased by such qualified firm or qualified supplier for installation at any such qualified business facility. When a person shall contract for the construction, reconstruction, enlargement or remodeling of any such qualified business facility, such person shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials, machinery and equipment for incorporation in such project. The contractor shall furnish the number of such certificates to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project, the contractor shall furnish to the owner of the qualified firm or qualified supplier a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and

shall be subject to audit by the director of taxation. Any contractor or any agent, employee or subcontractor thereof who shall use or otherwise dispose of any materials, machinery or equipment purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed thereon, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. As used in this subsection, "qualified business facility," "qualified firm" and "qualified supplier" mean the same as defined in K.S.A. 2022 Supp. 74-50,311, and amendments thereto; and

(pppp) (1) (A) all sales of equipment, machinery, software, ancillary components, appurtenances, accessories or other infrastructure purchased for use in the provision of communications services; and

(B) all services purchased by a provider in the provision of the communications service used in the repair, maintenance or installation in such communications service.

(2) As used in this subsection:

(A) "Communications service" means internet access service, telecommunications service, video service or any combination thereof.

(B) "Equipment, machinery, software, ancillary components, appurtenances, accessories or other infrastructure" includes, but is not limited to:

(i) Wires, cables, fiber, conduits, antennas, poles, switches, routers, amplifiers, rectifiers, repeaters, receivers, multiplexers, duplexers, transmitters, circuit cards, insulating and protective materials and cases, power equipment, backup power equipment, diagnostic equipment, storage devices, modems, cable modem termination systems and servers;

(ii) other general central office or headend equipment, such as channel cards, frames and cabinets;

(iii) equipment used in successor technologies, including items used to monitor, test, maintain, enable or facilitate qualifying equipment, machinery, software, ancillary components, appurtenances and accessories; and

(iv) other infrastructure that is used in whole or in part to provide communications services, including broadcasting, distributing, sending, receiving, storing, transmitting, retransmitting, amplifying, switching, providing connectivity for or routing communications services.

(C) "Internet access service" means the same as internet access as defined in section 1105 of the internet tax freedom act amendments of 2007, public law 110-108.

(D) "Provider" means a person or entity that sells communications service, including an affiliate or subsidiary.

(E) "Telecommunications service" means the same as defined in K.S.A. 79-3602, and amendments thereto.

(F) "Video service" means the same as defined in K.S.A. 12-2022, and amendments thereto.

(3) The provisions of this subsection shall expire and have no effect on and after July 1, 2028.

Sec. 21. K.S.A. 2022 Supp. 79-4508a is hereby amended to read as follows: 79-4508a. (a) For tax year 2022, and all tax years thereafter, the amount of any claim pursuant to this section shall be computed by deducting the claimant's base year ad valorem tax amount for the homestead from the claimant's homestead ad valorem tax

amount for the tax year for which the refund is sought.

(b) As used in this section:

(1) "Base year" means the year in which an individual becomes an eligible claimant and who is also eligible for a claim for refund pursuant to this section. For any individual who would otherwise be an eligible claimant prior to 2021, such base year shall be deemed to be 2021 for the purposes of this act.

(2) "Claimant" means a person who has filed a claim under the provisions of this act and was, during the entire calendar year preceding the year in which such claim was filed for refund under this act, except as provided in K.S.A. 79-4503, and amendments thereto, both domiciled in this state and was: (A) A person who is 65 years of age or older; or (B) a disabled veteran. The surviving spouse of a person 65 years of age or older or a disabled veteran who was receiving benefits pursuant to this section at the time of the claimant's death shall be eligible to continue to receive benefits until such time the surviving spouse remarries.

(3) "Household income" means all income as defined in K.S.A. 79-4502(a), and amendments thereto, excluding all payments received under the federal social security act received by persons of a household in a calendar year while members of such household.

(c) A claimant shall only be eligible for a claim for refund under this section if:

(1) The claimant's household income for the year in which the claim is filed is ~~\$50,000~~ \$80,000 or less, except as provided in subsection (f); and

(2) the appraised value of the claimant's homestead for the base year is ~~\$350,000~~ \$500,000 or less.

The provisions of K.S.A. 79-4522, and amendments thereto, shall not apply to a claim pursuant to this section. In the case of all tax years commencing after December 31, 2022, the upper limit household income threshold amount prescribed in this subsection shall be increased by an amount equal to such threshold amount multiplied by the cost-of-living adjustment determined under section 1(f)(3) of the federal internal revenue code for the calendar year in which the taxable year commences. In the case of all base years commencing after December 31, 2021, the upper limit appraised value threshold amount prescribed in this subsection shall be increased each year to reflect the average percentage change in statewide residential valuation of existing residential real property for the preceding 10 years.

(d) A taxpayer shall not be eligible for a homestead property tax refund claim pursuant to this section if such taxpayer has received for such property for such tax year either: (1) A homestead property tax refund pursuant to K.S.A. 79-4508, and amendments thereto; or (2) the selective assistance for effective senior relief (SAFESR) credit pursuant to K.S.A. 79-32,263, and amendments thereto.

(e) The amount of any claim shall be computed to the nearest \$1.

(f) The household income eligibility provision of subsection (c)(1) shall not apply to a claimant who is a disabled veteran.

(g) The household income and appraised value amendments made to this section by this act shall apply retroactively, and the deadline to file claims for tax year 2022 shall be extended to on or before April 15, 2024.

(h) The provisions of this section shall be a part of and supplemental to the homestead property tax refund act."

Also on page 8, in line 22, by striking "and" and inserting ", 79-1496,"; in line 23,

after "32,107" by inserting ", 79-32,202a and 79-32,273 and K.S.A. 2022 Supp. 79-1460, 79-1476, 79-2005, 79-2988, 79-2989, 79-32,117, as amended by section 5 of 2023 House Bill No. 2197, 79-32,287, 79-3606 and 79-4508a"; following line 23, by inserting:

"Sec. 23. On and after January 1, 2024, K.S.A. 2022 Supp. 79-3602c is hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 4, after the second semicolon by inserting "extending reimbursement from the taxpayer notification costs fund for printing and postage costs for county clerks for calendar year 2024; modifying and prescribing the contents of the revenue neutral rate public hearing notice; providing two prior years' values on the annual valuation notice; allowing for filing of an appraisal by a certified residential real property appraiser for appeal purposes; discontinuing the prohibition of paying taxes under protest after a valuation notice appeal; accounting for adverse influences in the valuation of agricultural land; including properties used for registered agritourism activities as land devoted to agricultural use for purposes of classification; providing a property tax exemption for certain business property operated in competition with property owned or operated by a governmental entity;"; in line 6, after the semicolon by inserting "providing a subtraction modification to permit the carryforward of certain net operating losses for individuals; providing a subtraction modification for the federal work opportunity tax credit and the employee retention credit disallowances; increasing the tax credit amount for adoption expenses and making the credit refundable; increasing the maximum yearly amount of income tax credits available for purchases under the disability employment act from qualified vendors and continuing in existence such credits beyond tax year 2023; defining qualifying vendors and eligible employees; clarifying the determination of taxable income of an electing pass-through entity and providing for the passing through of tax credits to electing pass-through entity owners for purposes of the salt parity act; excluding social security payments from household income and expanding eligibility for seniors and disabled veterans related to increased property tax homestead refund claims; relating to income, privilege and premium tax credits; establishing a tax credit for contributions to eligible charitable organizations operating pregnancy centers or residential maternity facilities; relating to sales taxation; providing for a sales tax exemption for sales of property and services used in the provision of communications services; excluding manufacturers' coupons from the sales or selling price;"; in line 7, by striking the first "and" and inserting ", 79-1496,"; also in line 7, after "79-32,107" by inserting ", 79-32,202a and 79-32,273 and K.S.A. 2022 Supp. 79-1460, 79-1476, 79-2005, 79-2988, 79-2989, 79-32,117, as amended by section 5 of 2023 House Bill No. 2197, 79-32,287, 79-3602c, 79-3606 and 79-4508a";

And your committee on conference recommends the adoption of this report.

ADAM SMITH
BRIAN BERGKAMP
TOM SAWYER

Conferees on part of House

CARYN TYSON
VIRGIL PECK
TOM HOLLAND

Conferees on part of Senate

During debate on the adoption of the Conference Committee Report on **SB 8**, roll call was demanded on motion of Rep. V. Miller to adjourn the House until 10:00 a.m., Wednesday, April 26, 2023.

On roll call, the vote was: Yeas 37; Nays 81; Present but not voting: 0; Absent or not voting: 7.

Yeas: Alcalá, Amyx, Ballard, Blew, Boyd, Carlin, Carmichael, Carr, Curtis, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoye, Jacobs, Martinez, Melton, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Robinson, Ruiz, S., Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Winn, Xu.

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

Present but not voting: None.

Absent or not voting: Featherston, Houser, Meyer, Poetter Parshall, Ruiz, L., Sawyer, Woodard.

On motion of Rep. A. Smith to adopt the conference committee report on **SB 8**, Rep. Helgerson offered a substitute motion to not adopt the conference committee report and that a new conference committee be appointed.

The substitute motion of Rep. Helgerson did not prevail and the question reverted back to the original motion of Rep. A. Smith to adopt the conference committee report.

On motion of Rep. Smith, A., the conference committee report on **SB 8** was adopted.

On roll call, the vote was: Yeas 76; Nays 43; Present but not voting: 0; Absent or not voting: 6.

Yeas: Anderson, Awerkamp, Barth, Bergquist, Blew, Blex, Bloom, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Hill, Hoffman, Hoheisel, Howe, Howell, Howerton, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, Minnix, Moser, Murphy, Neely, Owens, F. Patton, Penn, Pickert, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Schmoe, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Turk, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L..

Nays: Alcalá, Amyx, Ballard, Bergkamp, Borjon, Boyd, Carlin, Carmichael, Carr, Curtis, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoye, Jacobs, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Titus, Turner, Underhill, Vaughn, Weigel, Winn, Xu, Younger.

Present but not voting: None.

Absent or not voting: Featherston, Houser, Poetter Parshall, Ruiz, L., Seiwert, Woodard.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2024** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 1, following line 10, by inserting:

"New Section 1. (a) (1) When an investigation of child abuse or neglect conducted pursuant to K.S.A. 38-2226, and amendments thereto, includes a CARE referral that a child abuse medical resource center has recommended a CARE exam be conducted and the CARE provider determines a child has been subjected to physical abuse, emotional abuse, medical neglect or physical neglect, such determination shall be reported in a completed review and provided to the secretary for children and families and the local law enforcement agency or the agency's designee.

(2) When the secretary receives a completed review pursuant to paragraph (1), the secretary shall consider and include the completed review in making recommendations regarding the care, safety and placement of the child and maintain the completed review in the case record.

(3) Reviews conducted pursuant to paragraph (1) shall be confidential and not be disclosed except as provided in this section and K.S.A. 38-2209 through 38-2213, and amendments thereto.

(b) To provide forensic evaluation services to a child alleged to be a victim of physical abuse, emotional abuse, medical neglect or physical neglect in investigations that include a CARE exam:

(1) Child abuse medical resource centers may collaborate directly or through technology with CARE providers to provide forensic medical evaluations, medical training, support, mentoring and peer review to enhance the skill and role of child abuse medical resource centers and the CARE providers in a multidisciplinary context;

(2) CARE providers and child abuse medical resource centers shall provide and receive specialized training for medical evaluations conducted in a hospital, child advocacy center or by a private healthcare professional without the need for an agreement between such center and provider; and

(3) the CARE network shall develop recommendations concerning the medical-based screening process and forensic evidence collection for a child and provide such recommendations to CARE providers, child advocacy centers, hospitals and licensed practitioners.

(c) To implement and administer this section, the secretary of health and environment shall:

(1) Provide training for CARE providers to establish and maintain compliance with the requirements of K.S.A. 38-2202, and amendments thereto;

- (2) assist in the implementation of subsection (b);
 - (3) pay for and manage a network referral system database; and
 - (4) adopt rules and regulations as necessary, subject to available appropriations.
- (d) (1) A provider shall submit all charges for payment of reviews and CARE exams to the secretary of health and environment within 90 days after a review or exam has been performed.
- (2) The secretary of health and environment shall pay all charges directly to the provider within 30 days after being submitted.
- (3) The payment amount shall be for the exam at the rate not to exceed \$750 for providing such exam, excluding costs for treatment that may be required due to the diagnosis, or any facility fees, supplies or laboratory or radiology testing.
- (4) If a provider is found to have submitted fraudulent charges, such provider shall be banned from the CARE network and the secretary of health and environment shall report such incident to the provider's licensing board. Such licensing board shall investigate such report to determine whether unprofessional conduct has occurred.
- (5) On or before January 31, 2024, the secretary of health and environment shall prepare and present a report to the house of representatives standing committee on child welfare and foster care and the senate standing committee on public health and welfare, or their successor committees, of the activities and operations under this section. Such report shall include:
- (A) The number of providers who have submitted charges;
 - (B) the number of reviews and CARE exams performed;
 - (C) average charge submitted per review and CARE exam;
 - (D) total amount paid out to providers;
 - (E) the average number of days between when:
 - (i) A review or CARE exam is performed and charges are submitted; and
 - (ii) charges are submitted and paid to a provider; and
 - (F) any findings of fraudulent charges.
- (e) There is hereby established in the state treasury the child abuse review and evaluation fund, and such fund shall be administered by the secretary of health and environment. All expenditures from the child abuse review and evaluation fund shall be for payments of reviews, CARE exams, training of CARE providers and the implementation and administration of subsection (b), as needed. All expenditures from the child abuse review and evaluation fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary of health and environment or the secretary's designee. All moneys received for reviews, CARE exams and CARE provider training shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the child abuse

review and evaluation fund.

(f) This section shall be a part of and supplemental to the revised Kansas code for care of children.

New Sec. 2. (a) This section shall be known and may be cited as the Representative Gail Finney memorial foster care bill of rights.

(b) Consistent with the policy of the state expressed in K.S.A. 38-2201 et seq., and amendments thereto, in order to ensure proper care and protection of a child in need of care in the child welfare system, unless otherwise ordered by the court, such child shall have the right to:

(1) Live in a safe, comfortable placement, in accordance with K.S.A. 38-2255, and amendments thereto:

(A) Where such child lives in the least restrictive environment;

(B) where such child shall be treated with respect, have a place to store belongings and receive healthy food, adequate clothing and appropriate personal hygiene products;

(C) with siblings when possible; and

(D) upon proper investigation and consideration in accordance with K.S.A. 38-2242, and amendments thereto, with a relative, kinship care placement or someone from such child's community with similar religious beliefs or ethnic heritage;

(2) have visits with family;

(3) have as few placements as possible;

(4) have and maintain belongings by:

(A) Making a list of belongings to have when placed out of home;

(B) providing such list of belongings to such child's case manager;

(C) bringing such belongings when placed out of home; and

(D) if going on a visit or to a new placement, having belongings packed and transportable for the visit or move;

(5) have access to all appropriate school supplies, services, tutoring, extra-curricular, cultural and personal enrichment activities;

(6) attend school daily in accordance with K.S.A. 38-2218, and amendments thereto;

(7) receive a high school diploma if such child has earned the standard credits in accordance with K.S.A. 38-2285, and amendments thereto;

(8) be notified of all hearings held pursuant to the revised Kansas code for care of children, when age or developmentally appropriate;

(9) attend, in person or virtually, all court hearings held pursuant to the revised Kansas code for care of children, when age or developmentally appropriate;

(10) address the court regarding any proposed placement or placement change in accordance with K.S.A. 38-2262, and amendments thereto, when age or

developmentally appropriate;

(11) have a guardian ad litem represent the best interests of the child, in accordance with K.S.A. 38-2205, and amendments thereto, and contact such child regularly;

(12) request an attorney who will represent the position of the child, if different than the determinations of the guardian ad litem, in accordance with K.S.A. 38-2205, and amendments thereto;

(13) have privacy to send and receive unopened mail and make and receive phone calls;

(14) have regular and private contact with and access to case managers, attorneys and advocates;

(15) access accurate and necessary information for such child's well-being from case managers, guardians and any person who is by law liable to maintain, care for or support the child;

(16) have as few changes in case managers as possible;

(17) contact a case manager's supervisor if there is a conflict that cannot be resolved between such child and such child's case manager;

(18) report a violation of this section without fear of punishment, interference, coercion or retaliation; and

(19) when transitioning out of the child welfare system:

(A) Be an active participant in developing a transition plan, as defined in K.S.A. 38-2202, and amendments thereto;

(B) have services and benefits explained;

(C) have a checking or savings account;

(D) learn to manage money, when age or developmentally appropriate;

(E) learn job skills that are age or developmentally appropriate; and

(F) be involved in life skills training and activities.

(c) Consistent with the policy of the state expressed in K.S.A. 38-2201 et seq., and amendments thereto, in order to ensure active participation of foster parents and kinship caregivers as an integral, indispensable and vital role in the state's efforts to care for children in the custody of the secretary, unless otherwise ordered by the court, such foster parents and kinship caregivers shall have the right to:

(1) Be treated by the Kansas department for children and families and other child welfare system stakeholders with dignity, respect and trust as a primary provider of care and support and a member of the professional team caring for a child in the custody of the secretary;

(2) not be discriminated in accordance with the Kansas act against discrimination, K.S.A. 44-1001, et seq., and amendments thereto, and federal law;

(3) continue with such foster parents' and kinship caregivers' own family values and beliefs with consideration given to the special needs of children who have

experienced trauma and separation from their biological families, if the values and beliefs of the child and the biological family are respected and not infringed upon;

(4) make decisions concerning the child consistent with the policies, procedures and other directions of the Kansas department for children and families and within the limits of state and federal law;

(5) receive standardized preservice training by the Kansas department for children and families or the department's designee and at appropriate intervals to meet mutually assessed needs of the child, such foster parents and kinship caregivers;

(6) receive timely financial reimbursement and be notified of any costs or expenses for which such foster parents and kinship caregivers may be eligible for reimbursement in accordance with K.S.A. 38-2216, and amendments thereto;

(7) receive information regarding services and contact the Kansas department for children and families or the department's designee during regular business hours and, in the event of an emergency, by telephone after business hours;

(8) receive any information on issues concerning the child and known to the Kansas department for children and families or the department's designee that is relevant to the care of the child or that may jeopardize the health and safety of the foster family, the kinship care placement or the child or alter the manner in which care and services should be administered prior to the placement of such child;

(9) discuss known information regarding the child prior to placement and be provided additional information from the Kansas department for children and families or the department's designee as such information becomes available under state and federal law;

(10) refuse placement of a child in such foster parents' and kinship caregivers' home or request the removal of a child from such foster parents' and kinship caregivers' home after providing reasonable notice;

(11) receive any available information through the Kansas department for children and families regarding the number of times a child has been placed and the reasons for such placements, and receive the names and phone numbers of any previous placements if such placements have authorized such a release by law;

(12) receive information from the Kansas department for children and families that is relevant to the care of a child when the child is placed with such foster parents and kinship caregivers;

(13) provide input and participate in the case planning process for the child and participate in and be informed about the planning of visitation between the child and the child's biological family, recognizing that visitation with the child's biological family is important, in accordance with K.S.A. 38-2255, and amendments thereto;

(14) communicate with the child's child welfare case management provider and share and obtain relevant and appropriate information regarding such child's placement;

(15) communicate with members of the child's professional team, including, but not limited to, such child's child welfare management provider, therapists, physicians and teachers as allowed by rules and regulations and state and federal law, for the purpose

of participating in such child's case plan;

(16) be notified in advance of any court hearing or review where the case plan or permanency of the child is an issue, including periodic reviews held by the court, in accordance with the revised Kansas code for care of children;

(17) be considered as a placement option, if a child who was formerly placed with such parents or kinship caregivers is in the custody of the secretary again;

(18) continue contact and communication with a child subsequent to the child's placement from such foster parents' and kinship caregivers' home, subject to the approval of the child and the child's biological parents, if such biological parents' rights have not been terminated;

(19) direct questions to the Kansas department for children and families regarding information, concerns, policy violations and a corrective action plan relating to licensure as a family foster home;

(20) have the rights described in this section be given full consideration when the Kansas department for children and families develops and approves policies regarding placement and permanency;

(21) submit a report to the court pursuant to K.S.A. 38-2261, and amendments thereto; and

(22) request a court hearing regarding a change of placement notice pursuant to K.S.A. 38-2258, and amendments thereto, if a child has been placed with the same foster parents for six months or longer.

(d) (1) The secretary shall provide written and oral notification to foster youth, foster parents and kinship caregivers of the rights created under this section and information for filing complaints.

(2) The secretary shall make a list of the rights created under this section digitally available on the secretary's website.

(3) Each child welfare management provider shall make available physical and digital copies of a list of the rights created under this section.

(e) This section shall not be construed to create a private right of action independent of the revised Kansas code for care of children, but may be enforced through equitable relief as a part of the corresponding case under the revised Kansas code for care of children.

(f) This section shall be a part of and supplemental to the revised Kansas code for care of children.";

Also on page 1, by striking all in lines 30 through 32;

By striking all on page 2;

On page 3, by striking all in lines 1 through 12; following line 12, by inserting:

"Sec. 4. K.S.A. 38-2202 is hereby amended to read as follows: 38-2202. As used in the revised Kansas code for care of children, unless the context otherwise indicates:

(a) "Abandon" or "abandonment" means to forsake, desert or, without making appropriate provision for substitute care, cease providing care for the child.

(b) "Adult correction facility" means any public or private facility, secure or

nonsecure, that is used for the lawful custody of accused or convicted adult criminal offenders.

(c) "Aggravated circumstances" means the abandonment, torture, chronic abuse, sexual abuse or chronic, life threatening neglect of a child.

(d) "Child in need of care" means a person less than 18 years of age at the time of filing of the petition or issuance of an ex parte protective custody order pursuant to K.S.A. 38-2242, and amendments thereto, who:

(1) Is without adequate parental care, control or subsistence and the condition is not due solely to the lack of financial means of the child's parents or other custodian;

(2) is without the care or control necessary for the child's physical, mental or emotional health;

(3) has been physically, mentally or emotionally abused or neglected or sexually abused;

(4) has been placed for care or adoption in violation of law;

(5) has been abandoned or does not have a known living parent;

(6) is not attending school as required by K.S.A. 72-3421 or 72-3120, and amendments thereto;

(7) except in the case of a violation of K.S.A. 41-727, ~~K.S.A. 74-8810(j)~~, ~~K.S.A. 79-3321(m)~~ or (n), or K.S.A. 2022 Supp. 21-6301(a)(14), and amendments thereto, or, except as provided in paragraph (12), does an act which, when committed by a person under 18 years of age, is prohibited by state law, city ordinance or county resolution, but which is not prohibited when done by an adult;

(8) while less than 10 years of age, commits any act that if done by an adult would constitute the commission of a felony or misdemeanor as defined by K.S.A. 2022 Supp. 21-5102, and amendments thereto;

(9) is willfully and voluntarily absent from the child's home without the consent of the child's parent or other custodian;

(10) is willfully and voluntarily absent at least a second time from a court ordered or designated placement, or a placement pursuant to court order, if the absence is without the consent of the person with whom the child is placed or, if the child is placed in a facility, without the consent of the person in charge of such facility or such person's designee;

(11) has been residing in the same residence with a sibling or another person under 18 years of age, who has been physically, mentally or emotionally abused or neglected, or sexually abused;

(12) while less than 10 years of age commits the offense defined in K.S.A. 2022 Supp. 21-6301(a)(14), and amendments thereto;

(13) has had a permanent custodian appointed and the permanent custodian is no longer able or willing to serve; or

(14) has been subjected to an act that would constitute human trafficking or aggravated human trafficking, as defined by K.S.A. 2022 Supp. 21-5426, and amendments thereto, or commercial sexual exploitation of a child, as defined by K.S.A. 2022 Supp. 21-6422, and amendments thereto, or has committed an act which, if committed by an adult, would constitute selling sexual relations, as defined by K.S.A. 2022 Supp. 21-6419, and amendments thereto.

(e) "Child abuse medical resource center" means a medical institution affiliated with an accredited children's hospital or a recognized institution of higher education that

has an accredited medical school program with board-certified child abuse pediatricians who provide training, support, mentoring and peer review to CARE providers on CARE exams.

(f) "Child abuse review and evaluation exam" or "CARE exam" means a forensic medical evaluation of a child alleged to be a victim of abuse or neglect conducted by a CARE provider.

(g) "Child abuse review and evaluation network" or "CARE network" means a network of CARE providers, child abuse medical resource centers and any medical provider associated with a child advocacy center that has the ability to conduct a CARE exam that collaborate to improve services provided to a child alleged to be a victim of abuse or neglect.

(h) "Child abuse review and evaluation provider" or "CARE provider" means a person licensed to practice medicine and surgery, advanced practice registered nurse or licensed physician assistant who performs CARE exams of and provides medical diagnosis and treatment to a child alleged to be a victim of abuse or neglect and who receives:

(1) Kansas-based initial intensive training regarding child maltreatment from the CARE network;

(2) continuous trainings on child maltreatment from the CARE network; and

(3) peer review and new provider mentoring regarding medical evaluations from a child abuse medical resource center.

(i) "Child abuse review and evaluation referral" or "CARE referral" means a brief written review of allegations of physical abuse, emotional abuse, medical neglect or physical neglect submitted by the secretary or law enforcement agency to a child abuse medical resource center for a recommendation of such child's need for medical care that may include a CARE exam.

(j) "Citizen review board" is a group of community volunteers appointed by the court and whose duties are prescribed by K.S.A. 38-2207 and 38-2208, and amendments thereto.

(k) "Civil custody case" includes any case filed under chapter 23 of the Kansas Statutes Annotated, and amendments thereto, the Kansas family law code, article 11 of chapter 38 of the Kansas Statutes Annotated, and amendments thereto, determination of parentage, article 21 of chapter 59 of the Kansas Statutes Annotated, and amendments thereto, adoption and relinquishment act, or article 30 of chapter 59 of the Kansas Statutes Annotated, and amendments thereto, guardians and conservators.

(l) "Court-appointed special advocate" means a responsible adult other than an attorney guardian ad litem who is appointed by the court to represent the best interests of a child, as provided in K.S.A. 38-2206, and amendments thereto, in a proceeding pursuant to this code.

(m) "Custody" whether temporary, protective or legal, means the status created by court order or statute that vests in a custodian, whether an individual or an agency, the right to physical possession of the child and the right to determine placement of the child, subject to restrictions placed by the court.

(n) "Extended out of home placement" means a child has been in the custody of the secretary and placed with neither parent for 15 of the most recent 22 months beginning 60 days after the date at which a child in the custody of the secretary was removed from the child's home.

~~(j)~~(o) "Educational institution" means all schools at the elementary and secondary levels.

~~(k)~~(p) "Educator" means any administrator, teacher or other professional or paraprofessional employee of an educational institution who has exposure to a pupil specified in K.S.A. 72-6143(a), and amendments thereto.

~~(h)~~(q) "Harm" means physical or psychological injury or damage.

~~(m)~~(r) "Interested party" means the grandparent of the child, a person with whom the child has been living for a significant period of time when the child in need of care petition is filed, and any person made an interested party by the court pursuant to K.S.A. 38-2241, and amendments thereto, or Indian tribe seeking to intervene that is not a party.

~~(n)~~(s) "Jail" means:

(1) An adult jail or lockup; or
 (2) a facility in the same building or on the same grounds as an adult jail or lockup, unless the facility meets all applicable standards and licensure requirements under law and there is: (A) Total separation of the juvenile and adult facility spatial areas such that there could be no haphazard or accidental contact between juvenile and adult residents in the respective facilities; (B) total separation in all juvenile and adult program activities within the facilities, including recreation, education, counseling, health care, dining, sleeping and general living activities; and (C) separate juvenile and adult staff, including management, security staff and direct care staff such as recreational, educational and counseling.

~~(e)~~(t) "Juvenile detention facility" means any secure public or private facility used for the lawful custody of accused or adjudicated juvenile offenders that must not be a jail.

~~(p)~~(u) "Juvenile intake and assessment worker" means a responsible adult authorized to perform intake and assessment services as part of the intake and assessment system established pursuant to K.S.A. 75-7023, and amendments thereto.

~~(e)~~(v) "Kinship care placement" means the placement of a child in the home of an adult with whom the child or the child's parent already has close emotional ties.

(w) "Kinship caregiver" means an adult who the secretary has selected for placement for a child in need of care with whom the child or the child's parent already has close emotional ties.

~~(r)~~(x) "Law enforcement officer" means any person who by virtue of office or public employment is vested by law with a duty to maintain public order or to make arrests for crimes, whether that duty extends to all crimes or is limited to specific crimes.

~~(s)~~(y) "Multidisciplinary team" means a group of persons, appointed by the court under K.S.A. 38-2228, and amendments thereto, that has knowledge of the circumstances of a child in need of care.

~~(t)~~(z) "Neglect" means acts or omissions by a parent, guardian or person responsible for the care of a child resulting in harm to a child, or presenting a likelihood of harm, and the acts or omissions are not due solely to the lack of financial means of the child's parents or other custodian. Neglect may include, but shall not be limited to:

(1) Failure to provide the child with food, clothing or shelter necessary to sustain the life or health of the child;
 (2) failure to provide adequate supervision of a child or to remove a child from a

situation that requires judgment or actions beyond the child's level of maturity, physical condition or mental abilities and that results in bodily injury or a likelihood of harm to the child; or

(3) failure to use resources available to treat a diagnosed medical condition if such treatment will make a child substantially more comfortable, reduce pain and suffering, or correct or substantially diminish a crippling condition from worsening. A parent legitimately practicing religious beliefs who does not provide specified medical treatment for a child because of religious beliefs shall, not for that reason, be considered a negligent parent; however, this exception shall not preclude a court from entering an order pursuant to K.S.A. 38-2217(a)(2), and amendments thereto.

~~(u)~~(aa) "Parent" when used in relation to a child or children, includes a guardian and every person who is by law liable to maintain, care for or support the child.

~~(v)~~(bb) "Party" means the state, the petitioner, the child, any parent of the child and an Indian child's tribe intervening pursuant to the Indian child welfare act.

~~(w)~~(cc) "Permanency goal" means the outcome of the permanency planning process, which may be reintegration, adoption, appointment of a permanent custodian or another planned permanent living arrangement.

~~(x)~~(dd) "Permanent custodian" means a judicially approved permanent guardian of a child pursuant to K.S.A. 38-2272, and amendments thereto.

~~(y)~~(ee) "Physical, mental or emotional abuse" means the infliction of physical, mental or emotional harm or the causing of a deterioration of a child and may include, but shall not be limited to, maltreatment or exploiting a child to the extent that the child's health or emotional well-being is endangered.

~~(z)~~(ff) "Placement" means the designation by the individual or agency having custody of where and with whom the child will live.

~~(aa)~~(gg) "Qualified residential treatment program" means a program designated by the secretary for children and families as a qualified residential treatment program pursuant to federal law.

~~(bb)~~(hh) "Reasonable and prudent parenting standard" means the standard characterized by careful and sensible parental decisions that maintain the health, safety and best interests of a child while at the same time encouraging the emotional and developmental growth of the child, that a caregiver shall use when determining whether to allow a child in foster care under the responsibility of the state to participate in extracurricular, enrichment, cultural and social activities.

~~(cc)~~(ii) "Relative" means a person related by blood, marriage or adoption.

~~(dd)~~(jj) "Runaway" means a child who is willfully and voluntarily absent from the child's home without the consent of the child's parent or other custodian.

~~(ee)~~(kk) "Secretary" means the secretary for children and families or the secretary's designee.

~~(ff)~~(ll) "Secure facility" means a facility, other than a staff secure facility or juvenile detention facility, that is operated or structured so as to ensure that all entrances and exits from the facility are under the exclusive control of the staff of the facility, whether or not the person being detained has freedom of movement within the perimeters of the facility, or that relies on locked rooms and buildings, fences or physical restraint in order to control behavior of its residents. No secure facility shall be in a city or county jail.

~~(gg)~~(mm) "Sexual abuse" means any contact or interaction with a child in which

the child is being used for the sexual stimulation of the perpetrator, the child or another person. Sexual abuse shall include, but is not limited to, allowing, permitting or encouraging a child to:

(1) Be photographed, filmed or depicted in pornographic material; or

(2) be subjected to aggravated human trafficking, as defined in K.S.A. 2022 Supp. 21-5426(b), and amendments thereto, if committed in whole or in part for the purpose of the sexual gratification of the offender or another, or be subjected to an act that would constitute conduct proscribed by article 55 of chapter 21 of the Kansas Statutes Annotated or K.S.A. 2022 Supp. 21-6419 or 21-6422, and amendments thereto.

~~(hh)~~(nn) "Shelter facility" means any public or private facility or home, other than a juvenile detention facility or staff secure facility, that may be used in accordance with this code for the purpose of providing either temporary placement for children in need of care prior to the issuance of a dispositional order or longer term care under a dispositional order.

~~(ii)~~(oo) "Staff secure facility" means a facility described in K.S.A. 65-535, and amendments thereto: (1) That does not include construction features designed to physically restrict the movements and activities of juvenile residents who are placed therein; (2) that may establish reasonable rules restricting entrance to and egress from the facility; and (3) in which the movements and activities of individual juvenile residents may, for treatment purposes, be restricted or subject to control through the use of intensive staff supervision. No staff secure facility shall be in a city or county jail.

~~(jj)~~(pp) "Transition plan" means, when used in relation to a youth in the custody of the secretary, an individualized strategy for the provision of medical, mental health, education, employment and housing supports as needed for the adult and, if applicable, for any minor child of the adult, to live independently and specifically provides for the supports and any services for which an adult with a disability is eligible including, but not limited to, funding for home and community based services waivers.

~~(kk)~~(qq) "Youth residential facility" means any home, foster home or structure that provides 24-hour-a-day care for children and that is licensed pursuant to article 5 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto.;

On page 2, in line 15, after the semicolon, by inserting "the Representative Gail Finney memorial foster care bill of rights, section 2, and amendments thereto.;"

On page 3, following line 12, by inserting:

Sec. 6. K.S.A. 38-2226 is hereby amended to read as follows: 38-2226. (a) *Investigation for child abuse or neglect.* The secretary and law enforcement officers shall have the duty to receive and investigate reports of child abuse or neglect for the purpose of determining whether the report is valid and whether action is required to protect a child. Any person or agency which maintains records relating to the involved child which are relevant to any investigation conducted by the secretary or law enforcement agency under this code shall provide the secretary or law enforcement agency with the necessary records to assist in investigations. In order to provide such records, the person or agency maintaining the records shall receive from the secretary or law enforcement: (1) A written request for information; and (2) a written notice that the investigation is being conducted by the secretary or law enforcement. If the secretary and such officers determine that no action is necessary to protect the child but that a criminal prosecution should be considered, such law enforcement officers shall make a report of the case to the appropriate law enforcement agency.

(b) *Joint investigations.* When a report of child abuse or neglect indicates: (1) That there is serious physical harm to, serious deterioration of or sexual abuse of the child; and (2) that action may be required to protect the child, the investigation shall be conducted as a joint effort between the secretary and the appropriate law enforcement agency or agencies, with a free exchange of information between them pursuant to K.S.A. 38-2210, and amendments thereto. If a statement of a suspect is obtained by either agency, a copy of the statement shall be provided to the other.

(c) *Investigation of certain cases.* Suspected child abuse or neglect which occurs in an institution operated by the Kansas department of corrections shall be investigated by the attorney general or secretary of corrections. Any suspected child abuse or neglect in an institution operated by the Kansas department for aging and disability services, or by persons employed by the Kansas department for aging and disability services or the Kansas department for children and families, or of children of persons employed by either department, shall be investigated by the appropriate law enforcement agency.

(d) *Coordination of investigations by county or district attorney.* If a dispute develops between agencies investigating a reported case of child abuse or neglect, the appropriate county or district attorney shall take charge of, direct and coordinate the investigation.

(e) *Investigations concerning certain facilities.* Any investigation involving a facility subject to licensing or regulation by the secretary of health and environment shall be promptly reported to the state secretary of health and environment.

(f) *Cooperation between agencies.* Law enforcement agencies and the secretary shall assist each other in taking action which is necessary to protect a child regardless of which agency conducted the initial investigation.

(g) *Cooperation between school personnel and investigative agencies.* (1) Educational institutions, the secretary and law enforcement agencies shall cooperate with each other in the investigation of reports of suspected child abuse or neglect. The secretary and law enforcement agencies shall have access to a child in a setting designated by school personnel on the premises of an educational institution. Attendance at an interview conducted on such premises shall be at the discretion of the agency conducting the interview, giving consideration to the best interests of the child. To the extent that safety and practical considerations allow, law enforcement officers on such premises for the purpose of investigating a report of suspected child abuse or neglect shall not be in uniform.

(2) The secretary or a law enforcement officer may request the presence of school personnel during an interview if the secretary or officer determines that the presence of such person might provide comfort to the child or facilitate the investigation.

(h) *Visual observation required.* As part of any investigation conducted pursuant to this section, the secretary, ~~or the secretary's designee~~, or the law enforcement agency, or such agency's designee, that is conducting the investigation shall visually observe the child who is the alleged victim of abuse or neglect. In the case of a joint investigation conducted pursuant to subsection (b), the secretary and the investigating law enforcement agency, or the designees of the secretary and such agency, shall both visually observe the child who is the alleged victim of abuse or neglect. All investigation reports shall include the date, time and location of any visual observation of a child that is required by this subsection.

(i) *Child abuse review and evaluation referrals.* (1) Upon investigation by law

enforcement or assignment by the secretary of any investigation of physical abuse or physical neglect conducted pursuant to this section that concerns a child five years of age or younger, the secretary, the law enforcement agency or the agency's designee shall make a CARE referral for such child.

(2) In any other investigation of physical abuse, emotional abuse, medical neglect or physical neglect conducted pursuant to this section, the secretary, the law enforcement agency or the agency's designee may make a CARE referral for such child.

Sec. 7. K.S.A. 38-2258 is hereby amended to read as follows: 38-2258. (a) Except as provided in K.S.A. 38-2255(d)(2) and 38-2259, and amendments thereto, if a child has been in the same foster home, kinship care placement or shelter facility for six months or longer, or has been placed by the secretary in the home of a parent or relative, the secretary shall give written notice of any plan to move the child to a different placement unless the move is to the selected preadoptive family for the purpose of facilitating adoption. The notice shall be given to: (1) The court having jurisdiction over the child; (2) the petitioner; (3) the attorney for the parents, if any; (4) each parent whose address is available; (5) the foster parent or custodian from whose home or shelter facility it is proposed to remove the child; (6) the child, if 12 or more years of age; (7) the child's guardian ad litem; (8) any other party or interested party; and (9) the child's court appointed special advocate.

(b) The notice shall state the placement to which the secretary plans to transfer the child and the reason for the proposed action. The notice shall be mailed by first class mail 30 days in advance of the planned transfer, except that the secretary shall not be required to wait 30 days to transfer the child if all persons enumerated in subsection (a) (2) through (8) consent in writing to the transfer.

(c) Within 14 days after receipt of the notice, any person enumerated in subsection (a)(2) through (8) receiving notice as provided above may request, either orally or in writing, that the court conduct a hearing to determine whether or not the change in placement is in the best interests of the child concerned. When the request has been received, the court shall schedule a hearing and immediately notify the secretary of the request and the time and date the matter will be heard. The court shall give notice of the hearing to persons enumerated in subsection (a)(2) through (9). If the court does not receive a request for hearing within the specified time, the change in placement may occur prior to the expiration of the 30 days. The secretary shall not change the placement of the child, except for the purpose of adoption, unless the change is approved by the court.

(d) When, after the notice set out above, a child in the custody of the secretary is removed from the home of a parent after having been placed in the home of a parent for a period of six months or longer, the secretary shall request a finding that:

(1) (A) The child is likely to sustain harm if not immediately removed from the home;

(B) allowing the child to remain in home is contrary to the welfare of the child; or

(C) immediate placement of the child is in the best interest of the child; and

(2) reasonable efforts have been made to maintain the family unit and prevent the unnecessary removal of the child from the child's home or that an emergency exists which threatens the safety to the child.

(e) The secretary shall present to the court in writing the efforts to maintain the family unit and prevent the unnecessary removal of the child from the child's home. In

making the findings, the court may rely on documentation submitted by the secretary or may set the date for a hearing on the matter. If the secretary requests such finding, the court, not more than 45 days from the date of the request, shall provide the secretary with a written copy of the findings by the court for the purpose of documenting these orders.

Sec. 8. K.S.A. 38-2261 is hereby amended to read as follows: 38-2261. The secretary shall notify the foster parent or ~~parents~~ kinship caregivers that the foster parent or ~~parents~~ kinship caregivers have a right to submit a report. Copies of the report shall be available to the parties and interested parties. The report made by foster parents shall be on a form created and provided by the Kansas department for children and families.";

On page 7, in line 40, after the first "K.S.A." by inserting "38-2202, "; also in line 40, after "38-2203" by inserting ", 38-2226, 38-2258, 38-2261";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "the" by inserting revised Kansas code for care of children, federal Indian child welfare act, "; in line 2, after the semicolon by inserting "relating to procedures in investigations of child abuse or neglect; requiring a child abuse review and evaluation referral; creating a program in the department of health and environment for the training and payment for child abuse reviews and exams; enacting the Representative Gail Finney memorial foster care bill of rights; granting rights to kinship caregivers under the revised Kansas code for care of children, "; in line 6, after "K.S.A." by inserting "38-2202, "; also in line 6, after "38-2203" by inserting ", 38-2226, 38-2258, 38-2261";

And your committee on conference recommends the adoption of this report.

BEVRLEY GOSSAGE

RENEE ERICKSIN

PAT PETTEY

Conferees on part of Senate

SUSAN CONCANNON

TIM JOHNSON

JARROD OUSLEY

Conferees on part of House

On motion of Rep. Concannon, the conference committee report on **HB 2024** was adopted.

On roll call, the vote was: Yeas 116; Nays 0; Present but not voting: 0; Absent or not voting: 9.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgersen, Highberger, Hill, Hoffman, Hoheisel, Hougland, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, V., Minnix, Moser, Murphy, Nelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman,

Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Corbet, Eplee, Featherston, Houser, Miller, S., Poetter Parshall, Ruiz, L., Seiwert, Woodard.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2019** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill, as printed with Senate Committee amendments, as follows:

On page 1, by striking all in lines 7 through 26; following line 26, by inserting:

"New Section 1. (a) Except as provided in subsection (b):

(1) Any public entity that has a significant cybersecurity incident shall notify the Kansas information security office within 12 hours after discovery of such incident.

(2) Any government contractor that has a significant cybersecurity incident that involves the confidentiality, integrity or availability of personal information or confidential information provided by the state of Kansas, networks or information systems operated by or on behalf of the state of Kansas shall notify the Kansas information security office:

(A) Within 72 hours after the government contractor reasonably believes that such significant cybersecurity incident occurred; or

(B) if a determination is made during the investigation that such information, networks or systems were directly impacted, within 12 hours after such determination is made.

(3) If a significant cybersecurity incident described in paragraph (1) or (2) involves election data, then the public entity or government contractor shall also notify the secretary of state of such incident within the time period required by paragraph (1) or (2).

(b) (1) Any entity that is connected to the Kansas criminal justice information system shall report any cybersecurity incident in accordance with rules and regulations adopted by the Kansas criminal justice information system committee pursuant to K.S.A. 74-5704, and amendments thereto.

(2) An entity that is connected to the Kansas criminal justice information system and is not connected to any other state of Kansas information system shall not be required to make the report required in subsection (a).

(3) The Kansas bureau of investigation shall notify the Kansas information security office of any significant cybersecurity incident report it receives in accordance with rules and regulations adopted pursuant to K.S.A. 74-5704, and amendments thereto, not later than 12 hours after receipt of such report.

(c) (1) The information provided pursuant to this section shall only be shared with individuals who need to know such information for response and defensive activities to preserve the integrity of state information systems and networks or to provide assistance if requested.

(2) Such information shall be confidential and shall not be subject to disclosure pursuant to the open records act, K.S.A. 45-215 et seq., and amendments thereto. This paragraph shall expire on July 1, 2028, unless the legislature reviews and acts to continue such provision pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2028.

(3) The Kansas information security office shall only report the information provided pursuant to this section as aggregate data.

(d) Nothing in this section shall be construed to supersede notification requirements in currently existing contracts between the state of Kansas and entities.

(e) Prior to October 1, 2023, the Kansas information security office shall post instructions on its website for submitting the significant cybersecurity reports required by this section. Such instructions shall include, but not be limited to, the types of incidents that are required to be reported and any information that is required to be included in the report made through the established cybersecurity incident reporting system.

(f) For the purposes of this section:

(1) "Cybersecurity incident" means an event or combination that threatens, without lawful authority, the confidentiality, integrity or availability of information or information systems and that requires an entity to initiate a response or recovery activity;

(2) "entity" means a public entity or government contractor;

(3) "government contractor" means an individual or private entity that performs work for or on behalf of the state of Kansas on a contract basis that has access to or is hosting state networks, systems, application or information;

(4) "information system" means a discrete set of information resources organized for the collection, processing, maintenance, use, sharing, dissemination or disposition of information;

(5) "personal information" means the same as defined in K.S.A. 2022 Supp. 50-7a01, and amendments thereto;

(6) "private entity" means an individual, corporation, company, partnership, firm, association or other entity that is not a public entity;

(7) "public entity" means any public agency of the state or any political subdivision thereof;

(8) "security breach" means the same as defined in K.S.A. 2022 Supp. 50-7a01, and amendments thereto;

(9) "significant cybersecurity incident" means a cybersecurity incident that results in or is likely to result in financial loss or demonstrable harm to public confidence or

public health and safety in the state of Kansas; and

(10) "unauthorized disclosure" means the accidental exposure of personal information to a person or entity that is not authorized or does not have a valid need to view the information.

Sec. 2. K.S.A. 46-2102 is hereby amended to read as follows: 46-2102. In addition to other powers and duties authorized or prescribed by law or by the legislative coordinating council, the joint committee on information technology shall:

(a) Study the use by state agencies and institutions of computers, telecommunications and other information technologies;

(b) review new governmental computer hardware and software acquisition, information storage, transmission, processing and telecommunications technologies proposed by state agencies and institutions, and the implementation plans therefor, including all information technology project budget estimates and three-year strategic information technology plans that are submitted to the joint committee pursuant to K.S.A. 75-7210, and amendments thereto;

(c) advise and consult on all state agency information technology projects, as defined in K.S.A. 75-7201, and amendments thereto, that pose a significant business risk as determined by the information technology executive council's policies and in accordance with K.S.A. 75-7209, and amendments thereto;

(d) make recommendations on all such implementation plans, budget estimates, requests for proposals for information technology projects and three-year plans to the ways and means committee of the senate and the committee on appropriations of the house of representatives;

~~(e)~~(e) study the progress and results of all newly implemented governmental computer hardware and software, information storage, transmission, processing and telecommunications technologies of state agencies and institutions including all information technology projects for state agencies which have been authorized or for which appropriations have been approved by the legislature; and

(e)(f) make an annual report to the legislative coordinating council as provided in K.S.A. 46-1207, and amendments thereto, and such special reports to committees of the house of representatives and senate as are deemed appropriate by the joint committee.

Sec. 3. K.S.A. 74-5704 is hereby amended to read as follows: 74-5704. The committee shall:

(a) Adopt and enforce such rules, regulations and policies as that are necessary for the establishment, maintenance, upgrading and operation of the statewide criminal justice information system; and

(b) adopt rules and regulations that require entities connected to the Kansas criminal justice information system to report any cybersecurity incident to the Kansas bureau of investigation not later than 12 hours after the discovery of such cybersecurity incident.

Sec. 4. K.S.A. 75-7201 is hereby amended to read as follows: 75-7201. As used in K.S.A. 75-7201 through 75-7212, and amendments thereto:

(a) "Business risk" means the overall level of risk determined by a business risk assessment that includes, but is not limited to, cost, information security and other elements as determined by the information technology executive council's policies.

(b) "Cumulative cost" means the total expenditures, from all sources, for any

information technology project by one or more state agencies to meet project objectives from project start to project completion or the date and time the project is terminated if it is not completed.

~~(b)(c)~~ "Executive agency" means any state agency in the executive branch of government.

~~(e)(d)~~ "Information technology project" means ~~a project for a major computer, telecommunications or other information technology improvement with an estimated cumulative cost of \$250,000 or more and includes any such project that has proposed expenditures for: (1) New or replacement equipment or software; (2) upgrade improvements to existing equipment and any computer systems, programs or software upgrades therefor; or (3) data or consulting or other professional services for such a project an information technology effort by a state agency of defined and limited duration that implements, effects a change in or presents a risk to processes, services, security, systems, records, data, human resources or architecture.~~

~~(d)(e)~~ "Information technology project change or overrun" means ~~any of the following any change in:~~

(1) ~~Any change in~~ Planned expenditures for an information technology project that would result in the total authorized cost of the project being increased above the currently authorized cost of such project by more than ~~either \$1,000,000 or 10% of such currently authorized cost of such project, whichever is lower or an established threshold within the information technology executive council's policies;~~

(2) ~~any change in the scope or project timeline~~ of an information technology project, as such scope or timeline was presented to and reviewed by the joint committee or the chief information technology officer to whom the project was submitted pursuant to K.S.A. 75-7209, and amendments thereto, that is a change of more than 10% or a change that is significant as determined by the information technology executive council's policies; or

(3) ~~any change in~~ the proposed use of any new or replacement information technology equipment or in the use of any existing information technology equipment that has been significantly upgraded.

~~(e)(f)~~ "Joint committee" means the joint committee on information technology.

~~(f)(g)~~ "Judicial agency" means any state agency in the judicial branch of government.

~~(g)(h)~~ "Legislative agency" means any state agency in the legislative branch of government.

~~(h)(i)~~ "Project" means a planned series of events or activities that is intended to accomplish a specified outcome in a specified time period, under consistent management direction within a state agency or shared among two or more state agencies, and that has an identifiable budget for anticipated expenses.

~~(i)(j)~~ "Project completion" means the date and time when the head of a state agency having primary responsibility for an information technology project certifies that the improvement being produced or altered under the project is ready for operational use.

~~(j)(k)~~ "Project start" means the date and time when a state agency begins a formal study of a business process or technology concept to assess the needs of the state agency, determines project feasibility or prepares an information technology project budget estimate under K.S.A. 75-7209, and amendments thereto.

~~(k)(l)~~ "State agency" means any state office or officer, department, board,

commission, institution or bureau, or any agency, division or unit thereof.

Sec. 5. K.S.A. 75-7202 is hereby amended to read as follows: 75-7202. (a) There is hereby established the information technology executive council which shall be attached to the office of information technology services for purposes of administrative functions.

(b)(1) The council shall be composed of 17 voting members as follows:

(A) Two cabinet agency heads or such persons' designees;

(B) two noncabinet agency heads or such persons' designees;

(C) the executive chief information technology officer;

(D) the legislative chief information technology officer;

(E) the judicial chief information technology officer;

(F) the chief executive officer of the state board of regents or such person's designee;

(G) one representative of cities;

(H) one representative of counties; the network manager of the information network of Kansas (INK);

(I) one representative with background and knowledge in technology and cybersecurity from the private sector, ~~however, except that~~ such representative or such representative's employer shall not be an information technology or cybersecurity vendor that does business with the state of Kansas;

(J) one representative appointed by the Kansas criminal justice information system committee;

(K) one member of the senate ~~ways and means committee~~ appointed by the president of the senate or such member's designee;

(L) one member of the senate ~~ways and means committee~~ appointed by the minority leader of the senate or such member's designee;

(M) one member of the house ~~government, technology and security committee or its successor committee of representatives~~ appointed by the speaker of the house of representatives or such member's designee; and

(N) one member of the house ~~government, technology and security committee or its successor committee of representatives~~ appointed by the minority leader of the house of representatives or such member's designee.

(2) The chief information technology architect shall be a nonvoting member of the council.

(3) The cabinet agency heads, the noncabinet agency heads, the representative of cities, the representative of counties and the representative from the private sector shall be appointed by the governor for a term not to exceed 18 months. Upon expiration of an appointed member's term, the member shall continue to hold office until the appointment of a successor. Legislative members shall remain members of the legislature in order to retain membership on the council and shall serve until replaced pursuant to this section. Vacancies of members during a term shall be filled in the same manner as the original appointment only for the unexpired part of the term. The appointing authority for a member may remove the member, reappoint the member or substitute another appointee for the member at any time. Nonappointed members shall serve ex officio.

(c) The chairperson of the council shall be drawn from the chief information technology officers, with each chief information technology officer serving a one-year

term. The term of chairperson shall rotate among the chief information technology officers on an annual basis.

(d) The council shall hold quarterly meetings and hearings in the city of Topeka or at such other places as the council designates, on call of the executive chief information technology officer or on request of four or more members. A quorum of the council shall be nine. All actions of the council shall be taken by a majority of all of the members of the council.

(e) Except for members specified as a designee in subsection (b), members of the council may not appoint an individual to represent them on the council and only members of the council may vote.

(f) Members of the council shall receive mileage, tolls and parking as provided in K.S.A. 75-3223, and amendments thereto, for attendance at any meeting of the council or any subcommittee meeting authorized by the council.

Sec. 6. K.S.A. 75-7205 is hereby amended to read as follows: 75-7205. (a) There is hereby established within and as a part of the office of information technology services the position of executive chief information technology officer. The executive chief information technology officer shall be in the unclassified service under the Kansas civil service act, shall be appointed by the governor, and shall receive compensation in an amount fixed by the governor. The executive chief information technology officer shall maintain a presence in any cabinet established by the governor and shall report to the governor.

(b) The executive chief information technology officer shall:

(1) Review and consult with each executive agency regarding information technology plans, deviations from the state information technology architecture, information technology project estimates and information technology project changes and overruns submitted by such agency pursuant to K.S.A. 75-7209, and amendments thereto, to determine whether the agency has complied with:

(A) The information technology resource policies and procedures and project management methodologies adopted by the information technology executive council;

(B) the information technology architecture adopted by the information technology executive council;

(C) the standards for data management adopted by the information technology executive council; and

(D) the strategic information technology management plan adopted by the information technology executive council;

(2) report to the chief information technology architect all deviations from the state information architecture that are reported to the executive information technology officer by executive agencies;

(3) submit recommendations to the division of the budget as to the technical and management merit of information technology ~~project estimates projects~~ and information technology project changes and overruns submitted by executive agencies that are reportable pursuant to K.S.A. 75-7209, and amendments thereto, ~~based on the determinations made pursuant to subsection (b)(1);~~

(4) monitor executive agencies' compliance with:

(A) The information technology resource policies and procedures and project management methodologies adopted by the information technology executive council;

(B) the information technology architecture adopted by the information technology

executive council;

(C) the standards for data management adopted by the information technology executive council; and

(D) the strategic information technology management plan adopted by the information technology executive council;

(5) coordinate implementation of new information technology among executive agencies and with the judicial and legislative chief information technology officers;

(6) designate the ownership of information resource processes and the lead agency for implementation of new technologies and networks shared by multiple agencies within the executive branch of state government; and

(7) perform such other functions and duties as provided by law or as directed by the governor.

Sec. 7. K.S.A. 75-7206 is hereby amended to read as follows: 75-7206. (a) There is hereby established within and as a part of the office of the state judicial administrator the position of judicial chief information technology officer. The judicial chief information technology officer shall be appointed by the judicial administrator, subject to approval of the chief justice, and shall receive compensation determined by the judicial administrator, subject to approval of the chief justice.

(b) The judicial chief information technology officer shall:

(1) Review and consult with each judicial agency regarding information technology plans, deviations from the state information technology architecture, information technology project estimates and information technology project changes and overruns submitted by such agency pursuant to K.S.A. 75-7209, and amendments thereto, to determine whether the agency has complied with:

(A) The information technology resource policies and procedures and project management methodologies adopted by the information technology executive council;

(B) the information technology architecture adopted by the information technology executive council;

(C) the standards for data management adopted by the information technology executive council; and

(D) the strategic information technology management plan adopted by the information technology executive council;

(2) report to the chief information technology architect all deviations from the state information architecture that are reported to the judicial information technology officer by judicial agencies;

(3) submit recommendations to the judicial administrator as to the technical and management merit of information technology ~~project estimates, projects~~ and information technology project changes and overruns submitted by judicial agencies that are reportable pursuant to K.S.A. 75-7209, and amendments thereto, ~~based on the determinations pursuant to subsection (b)(1);~~

(4) monitor judicial agencies' compliance with:

(A) The information technology resource policies and procedures and project management methodologies adopted by the information technology executive council;

(B) the information technology architecture adopted by the information technology executive council;

(C) the standards for data management adopted by the information technology executive council; and

(D) the strategic information technology management plan adopted by the information technology executive council;

(5) coordinate implementation of new information technology among judicial agencies and with the executive and legislative chief information technology officers;

(6) designate the ownership of information resource processes and the lead agency for implementation of new technologies and networks shared by multiple agencies within the judicial branch of state government; and

(7) perform such other functions and duties as provided by law or as directed by the judicial administrator.

Sec. 8. K.S.A. 75-7208 is hereby amended to read as follows: 75-7208. The legislative chief information technology officer shall:

(a) Review and consult with each legislative agency regarding information technology plans, deviations from the state information technology architecture, information technology project estimates and information technology project changes and overruns submitted by such agency pursuant to K.S.A. 75-7209, and amendments thereto, to determine whether the agency has complied with the:

(1) ~~The~~ — Information technology resource policies and procedures and project management methodologies adopted by the information technology executive council;

(2) ~~the~~ — information technology architecture adopted by the information technology executive council;

(3) ~~the~~ — standards for data management adopted by the information technology executive council; and

(4) ~~the~~ — strategic information technology management plan adopted by the information technology executive council;

(b) report to the chief information technology architect all deviations from the state information architecture that are reported to the legislative information technology officer by legislative agencies;

(c) submit recommendations to the legislative coordinating council as to the technical and management merit of information technology ~~project estimates~~ projects and information technology project changes and overruns submitted by legislative agencies that are reportable pursuant to K.S.A. 75-7209, and amendments thereto, ~~based on the determinations pursuant to subsection (a);~~

(d) monitor legislative agencies' compliance with the:

(1) ~~The~~ — Information technology resource policies and procedures and project management methodologies adopted by the information technology executive council;

(2) ~~the~~ — information technology architecture adopted by the information technology executive council;

(3) ~~the~~ — standards for data management adopted by the information technology executive council; and

(4) ~~the~~ — strategic information technology management plan adopted by the information technology executive council;

(e) coordinate implementation of new information technology among legislative agencies and with the executive and judicial chief information technology officers;

(f) designate the ownership of information resource processes and the lead agency for implementation of new technologies and networks shared by multiple agencies within the legislative branch of state government;

(g) serve as staff of the joint committee; and

(h) perform such other functions and duties as provided by law or as directed by the legislative coordinating council or the joint committee.

Sec. 9. K.S.A. 75-7209 is hereby amended to read as follows: 75-7209. (a) (1) Whenever an agency proposes an information technology project, such agency shall prepare and submit information technology project documentation to the chief information technology officer of the branch of state government of which the agency is a part of a project budget estimate therefor, and for each amendment or revision thereof, in accordance with this section. Each information technology project budget estimate shall be in such form as required by the director of the budget, in consultation with the chief information technology architect, and by this section. In each case, the agency shall prepare and include as a part of such project budget estimate a plan consisting of a written program statement describing the project. The program statement shall:

~~(1) Include a detailed description of and justification for the project, including: (A) An analysis of the programs, activities and other needs and intended uses for the additional or improved information technology; (B) a statement of project scope including identification of the organizations and individuals to be affected by the project and a definition of the functionality to result from the project; and (C) an analysis of the alternative means by which such information technology needs and uses could be satisfied;~~

~~(2) describe the tasks and schedule for the project and for each phase of the project, if the project is to be completed in more than one phase;~~

~~(3) include a financial plan showing: (A) The proposed source of funding and categorized expenditures for each phase of the project; and (B) cost estimates for any needs analyses or other investigations, consulting or other professional services, computer programs, data, equipment, buildings or major repairs or improvements to buildings and other items or services necessary for the project; and~~

~~(4) include a cost-benefit statement based on an analysis of qualitative as well as financial benefits. Such information technology project documentation shall:~~

~~(A) Include a financial plan showing the proposed source of funding and categorized expenditures for each phase of the project and cost estimates for any needs analyses or other investigations, consulting or other professional services, computer programs, data, equipment, buildings or major repairs or improvements to buildings and other items or services necessary for the project; and~~

~~(B) be consistent with:~~

~~(i) Information technology resource policies and procedures and project management methodologies for all state agencies;~~

~~(ii) an information technology architecture, including telecommunications systems, networks and equipment, that covers all state agencies;~~

~~(iii) standards for data management for all state agencies; and~~

~~(iv) a strategic information technology management plan for the state.~~

~~(2) Any information technology project with significant business risk, as determined pursuant to the information technology executive council's policies, shall be presented to the joint committee on information technology by such branch chief information technology officer.~~

~~(b) (1) Before one or more state agencies proposing an information technology~~

~~project begin implementation of the project, the project plan, including the architecture and the cost-benefit analysis, shall be approved by the head of each state agency proposing the project and by the chief information technology officer of each branch of state government of which the agency or agencies are a part. Approval of those projects that involve telecommunications services shall also be subject to the provisions of K.S.A. 75-4709, 75-4710 and 75-4712, and amendments thereto.~~

~~(2) All specifications for bids or proposals related to an approved information technology project of one or more state agencies shall be reviewed by the chief information technology officer of each branch of state government of which the agency or agencies are a part. Prior to the release of any request for proposal for an information technology project with significant business risk:~~

~~(A) Specifications for bids or proposals for such project shall be submitted to the chief information technology officer of the branch of state government of which the agency or agencies are a part. Information technology projects requiring chief information technology officer approval shall also require the chief information technology officer's written approval on specifications for bids or proposals; and~~

~~(B) (i) The chief information technology officer of the appropriate branch over the state agency or agencies that are involved in such project shall submit the project, the project plan, including the architecture, and the cost-benefit analysis to the joint committee on information technology to advise and consult on the project. Such chief information technology officer shall submit such information to each member of the joint committee and to the director of the legislative research department. Each such project plan summary shall include a notice specifying the date the summary was mailed or emailed. After receiving any such project plan summary, each member shall review the information and may submit questions, requests for additional information or request a presentation and review of the proposed project at a meeting of the joint committee. If two or more members of the joint committee contact the director of the legislative research department within seven business days of the date specified in the summary description and request that the joint committee schedule a meeting for such presentation and review, then the director of the legislative research department shall notify the chief information technology officer of the appropriate branch, the head of such agency and the chairperson of the joint committee that a meeting has been requested for such presentation and review on the next business day following the members' contact with the director of the legislative research department. Upon receiving such notification, the chairperson shall call a meeting of the joint committee as soon as practicable for the purpose of such presentation and review and shall furnish the chief information technology officer of the appropriate branch and the head of such agency with notice of the time, date and place of the meeting. Except as provided in subsection (b)(1)(B)(ii), the state agency shall not authorize or approve the release of any request for proposal or other bid event for an information technology project without having first advised and consulted with the joint committee at a meeting.~~

~~(ii) The state agency or agencies shall be deemed to have advised and consulted with the joint committee about such proposed release of any request for proposal or other bid event for an information technology project and may authorize or approve such proposed release of any request for proposal or other bid event for an information technology project if:~~

~~(a) Fewer than two members of the joint committee contact the director of the~~

legislative research department within seven business days of the date the project plan summary was mailed and request a committee meeting for a presentation and review of any such proposed request for proposal or other bid event for an information technology project; or

(b) a committee meeting is requested by at least two members of the joint committee pursuant to this paragraph, but such meeting does not occur within two calendar weeks of the chairperson receiving the notification from the director of the legislative research department of a request for such meeting.

~~(3)(2)~~ (A) Agencies are prohibited from contracting with a vendor to implement the project if that vendor prepared or assisted in the preparation of the program statement ~~required under subsection (a)~~, the project planning documents ~~required under subsection (b)(1)~~; or any other project plans prepared prior to the project being approved by the chief information technology officer as ~~required under subsection (b)(1) by this section~~.

(B) Information technology projects with an estimated cumulative cost of less than \$5,000,000 are exempted from the provisions of subparagraph (A).

(C) The provisions of subparagraph (A) may be waived with prior written permission from the chief information technology officer.

(c) Annually at the time specified by the chief information technology officer of the branch of state government of which the agency is a part, each agency shall submit to such officer:

(1) A copy of a three-year strategic information technology plan that sets forth the agency's current and future information technology needs and utilization plans for the next three ensuing fiscal years, in such form and containing such additional information as prescribed by the chief information technology officer; and

(2) any deviations from the state information technology architecture adopted by the information technology executive council.

(d) The provisions of this section shall not apply to the information network of Kansas (INK).

Sec. 10. K.S.A. 75-7210 is hereby amended to read as follows: 75-7210. ~~(a)~~ ~~Not later than October~~ November 1 of each year, the executive, judicial and legislative chief information technology officers shall submit to the joint committee and to the legislative research department all information technology project budget estimates and amendments and revisions thereto, all three-year plans and all deviations from the state information technology architecture submitted to such officers pursuant to K.S.A. 75-7209, and amendments thereto. ~~The legislative chief information technology officer~~ joint committee shall review all such estimates and amendments and revisions thereto, plans and deviations and shall make recommendations to the ~~joint committee~~ house standing committee on appropriations and the senate standing committee on ways and means regarding the merit thereof and appropriations therefor.

~~(b) The executive and judicial chief information technology officers shall report to the legislative chief information technology officer, at times agreed upon by the three officers:~~

~~(1) Progress regarding implementation of information technology projects of state agencies within the executive and judicial branches of state government; and~~

~~(2) all proposed expenditures for such projects, including all revisions to such proposed expenditures, for the current fiscal year and for ensuing fiscal years.~~

Sec. 11. K.S.A. 75-7211 is hereby amended to read as follows: 75-7211. (a) The

~~legislative chief information technology officer, under the direction of the joint committee; shall monitor state agency execution of reported information technology projects and, at times agreed upon by. The joint committee shall require the three chief information technology officers, shall to report progress regarding the implementation of such projects and all proposed expenditures therefor, including all revisions to such proposed expenditures for the current fiscal year and for ensuing fiscal years.~~

~~(b) For information technology projects, the joint committee may:~~

~~(1) Require the head of a any state agency with primary responsibility for an information technology project may authorize or approve, without prior consultation with the joint committee, any change in planned expenditures for an information technology project that would result in the total cost of the project being increased above the currently authorized cost of such project but that increases the total cost of such project by less than the lower of either \$1,000,000 or 10% of the currently authorized cost, and any change in planned expenditures for an information technology project involving a cost reduction, other than a change in the proposed use of any new or replacement information technology equipment or in the use of any existing information technology equipment that has been significantly upgraded to advise and consult on the status and progress of such information technology project, including revisions to expenditures for the current fiscal year and ensuing fiscal years; and~~

~~(2) report on the status and progress of such information technology projects to the senate standing committee on ways and means, the house of representatives standing committee on appropriations and the legislative budget committee.~~

~~(c) Prior to authorizing or approving any information technology project change or overrun, the head of a state agency with primary responsibility for an such information technology project shall not authorize or approve, without first advising and consulting with the joint committee any information technology project change or overrun report all such information technology project changes or overruns to the joint committee through the chief information technology officer of the branch of state government of which the agency is a part pursuant to the information technology executive council's policy. The joint committee shall report all such changes and overruns to the senate standing committee on ways and means and, the house of representatives standing committee on appropriations and the legislative budget committee.~~

Sec. 12. K.S.A. 75-7237 is hereby amended to read as follows: 75-7237. As used in K.S.A. 75-7236 through 75-7243, and amendments thereto:

(a) "Act" means the Kansas cybersecurity act.

(b) "Breach" or "breach of security" means unauthorized access of data in electronic form containing personal information. Good faith access of personal information by an employee or agent of an executive branch agency does not constitute a breach of security, provided that the information is not used for a purpose unrelated to the business or subject to further unauthorized use.

(c) "CISO" means the executive branch chief information security officer.

(d) "Cybersecurity" is the body of information technologies, processes and practices designed to protect networks, computers, programs and data from attack, damage or unauthorized access.

(e) "Cybersecurity positions" do not include information technology positions within executive branch agencies.

(f) "Data in electronic form" means any data stored electronically or digitally on

any computer system or other database and includes recordable tapes and other mass storage devices.

(g) "Executive branch agency" means any agency in the executive branch of the state of Kansas, but does not include elected office agencies, the adjutant general's department, the Kansas public employees retirement system, regents' institutions, or the board of regents.

(h) "KISO" means the Kansas information security office.

(i) (1) "Personal information" means:

(A) An individual's first name or first initial and last name, in combination with at least one of the following data elements for that individual:

(i) Social security number;

(ii) driver's license or identification card number, passport number, military identification number or other similar number issued on a government document used to verify identity;

(iii) financial account number or credit or debit card number, in combination with any security code, access code or password that is necessary to permit access to an individual's financial account;

(iv) any information regarding an individual's medical history, mental or physical condition or medical treatment or diagnosis by a healthcare professional; or

(v) an individual's health insurance policy number or subscriber identification number and any unique identifier used by a health insurer to identify the individual; or

(B) a user name or email address, in combination with a password or security question and answer that would permit access to an online account.

(2) "Personal information" does not include information:

(A) About an individual that has been made publicly available by a federal agency, state agency or municipality; or

(B) that is encrypted, secured or modified by any other method or technology that removes elements that personally identify an individual or that otherwise renders the information unusable.

(j) "State agency" means the same as defined in K.S.A. 75-7201, and amendments thereto.

Sec. 13. K.S.A. 75-7238 is hereby amended to read as follows: 75-7238. (a) There is hereby established the position of executive branch chief information security officer. The CISO shall be in the unclassified service under the Kansas civil service act, shall be appointed by the governor and shall receive compensation in an amount fixed by the governor.

(b) The CISO shall:

(1) Report to the executive branch chief information technology officer;

(2) serve as the state's CISO;

(3) serve as the executive branch chief cybersecurity strategist and authority on policies, compliance, procedures, guidance and technologies impacting executive branch cybersecurity programs;

(4) ensure Kansas information security office resources assigned or provided to executive branch agencies are in compliance with applicable laws and rules and regulations;

(5) coordinate cybersecurity efforts between executive branch agencies;

(6) provide guidance to executive branch agencies when compromise of personal

information or computer resources has occurred or is likely to occur as the result of an identified high-risk vulnerability or threat; ~~and~~

(7) ~~set cybersecurity policy and standards for executive branch agencies; and~~

(8) perform such other functions and duties as provided by law and as directed by the executive chief information technology officer.

Sec. 14. K.S.A. 75-7239 is hereby amended to read as follows: 75-7239. (a) There is hereby established within and as a part of the office of information technology services the Kansas information security office. The Kansas information security office shall be administered by the CISO and be staffed appropriately to effect the provisions of the Kansas cybersecurity act.

(b) For the purpose of preparing the governor's budget report and related legislative measures submitted to the legislature, the Kansas information security office, established in this section, shall be considered a separate state agency and shall be titled for such purpose as the "Kansas information security office." The budget estimates and requests of such office shall be presented as from a state agency separate from the ~~department of administration office of information technology services~~, and such separation shall be maintained in the budget documents and reports prepared by the director of the budget and the governor, or either of them, including all related legislative reports and measures submitted to the legislature.

(c) Under direction of the CISO, the KISO shall:

(1) Administer the Kansas cybersecurity act;

(2) assist the executive branch in developing, implementing and monitoring strategic and comprehensive information security risk-management programs;

(3) facilitate executive branch information security governance, including the consistent application of information security programs, plans and procedures;

(4) using standards adopted by the information technology executive council, create and manage a unified and flexible control framework to integrate and normalize requirements resulting from applicable state and federal laws, and rules and regulations;

(5) facilitate a metrics, logging and reporting framework to measure the efficiency and effectiveness of state information security programs;

(6) provide the executive branch strategic risk guidance for information technology projects, including the evaluation and recommendation of technical controls;

(7) assist in the development of executive branch agency cybersecurity programs ~~that are in to ensure~~ compliance with applicable state and federal laws ~~and~~, rules and regulations, ~~executive branch policies and standards and policies~~ and standards adopted by the information technology executive council;

(8) perform audits of executive branch agencies for compliance with applicable state and federal laws, rules and regulations, executive branch policies and standards and policies and standards adopted by the information technology executive council;

(9) coordinate the use of external resources involved in information security programs, including, but not limited to, interviewing and negotiating contracts and fees;

~~(9)~~(10) liaise with external agencies, such as law enforcement and other advisory bodies as necessary, to ensure a strong security posture;

~~(10)~~(11) assist in the development of plans and procedures to manage and recover business-critical services in the event of a cyberattack or other disaster;

~~(11)~~(12) assist executive branch agencies to create a framework for roles and responsibilities relating to information ownership, classification, accountability and

protection;

~~(12)(13)~~ ensure a cybersecurity training program is provided to executive branch agencies at no cost to the agencies awareness training program is made available to all branches of state government;

~~(13)~~ provide cybersecurity threat briefings to the information technology executive council;

~~(14)~~ provide an annual status report of executive branch cybersecurity programs of executive branch agencies to the joint committee on information technology and the house committee on government, technology and security; and

~~(15)(14)~~ perform such other functions and duties as provided by law and as directed by the CISO.

(d) Results of audits conducted pursuant to subsection (c)(8) shall be confidential and shall not be subject to discovery or disclosure pursuant to the open records act, K.S.A. 45-215 et seq., and amendments thereto. The provisions of this subsection shall expire on July 1, 2028, unless the legislature reviews and acts to continue such provision pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2028.

Sec. 15. K.S.A. 75-7240 is hereby amended to read as follows: 75-7240. (a) The executive branch agency heads shall:

~~(a)(1)~~ Be solely responsible for security of all data and information technology resources under such agency's purview, irrespective of the location of the data or resources. Locations of data may include:

~~(1)(A)~~ Agency sites;

~~(2)(B)~~ agency real property;

~~(3)(C)~~ infrastructure in state data centers;

~~(4)(D)~~ third-party locations; and

~~(5)(E)~~ in transit between locations;

~~(b)(2)~~ ensure that an agency-wide information security program is in place;

~~(c)(3)~~ designate an information security officer to administer the agency's information security program that reports directly to executive leadership;

~~(d)(4)~~ participate in CISO-sponsored statewide cybersecurity program initiatives and services;

~~(e)(5)~~ implement policies and standards to ensure that all the agency's data and information technology resources are maintained in compliance with applicable state and federal laws and rules and regulations;

~~(f)(6)~~ implement appropriate cost-effective safeguards to reduce, eliminate or recover from identified threats to data and information technology resources;

~~(g)(7)~~ include all appropriate cybersecurity requirements in the agency's request for proposal specifications for procuring data and information technology systems and services;

~~(h)(1)(8)(A)~~ submit a cybersecurity ~~assessment~~ self-assessment report to the CISO by October 16 of each even-numbered year, including an executive summary of the findings, that assesses the extent to which ~~a computer, a computer program, a computer network, a computer system, a printer, an interface to a computer system, including mobile and peripheral devices, computer software, or the data processing of the agency or of a contractor of the agency is vulnerable to unauthorized access or harm, including the extent to which the agency's or contractor's electronically stored information is vulnerable to alteration, damage, erasure or inappropriate use;~~

~~(2)(B)~~ ensure that the agency conducts annual internal assessments of its security program. Internal assessment results shall be considered confidential and shall not be subject to discovery by or release to any person or agency, outside of the KISO or CISO, without authorization from the executive branch agency director or head. This provision regarding confidentiality shall expire on July 1, 2023, unless the legislature reviews and reenacts such provision pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2023; and

~~(3)(C)~~ prepare or have prepared a summary financial summary identifying cybersecurity expenditures addressing the findings of the ~~cybersecurity assessment self-assessment~~ report required in ~~paragraph (1) subparagraph (A),~~ excluding information that might put the data or information resources of the agency or its contractors at risk and submit such report to the house of representatives committee on ~~government, technology and security or its successor committee~~ appropriations and the senate committee on ways and means;

~~(i)~~ participate in annual agency leadership training to ensure understanding of: (1) The information and information systems that support the operations and assets of the agency; (2) The potential impact of common types of cyberattacks and data breaches on the agency's operations and assets; (3) ~~how cyberattacks and data breaches on the agency's operations and assets could impact the operations and assets of other governmental entities on the state enterprise network;~~ (4) ~~how cyberattacks and data breaches occur;~~ (5) ~~steps to be undertaken by the executive director or agency head and agency employees to protect their information and information systems;~~ and (6) ~~the annual reporting requirements required of the executive director or agency head;~~ and

~~(j)(9)~~ ensure that if an agency owns, licenses or maintains computerized data that includes personal information, confidential information or information, the disclosure of which is regulated by law, such agency shall, in the event of a breach or suspected breach of system security or an unauthorized exposure of that information:

~~(1)(A)~~ Comply with the notification requirements set out in K.S.A. 2022 Supp. 50-7a01 et seq., and amendments thereto, and applicable federal laws and rules and regulations, to the same extent as a person who conducts business in this state; and

~~(2)(B)~~ not later than 48 hours after the discovery of the breach, suspected breach or unauthorized exposure, notify: ~~(A)(i)~~ The CISO; and ~~(B)(ii)~~ if the breach, suspected breach or unauthorized exposure involves election data, the secretary of state.

~~(b)~~ The director or head of each state agency shall:

~~(1)~~ Participate in annual agency leadership training to ensure understanding of:

~~(A)~~ The potential impact of common types of cyberattacks and data breaches on the agency's operations and assets;

~~(B)~~ how cyberattacks and data breaches on the agency's operations and assets may impact the operations and assets of other governmental entities on the state enterprise network;

~~(C)~~ how cyberattacks and data breaches occur; and

~~(D)~~ steps to be undertaken by the executive director or agency head and agency employees to protect their information and information systems;

~~(2)~~ ensure that all information technology login credentials are disabled the same day that any employee ends their employment with the state; and

~~(3)~~ require that all employees with access to information technology receive a minimum of one hour of information technology security training per year.

(c) (1) The CISO, with input from the joint committee on information technology and the joint committee on Kansas security, shall develop a self-assessment report template for use under subsection (a)(8)(A). The most recent version of such template shall be made available to state agencies prior to July 1 of each even-numbered year. The CISO shall aggregate data from the self-assessments received under subsection (a) (8)(A) and provide a summary of such data to the joint committee on information technology and the joint committee on Kansas security.

(2) Self-assessment reports made to the CISO pursuant to subsection (a)(8)(A) shall be confidential and shall not be subject to the provisions of the Kansas open records act, K.S.A. 45-215 et seq., and amendments thereto. The provisions of this paragraph shall expire on July 1, 2028, unless the legislature reviews and reenacts this provision pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2028.

Sec. 16. K.S.A. 75-7242 is hereby amended to read as follows: 75-7242. Information collected to effectuate this act shall be considered confidential by ~~the executive branch agency and KISO~~ all state and local governmental organizations unless all data elements or information that specifically identifies a target, vulnerability or weakness that would place the organization at risk have been redacted, including: (a) System information logs; (b) vulnerability reports; (c) risk assessment reports; (d) system security plans; (e) detailed system design plans; (f) network or system diagrams; and (g) audit reports. The provisions of this section shall expire on July 1, 2023, unless the legislature reviews and reenacts this provision pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2023.

Sec. 17. K.S.A. 46-2102, 74-5704, 75-7201, 75-7202, 75-7205, 75-7206, 75-7208, 75-7209, 75-7210, 75-7211, 75-7237, 75-7238, 75-7239, 75-7240 and 75-7242 are hereby repealed.";

And by renumbering sections accordingly;

Also on page 1, in the title, in line 1, by striking all after "concerning"; by striking all in lines 2 and 3; in line 4, by striking "company" and inserting "information technology; requiring reporting of significant cybersecurity incidents; changing membership, terms and quorum requirements for the information technology executive council; relating to information technology projects and reporting requirements; information technology security training and cybersecurity reports; duties of the chief information security officer; requiring certain information to be provided to the joint committee on information technology; amending K.S.A. 46-2102, 74-5704, 75-7201, 75-7202, 75-7205, 75-7206, 75-7208, 75-7209, 75-7210, 75-7211, 75-7237, 75-7238, 75-7239, 75-7240 and 75-7242 and repealing the existing sections";

And your committee on conference recommends the adoption of this report.

RICK BILLINGER

J.R. CLAEYS

PAT PETTEY

Conferees on part of Senate

TROY WAYMASTER

KYLE HOFFMAN

HENRY HELGERSON

Conferees on part of House

On motion of Rep. Hoffman, the conference committee report on **HB 2019** was adopted.

On roll call, the vote was: Yeas 117; Nays 1; Present but not voting: 0; Absent or not voting: 7.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Essex, Estes, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Xu, Younger.

Nays: Fairchild.

Present but not voting: None.

Absent or not voting: Corbet, Eplee, Featherston, Houser, Poetter Parshall, Ruiz, L., Woodard.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2264** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 1, by striking all in lines 9 through 34;

By striking all on pages 2 and 3;

On page 4, by striking all in lines 1 through 34; following line 34 by inserting:

"New Section 1. (a) As used in this section:

(1) "Abortion" means the same as defined in K.S.A. 65-6701, and amendments thereto.

(2) "Medication abortion" means the use or prescription of any drug for the purpose of inducing an abortion.

(3) "Medical emergency" means the same as defined in K.S.A. 65-6701, and amendments thereto.

(b) (1) Any private office, freestanding surgical outpatient clinic, hospital or other medical care facility or clinic or any pharmacy where mifepristone is prescribed, dispensed or administered for the purpose of inducing a medication abortion shall post a conspicuous sign that is clearly visible to patients and customers, that is printed with lettering that is legible and at least $\frac{3}{4}$ of an inch boldfaced type and that reads:

"NOTICE TO PATIENTS HAVING MEDICATION ABORTIONS THAT USE MIFEPRISTONE: Mifepristone, also known as RU-486 or mifeprex, alone is not always effective in ending a pregnancy. It may be possible to reverse its intended effect

if the second pill or tablet has not been taken or administered. If you change your mind and wish to try to continue the pregnancy, you can get immediate help by accessing available resources."

The notice shall also include information about the department of health and environment website, required to be maintained under K.S.A. 65-6710, and amendments thereto, and other relevant telephone and internet resources containing information on where the patient can obtain timely assistance to attempt to reverse the medication abortion.

(2) (A) Any private office or freestanding surgical outpatient clinic where mifepristone is prescribed, dispensed or administered for the purpose of inducing a medication abortion shall post the sign required by paragraph (1) in each patient waiting room and patient consultation room used by patients seeking medication abortions.

(B) A hospital or other medical care facility or clinic where mifepristone is prescribed, dispensed or administered for the purpose of inducing a medication abortion that is not a private office or freestanding surgical outpatient clinic shall post the sign required by paragraph (1) in each patient admission area used by patients seeking medication abortions that use mifepristone.

(C) A pharmacy where mifepristone is prescribed, dispensed or administered for the purpose of inducing a medication abortion shall post the sign required by paragraph (1) in the area inside the premises where customers are provided prescription medications and on the exterior of the premises in the area where customers are provided prescription medications via a drive-through window.

(c) (1) Except in the case of a medical emergency, no physician shall provide, induce or attempt to provide or induce a medication abortion that use mifepristone without informing the woman, in writing, in the manner prescribed by K.S.A. 65-6709, and amendments thereto, and also either by telephone or in person, at least 24 hours prior to the medication abortion:

(A) That it may be possible to reverse the intended effects of a medication abortion that uses mifepristone, if the woman changes her mind, but that time is of the essence; and

(B) information on reversing the effects of a medication abortion that uses mifepristone is available on the department of health and environment's website, required to be maintained under K.S.A. 65-6710, and amendments thereto, and other relevant telephone and internet resources containing information on where the patient can obtain timely assistance to attempt to reverse the medication abortion.

(2) After a physician dispenses or provides an initial administration of mifepristone to a patient for the purposes of performing a medication abortion, the physician or an agent of the physician shall provide a legible, written notice to the patient that includes the same information as required under subsection (b)(1).

(d) When a medical emergency compels the performance of a medication abortion that use mifepristone, the physician shall inform the woman, prior to the medication abortion, if possible, of the medical indications supporting the physician's judgment that an abortion is necessary to avert the woman's death or that a 24-hour delay would create

serious risk of substantial and irreversible impairment of a major bodily function, excluding psychological or emotional conditions.

(e) Within 90 days after the effective date of this section, the department of health and environment shall cause to be published, in English and in each language that is the primary language of 2% or more of the state's population, in print and on the website required to be maintained under K.S.A. 65-6710, and amendments thereto, comprehensible materials designed to inform women of the possibility of reversing the effects of a medication abortion that uses mifepristone and information on resources available to reverse the effects of a medication abortion that uses mifepristone. The website shall also include other relevant telephone and internet resources containing information on where the patient can obtain timely assistance to attempt to reverse the medication abortion.

(f) Upon a first conviction of a violation of this section, a person shall be guilty of a class A person misdemeanor. Upon a second or subsequent conviction of a violation of this section, a person shall be guilty of a severity level 10, person felony.

(g) The department of health and environment shall assess a fine of \$10,000 to any private office, freestanding surgical outpatient clinic, hospital or other clinic or facility that fails to post a sign required by subsection (b). Each day that a medication abortion that uses mifepristone, other than a medication abortion that is necessary to prevent the death of the pregnant woman, is performed in any private office, freestanding surgical outpatient clinic, hospital or other facility or clinic when the required sign is not posted during a portion of that day's business hours when patients or prospective patients are present shall be a separate violation. The department of health and environment shall remit all moneys received from fines under this subsection to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount into the state treasury to the credit of the state general fund.

(h) (1) If a physician provides a medication abortion using mifepristone in violation of this section, the following individuals may bring a civil action in a court of competent jurisdiction against the physician for actual damages, exemplary and punitive damages and any other appropriate relief:

- (A) A woman to whom such medication abortion has been provided;
- (B) the father of the unborn child who was subject to such medication abortion; or

(C) any grandparent of the unborn child who was subject to such medication abortion, if the woman was not 18 years of age or older at the time the medication abortion was performed or if the woman died as a result of the medication abortion.

(2) Notwithstanding any other provision of law, any action commenced in accordance with this subsection shall be filed within two years after the later of:

- (A) The date of the discovery of the violation under this section; or
- (B) the conclusion of a related criminal case.

(3) In any action brought under this section, the court shall award reasonable attorney fees and costs to:

(A) A prevailing plaintiff; or

(B) a prevailing defendant upon a finding that the action was frivolous and brought in bad faith.

(4) Except for the woman to whom the medication abortion was provided, no action may be brought by any person whose criminal conduct resulted in the pregnancy, and any such person shall not be awarded any damages in any action brought pursuant to this section.

(i) In any civil or criminal proceeding or action brought under this section, the court shall rule whether the anonymity of any woman to whom a medication abortion has been provided, induced or attempted to be provided or induced shall be preserved from public disclosure, if she does not give her consent to such disclosure. The court, upon motion or sua sponte, shall make such a ruling and, upon determining that the woman's anonymity should be preserved, shall issue orders to the parties, witnesses and counsel and shall direct the sealing of the record and exclusion of individuals from courtrooms or hearing rooms to the extent necessary to safeguard the woman's identity from public disclosure. Each such order shall be accompanied by specific written findings explaining why the anonymity of the woman should be preserved from public disclosure, why the order is essential to that end, how the order is narrowly tailored to serve that interest and why no reasonable less restrictive alternative exists. In the absence of written consent of the woman to whom a medication abortion has been provided, induced or attempted to be provided or induced, any person, other than a public official, who brings an action under this section shall do so under a pseudonym. This subsection shall not be construed to conceal the identity of the plaintiff or witnesses from the defendant.

(j) If any provision of this section, or any application thereof to any person or circumstance, is held invalid by court order, then such invalidity shall not affect the remainder of this section and any application thereof to any person or circumstance that can be given effect without such invalid provision or application, and to this end, the provisions of this section are declared to be severable.

(k) The provisions of this section shall be a part of and supplemental to the woman's-right-to-know act.

Sec. 2. K.S.A. 40-2,190 is hereby amended to read as follows: 40-2,190. (a) Any individual or group health insurance policy, medical service plan, contract, hospital service corporation contract, hospital and medical service corporation contract, fraternal benefit society or health maintenance organization, municipal group-funded pool and the state employee health care benefits plan which is delivered, issued for delivery, amended or renewed on or after July 1, 2011, shall exclude coverage for elective abortions, unless the procedure is necessary to preserve the life of the mother. Coverage for abortions may be obtained through an optional rider for which an additional premium is paid. The premium for the optional rider shall be calculated so that it fully covers the estimated cost of covering elective abortions per enrollee as determined on an average actuarial basis.

(b) No health insurance exchange established within this state or any health insurance exchange administered by the federal government or its agencies within this

state shall offer health insurance contracts, plans, or policies that provide coverage for elective abortions, nor shall any health insurance exchange operating within this state offer coverage for elective abortions through the purchase of an optional rider.

(c) For the purposes of this section:

(1) ~~"Abortion" means the use or prescription of any instrument, medicine, drug or any other substance or device to terminate the pregnancy of a woman known to be pregnant with an intention other than to increase the probability of a live birth, to preserve the life or health of the child after live birth, or to remove a dead unborn child who died as the result of natural causes in utero, accidental trauma or a criminal assault on the pregnant woman or her unborn child and which causes the premature termination of the pregnancy same as defined in K.S.A. 65-6701, and amendments thereto.~~

(2) ~~"Elective" means an abortion for any reason other than to prevent the death of the mother upon whom the abortion is performed; provided, except that an abortion may not be deemed one to prevent the death of the mother based on a claim or diagnosis that she such mother will engage in conduct ~~which that~~ will result in ~~her~~ such mother's death.~~

~~(d) The provisions of this section shall be effective from and after July 1, 2011.~~

Sec. 3. K.S.A. 65-4a01 is hereby amended to read as follows: 65-4a01. As used in K.S.A. 65-4a01 through 65-4a12, and amendments thereto:

(a) ~~"Abortion" means the use or prescription of any instrument, medicine, drug or any other substance or device to terminate the pregnancy of a woman known to be pregnant with an intention other than to increase the probability of a live birth, to preserve the life or health of the child after live birth, or to remove a dead unborn child who died as the result of natural causes in utero, accidental trauma or a criminal assault on the pregnant woman or her unborn child, and which causes the premature termination of the pregnancy same as defined in K.S.A. 65-6701, and amendments thereto.~~

(b) "Ambulatory surgical center" means an ambulatory surgical center as defined in K.S.A. 65-425, and amendments thereto.

(c) "Bodily function" means physical functions only. The term "bodily function" does not include mental or emotional functions.

(d) "Clinic" means any facility, other than a hospital or ambulatory surgical center, in which any second or third trimester, or five or more first trimester abortions are performed in a month.

(e) "Department" means the department of health and environment.

(f) ~~"Elective abortion" means an abortion for any reason other than to prevent the death of the mother upon whom the abortion is performed; provided, except that an abortion may not be deemed one to prevent the death of the mother based on a claim or diagnosis that she such mother will engage in conduct ~~which that~~ would result in ~~her~~ such mother's death.~~

(g) "Facility" means any clinic, hospital or ambulatory surgical center, in which any second or third trimester elective abortion, or five or more first trimester elective abortions are performed in a month, excluding any abortion performed due to a medical emergency.

(h) ~~"Gestational age" has the same meaning ascribed thereto~~ means the same as defined in K.S.A. 65-6701, and amendments thereto, and shall be determined pursuant to K.S.A. 65-6703, and amendments thereto.

(i) "Hospital" means a hospital as defined in ~~subsection (a) or (b) of K.S.A. 65-425(a) or (b),~~ and amendments thereto.

(j) ~~"Medical emergency" means a condition that, in a reasonable medical judgment, so complicates the medical condition of the pregnant woman as to necessitate the immediate abortion of her pregnancy to avert her death, or for which a delay necessary to comply with the applicable statutory requirements will create serious risk of substantial and irreversible physical impairment of a major bodily function. No condition shall be deemed a medical emergency if based on a claim or diagnosis that the woman will engage in conduct which would result in her death or in substantial and irreversible physical impairment of a major bodily function the same as defined in K.S.A. 65-6701, and amendments thereto.~~

(k) ~~"Physician" has the same meaning ascribed thereto means the same as defined in K.S.A. 65-6701, and amendments thereto.~~

(l) "Secretary" means the secretary of the department of health and environment.

Sec. 4. K.S.A. 65-6701 is hereby amended to read as follows: 65-6701. As used in K.S.A. 65-6701 through 65-6721, and amendments thereto:

(a) ~~(1) "Abortion" means the use or prescription of any instrument, medicine, drug or any other substance or device means to terminate the pregnancy of a woman known to be pregnant with an intention other than to increase the probability of a live birth, to preserve the life or health of the child after live birth, or to remove a dead unborn child who died as the result of natural causes in utero, accidental trauma or a criminal assault on the pregnant woman or her unborn child, and which causes the premature termination of the pregnancy knowing that such termination will, with reasonable likelihood, result in the death of the unborn child.~~

~~(2) Such use or prescription is not an "abortion" if done with the intent to:~~

~~(A) Preserve the life or health of the unborn child;~~

~~(B) increase the probability of a live birth;~~

~~(C) remove a dead unborn child who died as the result of natural causes in utero, accidental trauma or a criminal assault on the pregnant woman or the unborn child; or~~

~~(D) remove an ectopic pregnancy.~~

~~(3) "Abortion" does not include the prescription, dispensing, administration, sale or use of any method of contraception.~~

(b) "Bodily function" means physical functions only. The term "bodily function" does not include mental or emotional functions.

(c) "Counselor" means a person who is: (1) Licensed to practice medicine and surgery; (2) licensed to practice professional or practical nursing; (3) the following persons licensed to practice behavioral sciences: Licensed psychologists, licensed master's level psychologists, licensed clinical psychotherapists, licensed social workers, licensed specialist clinical social workers, licensed marriage and family therapists, licensed clinical marriage and family therapists, licensed professional counselors, licensed clinical professional counselors; (4) a licensed physician assistant; or (5) a currently ordained member of the clergy or religious authority of any religious denomination or society. Counselor does not include the physician who performs or induces the abortion or a physician or other person who assists in performing or inducing the abortion.

(d) "Department" means the department of health and environment.

(e) "Fertilization" means the fusion of a human spermatozoon with a human ovum.

(f) "Gestational age" means the time that has elapsed since the first day of the woman's last menstrual period.

(g) "Medical emergency" means a condition that, in reasonable medical judgment, so complicates the medical condition of the pregnant woman as to necessitate the immediate abortion of ~~her~~ such woman's pregnancy to avert the death of the woman or for which a delay necessary to comply with the applicable statutory requirements will create serious risk of substantial and irreversible physical impairment of a major bodily function. No condition shall be deemed a medical emergency if based on a claim or diagnosis that ~~the~~ such woman will engage in conduct ~~which that~~ would result in ~~her~~ such woman's death or in substantial and irreversible physical impairment of a major bodily function.

(h) "Minor" means a person less than 18 years of age.

(i) "Physician" means a person licensed to practice medicine and surgery in this state.

(j) "Pregnant" or "pregnancy" means that female reproductive condition of having an unborn child in the mother's body.

(k) "Qualified person" means an agent of the physician who is a psychologist, licensed social worker, licensed professional counselor, licensed marriage and family therapist, licensed master's level psychologist, licensed clinical psychotherapist, registered nurse or physician.

(l) "Unemancipated minor" means any minor who has never been: (1) Married; or (2) freed, by court order or otherwise, from the care, custody and control of the minor's parents.

(m) "Viable" means that stage of fetal development when it is the physician's judgment according to accepted obstetrical or neonatal standards of care and practice applied by physicians in the same or similar circumstances that there is a reasonable probability that the life of the child can be continued indefinitely outside the mother's womb with natural or artificial life-supportive measures.

Sec. 5. K.S.A. 65-6708 is hereby amended to read as follows: 65-6708. K.S.A. 65-6701 and K.S.A. 65-6708 ~~to through~~ through 65-6715, ~~inclusive~~; and amendments thereto, and section 1, and amendments thereto, shall be known and may be cited as the woman's-right-to-know act.

Sec. 6. K.S.A. 65-6723 is hereby amended to read as follows: 65-6723. As used in K.S.A. 65-6722 through 65-6724, and amendments thereto:

(a) "Abortion" means ~~the use or prescription of any instrument, medicine, drug or any other substance or device to terminate the pregnancy of a woman known to be pregnant with an intention other than to increase the probability of a live birth, to preserve the life or health of the child after live birth, or to remove a dead unborn child who died as the result of natural causes in utero, accidental trauma or a criminal assault on the pregnant woman or her unborn child, and which causes the premature termination of the pregnancy same as defined in K.S.A. 65-6701, and amendments thereto.~~

(b) "Bodily function" means physical function. The term "bodily function" does not include mental or emotional functions.

(c) "Department" means the department of health and environment.

(d) "Gestational age" means the time that has elapsed since the first day of the woman's last menstrual period.

(e) ~~"Medical emergency" means a condition that, in reasonable medical judgment, so complicates the medical condition of the pregnant woman as to necessitate the immediate abortion of her pregnancy to avert her death or for which a delay necessary to comply with the applicable statutory requirements will create serious risk of substantial and irreversible physical impairment of a major bodily function. No condition shall be deemed a medical emergency if based on a claim or diagnosis that the woman will engage in conduct which would result in her death or in substantial and irreversible physical impairment of a major bodily function the same as defined in K.S.A. 65-6701, and amendments thereto.~~

(f) "Pain-capable unborn child" means an unborn child having reached the gestational age of 22 weeks or more.

(g) "Physician" means a person licensed to practice medicine and surgery in this state.

(h) "Pregnant" or "pregnancy" means that female reproductive condition of having an unborn child in the mother's body.

Sec. 7. K.S.A. 65-6742 is hereby amended to read as follows: 65-6742. As used in K.S.A. 65-6741 through 65-6749, and amendments thereto:

(a) ~~"Abortion" means the use or prescription of any instrument, medicine, drug or any other substance or device to terminate the pregnancy of a woman known to be pregnant with an intention other than to increase the probability of a live birth, to preserve the life or health of the child after live birth, or to remove a dead unborn child who died as the result of natural causes in utero, accidental trauma or a criminal assault on the pregnant woman or her unborn child, and which causes the premature termination of the pregnancy same as defined in K.S.A. 65-6701, and amendments thereto.~~

(b) (1) "Dismemberment abortion" means, with the purpose of causing the death of an unborn child, knowingly dismembering a living unborn child and extracting such unborn child one piece at a time from the uterus through the use of clamps, grasping forceps, tongs, scissors or similar instruments that, through the convergence of two rigid levers, slice, crush or grasp a portion of the unborn child's body in order to cut or rip it off.

(2) The term "dismemberment abortion" does not include an abortion ~~which that~~ uses suction to dismember the body of the unborn child by sucking fetal parts into a collection container, ~~although it does include.~~ "Dismemberment abortion" includes an abortion in which a dismemberment abortion, as defined in ~~subsection (b)(1) paragraph (1),~~ is used to cause the death of an unborn child, but suction is subsequently used to extract fetal parts after the death of the unborn child.

(c) ~~"Knowingly" shall have the same meaning attributed to such term means the same as defined~~ in K.S.A. 2022 Supp. 21-5202, and amendments thereto.

(d) ~~"Medical emergency" means a condition that, in reasonable medical judgment, so complicates the medical condition of the pregnant woman as to necessitate the immediate abortion of her pregnancy to avert the death of the woman or for which a delay necessary to comply with the applicable statutory requirements will create serious risk of substantial and irreversible physical impairment of a major bodily function. No condition shall be deemed a medical emergency if based on a claim or diagnosis that the woman will engage in conduct which would result in her death or in substantial and irreversible physical impairment of a major bodily function the same as defined in~~

K.S.A. 65-6701, and amendments thereto.

Sec. 8. K.S.A. 40-2,190, 65-4a01, 65-6701, 65-6708, 65-6723 and 65-6742 are hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after the semicolon; by striking all in lines 2 through 5; in line 6, by striking "rights" and inserting "relating to abortion; requiring certain notifications that a medication abortion may be reversed; excluding certain procedures from the definition of abortion; amending K.S.A. 40-2,190, 65-4a01, 65-6701, 65-6708, 65-6723 and 65-6742 and repealing the existing sections";

And your committee on conference recommends the adoption of this report.

BEVRLEY GOSSAGE

RENEE ERICKSIN

PAT PETTEY

Conferees on part of Senate

BRENDA LANDWEHR

JOHN EPLEE

SUSAN RUIZ

Conferees on part of House

On motion of Rep. Landwehr, the conference committee report on **HB 2264** was adopted.

On roll call, the vote was: Yeas 80; Nays 38; Present but not voting: 0; Absent or not voting: 7.

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

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoyer, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Vaughn, Weigel, Winn, Xu, Younger.

Present but not voting: None.

Absent or not voting: Corbet, Eplee, Featherston, Houser, Poetter Parshall, Ruiz, L., Woodard.

MESSAGE FROM THE SENATE

The Senate adopts the Conference Committee report on **S Sub for HB 2060**.

REPORT ON ENROLLED RESOLUTIONS

HCR 5015 reported correctly enrolled and properly signed on April 6, 2023.

On motion of Rep. Croft the House adjourned pro forma until 10:00 a.m. on Monday, April 24, 2023.

Journal of the House

FIFTY-NINTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, April 24, 2023, 10:00 a.m.

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

MESSAGE FROM THE GOVERNOR

April 5, 2023

Message to the Kansas House of Representatives:

Enclosed herewith is Executive Directive No. 23-569 for your information.

Executive Directive No. 23-569
Authorizing Expenditure of Federal Funds

LAURA KELLY
Governor

The above Executive Directive is on file and open for inspection in the office of the Chief Clerk.

MESSAGE FROM THE GOVERNOR

The following message with the Governor's objection to **HB 2304**, AN ACT concerning education; relating to firearms; standardizing firearm safety education training programs in school districts. was received and read.

REGARDING HOUSE BILL 2304

Kansas law makes it clear that it is the role of local school boards and the State Board of Education to establish curriculum and educational standards for our students.

This bill is yet again an act of legislative overreach, an attempt to override our locally elected leaders and insert partisan politics into our children's education.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto House Bill 2304.

Dated: April 14, 2023

LAURA KELLY
Governor of Kansas

MESSAGE FROM THE GOVERNOR

The following message with the Governor's objection to **HB 2313**, AN ACT concerning health and healthcare; creating the born-alive infants protection act; providing legal protections for infants born alive; requiring certain standards of care by

healthcare providers for infants who are born alive; providing criminal penalties and civil liability for violations of the act; amending K.S.A. 65-445 and repealing the existing section. was received and read.

REGARDING HOUSE BILL 2313

This bill is misleading and unnecessary. Federal law already protects newborns, and the procedure being described in this bill does not exist in Kansas in the era of modern medicine.

The intent of this bill is to interfere in medical decisions that should remain between doctors and their patients.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto House Bill 2313.

Dated: April 14, 2023

LAURA KELLY
Governor of Kansas

MESSAGE FROM THE GOVERNOR

The following message with the Governor's objection to **HB 2264**, AN ACT concerning health and healthcare; relating to abortion; requiring certain notifications that a medication abortion may be reversed; excluding certain procedures from the definition of abortion; amending K.S.A. 40-2,190, 65-4a01, 65-6701, 65-6708, 65-6723 and 65-6742 and repealing the existing sections. was received and read.

REGARDING HOUSE BILL 2264

In August, Kansans made clear that they believe personal healthcare decisions should be made between a woman and her doctor, not politicians in Topeka. This bill would interfere with that relationship and given the uncertain science behind it, could be harmful to Kansans' health.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto House Bill 2264.

Dated: April 19, 2023

LAURA KELLY
Governor of Kansas

MESSAGE FROM THE GOVERNOR

The following message with the Governor's objection to **H Sub HB 2344**, AN ACT concerning the department of health and environment; relating to licensure of child care facilities; day care homes and child care centers; establishing license capacity and staff-to-child ratios; lowering license fees and training requirements; creating a process for day care facility licensees to apply for a temporary waiver of certain statutory requirements; authorizing the secretary to develop and operate pilot programs to increase child care facility availability and capacity; amending K.S.A. 65-503, 65-505 and 65-508 and K.S.A. 2022 Supp. 48-3406 and repealing the existing sections. was received and read.

APRIL 24, 2023

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REGARDING HOUSE BILL SUB 2344

As I said in my State of the State address, my North Star as Governor is to make Kansas the best place to raise a family. Key to that is ensuring parents have access to safe, affordable, quality childcare.

This bill would reverse the progress we've made toward that goal, loosening safety requirements for childcare centers, and preventing the state from being responsive to individual communities' needs.

While I agree it's time to review our childcare policies, we must do it together- and in a way that improves, not harms, our state's ability to help families and keep kids safe.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto House Bill 2344.

Dated: April 19, 2023

LAURA KELLY
Governor of Kansas

MESSAGE FROM THE GOVERNOR

The following message with the Governor's objection to **S Sub for HB 2138**, AN ACT concerning education; relating to school districts; requiring separate overnight accommodations for students of each biological sex during school district sponsored travel; requiring contracts for exclusive broadcasts of state high school activities association activities to permit certain local broadcasts; providing for administrative review of resolutions to permanently close a school building; amending K.S.A. 72-1431 and repealing the existing section. was received and read.

**REGARDING VETO OF SENATE BILL 26, SENATE BILL 180,
SENATE BILL 228, AND S SUB FOR HOUSE BILL 2138**

Companies have made it clear that they are not interested in doing business with states that discriminate against workers and their families. By stripping away rights from Kansans and opening the state up to expensive and unnecessary lawsuits, these bills would hurt our ability to continue breaking economic records and landing new business deals.

I'm focused on the economy. Anyone care to join me?

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto Senate Bill 26, Senate Bill 180, Senate Bill 228, and S. Sub. For House Bill 2138.

Dated: April 20, 2023

LAURA KELLY
Governor of Kansas

MESSAGE FROM THE GOVERNOR

The following message with the Governor's objection to **HB 2184**, AN ACT making and concerning appropriations for the fiscal years ending June 30, 2023, June 30, 2024, June 30, 2025, June 30, 2026, June 30, 2027, and June 30, 2028, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing; authorizing and directing payment of

certain claims against the state; amending K.S.A. 2-223, 12-1775a and 12-5256 and K.S.A. 2022 Supp. 65-180, 74-50,107, 74-8711, 74-99b34, 75-2263, 75-6707, 76-775, 76-7,107, 79-2959, 79-2964, 79-3425i, 79-34,171 and 79-4804 and repealing the existing sections., was received and read.

REGARDING HOUSE BILL 2184

I appreciate the Legislature and the respective budget committees for their work over the first part of session to ensure that many essential services are funded. This budget also includes several measures that reflect a shared goal of continuing our recent success in passing balanced budgets and avoiding structural imbalance. Among the major items in this budget, we agree that it's important to fully fund the state water plan, invest in our rainy day fund, set aside funds to pay off debt, and continue investing in infrastructure and public safety.

One of the most important parts of the state budget and the most significant portion of the budget is constitutional school funding and full funding for special education. Failing to fully fund our public schools leaves parents and students throughout the state unsure of whether they will be able to count on the Legislature to continue its recent success of avoiding expensive and unnecessary litigation. We have worked together for several years to ensure that we do not end up back in court, and I encourage the Legislature to continue to maintain constitutional school funding so that we can empower educators to continue to rebuild our education system back to one of the best in the country after a decade of inadequate funding.

While this budget includes many items that set aside funding for specific groups of Kansans who need essential health and human services, it fails to expand Medicaid. With now 40 states expanding Medicaid, Kansans will continue to pay for the healthcare of low-income citizens of other states while refusing that same basic coverage to citizens of our state. This refusal will continue to put a burden on our hospitals and other health providers, and as a result, it will continue to hurt main street businesses and rural and economically distressed communities throughout the state.

I do appreciate that for the most part, this budget maintains our commitment to keep the Bank of KDOT closed. As we continue to make progress on this front, we should do everything possible to work with local communities to draw down the maximum level of federal funding available. By doing so, it will ultimately relieve the costs on locals who would otherwise be forced to pay for these improvements entirely through local tax dollars, which are largely funded by property taxes.

In order to successfully complete many of the projects and activities that are funded in this budget, the Legislature should follow up with adequate funding for pay increases for state employees so that we can continue to work on filling vacancies that in some agencies make it difficult to deliver needed services. In addition to providing social services, consider that without being able to hire adequate state employees, vacancies lead to delays and increased costs for businesses and individuals seeking licenses and permits, grants, and improved infrastructure to deliver products and services.

I look forward to working with the Legislature to make sure these issues are considered when they return. Therefore, pursuant to Article 2, Section 14(b) of the Constitution of the State of Kansas, I hereby return House Bill 2184 with my signature approving the bill, except for the items enumerated below.

Behavioral Sciences Regulatory Board Proviso

Sec. 15(b) has been vetoed in its entirety.

Mental health professionals and social workers provide critical care to communities across the state. We should be focused on strengthening our workforce and preparing them to serve Kansans from all backgrounds. This funding restriction limits the ability for these professionals to be trained in potentially lifesaving practices that address the individualized needs of every Kansan.

Board of Pharmacy Proviso

Sec. 25(b) and Sec. 26(d) have been vetoed in their entirety.

Legislators should address rules and regulations that they disagree with by passing legislation through the regular process. The funding restrictions outlined in Sec. 25(b) and Sec. 26(d) attempt to invalidate rules and regulations that have been promulgated by the State Board of Pharmacy. If the Legislature would like to delay the implementation of these rules and regulations, it can pass legislation through the regular process, allowing the regulated community, patients, and health care providers have an opportunity to weigh in on the necessity of revising these rules and regulations.

Governmental Ethics Commission—Already Accomplished in Senate Bill 208

Sec. 31(c) has been vetoed in its entirety.

I understand and support the action to redirect civil penalties collected by the Governmental Ethics Commission to the State General Fund. The language to accomplish this is found in SB 208 which was passed by the Legislature, and which I signed into law on April 14, 2023.

Attorney General—Master Tobacco Settlement Funds

Sec. 39(e) has been vetoed in its entirety.

Since its inception, funding from the Kansas Endowment for Youth has been intended to support programs and services for children between the ages of birth to five years. K.S.A 38-2101 and K.S.A 38-2102 directs funds intended to support programmatic efforts be transferred into the Children's Initiative Fund. I continue to be committed to supporting youth suicide prevention efforts and enhancing funding for mental health services. The funding in this line item should be used for compliance with the tobacco master settlement agreement, as it has been since 1999.

State Treasurer—Build Kansas Matching Grant Fund Provisos

The portion of 42(b) that reads as follows has been line-item vetoed:

Build Kansas matching grant fund.....No limit

Provided, That during the fiscal year ending June 30, 2024, no expenditures shall be made from or obligation incurred against the build Kansas matching grant fund without approval from the joint committee on build Kansas subject to the provisions of these provisos: Provided further, That there is hereby established a joint committee on build Kansas within the legislative branch: And provided further, That such joint committee shall be composed of five members of the senate and five members of the house of representatives: And provided further, That all senate members shall be appointed by the president of the senate: And provided further, That all representative members shall be appointed by the speaker of the house of representatives: And provided further, That the two major political parties shall have proportional representation on such committee: And provided further, That the chairperson of such committee shall be a senate member appointed by the president and the vice chairperson shall be representative member appointed by the speaker of the house of representatives: And provided further, That any state agency named in this act that is knowledgeable concerning potential infrastructure projects that may be funded by the infrastructure investment and jobs act, public law 117-58, shall inform and educate local communities of the funding opportunities available in such act: And provided further, That such state agencies shall provide assistance as necessary to interested local communities: And provided further, That such state agencies shall form a steering committee to meet regularly in order to coordinate efforts and develop a process to ensure local communities are informed and connected with the coordinating state agency: And provided further, That the steering committee, following review and approval by the joint committee on build Kansas, shall establish a means test to determine whether the local community is an eligible entity pursuant to the infrastructure investment and jobs act and has demonstrated a need for such grant: And provided further, That a grant funding application, requesting matching funds for the purposes of the infrastructure investment and jobs act, shall be approved by the coordinating state agency, in consultation with the steering committee, prior to submission to the joint committee on build Kansas: And provided further, That the grant funding application requested by eligible entities from the build Kansas matching grant fund and approved by the coordinating state agency shall be submitted to the joint committee on build Kansas: And provided further, That as soon as practicable, the joint committee on build Kansas shall meet and review each request and, if approved by such committee, shall report such committee's recommendation and approval to the state treasurer, the eligible entity submitting the grant application and the coordinating state agency that is providing assistance to the eligible entity in the local community: And provided further, That such approval shall be taken by a majority of all members of the joint committee on build Kansas: Provided however, That other than operating expenditures, no expenditures shall be made from the build Kansas matching grant fund without written documentation to the state treasurer that such grant funding application has been approved by the federal government pursuant to the infrastructure investment and jobs act: And provided further, That, upon approval by the joint committee on build Kansas and notification of federal approval, the above agency shall expend matching grant funds to the eligible entity that has been awarded such grant subject to the provisions of the grant: And provided, however, That within 10 calendar days from such approval by

the joint committee on build Kansas the state finance council may approve a resolution rejecting such approval and stop the expenditure of such matching grant funds to the eligible entity: And provided further, That the state finance council is hereby authorized to stop such expenditures: And provided further, That the state finance council action on this matter is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711(c), and amendments thereto, except that such approval also may be given while the legislature is in session: And provided further, That such matching grant funds shall be used by eligible entities to support projects funded by the infrastructure investment and jobs act: And provided further, That such projects shall include, but not be limited to, water, transportation, energy, cyber security and broadband infrastructure: And provided however, That if during fiscal year 2024, the joint committee on build Kansas determines that the unencumbered balance in the build Kansas matching grant fund is insufficient to pay an amount that is necessary to finance grant applications approved by such committee pursuant to this proviso, such committee may request approval from the state finance council to transfer an amount equal to the insufficient amount from the state general fund to the build Kansas matching grant fund: And provided however, That no such transfer shall be made from the state general fund to the build Kansas matching grant fund without approval from the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75- 3711c(c), and amendments thereto, except that such approval also may be given while the legislature is in session: And provided further, That the state finance council is hereby authorized to approve such transfers: And provided further, That if approved, the director of accounts and reports shall make such transfer: And provided however, That the total of all amounts transferred from the state general fund to the build Kansas matching grant fund pursuant to this proviso shall not exceed \$215,000,000: And provided further, That approved grant applications shall be distributed geographically based on the department of commerce's Kansas economic development districts and for the purposes of this proviso, the Mo-Kan district shall be combined with those counties that are not associated with any Kansas economic development district: And provided further, That the joint committee on build Kansas may meet and approve any such request while the legislature is in session and in person or through the use of telephone or any other medium for interactive communication.

Sec. 42(d), Sec. 43(b) and (c), Sec. 44(b) and (c), Sec. 45(b) and (c), and Sec. 46(b) and (c) have been line-item vetoed in their entirety.

In the budget that I proposed in January, I included funding to support local communities competing for federal Bipartisan Infrastructure Law (BIL) grant awards, and I continue to support that funding for this purpose. However, the proviso language in these sections sets up a process in which many communities will not be able to compete for one-time federal infrastructure grants. The goal of this funding was to provide matching grants for federal projects for which communities may or may not be approved. The project award itself is not something that I nor the Legislature have any control over, yet this language appears to indicate that communities would have to seek legislative approval and potentially the approval of two other agencies before applying for the federal funding. As a result, the process for seeking this funding will be so

delayed and bureaucratic that few communities will succeed. This is especially true for those smaller and rural communities who in many cases do not have any technical staff or lobbyists in Topeka to help them navigate the process as outlined in this bill.

I encourage the Legislature to work with me and those who have participated in the existing Infrastructure Hub during Omnibus to develop a process that will facilitate the most return on investment for the local communities that this program was designed to assist.

Making the Office of the Kansas State Treasurer a Pregnancy Crisis Center Pass-Through Entity

The portion of Sec. 42(a) that reads as follows has been line-item vetoed:

Alternatives to abortion program.....\$2,000,000

Provided, That expenditures shall be made from the alternatives to abortion program account to establish a statewide program to enhance and increase resources that promote childbirth instead of abortion to women facing unplanned pregnancies and to offer a full range of services, including pregnancy support centers, adoption assistance and maternity homes: Provided further, That the program shall include only the following services: Counseling and mentoring; care coordination for prenatal services, including connecting clients to health programs; providing educational materials and information about pregnancy and parenting; referrals to county and social service programs, including child care, transportation, housing and state and federal benefit programs; classes on life skills, budgeting, parenting, stress management, job training, job placement and obtaining a GED certificate; providing material items including, but not limited to, car seats, cribs, maternity clothes, infant diapers and formula; and support groups in maternity homes: And provided further, That program services shall be made available to any Kansas resident who is a pregnant woman, the biological father of an unborn child, the biological or adoptive parent or legal guardian of a child 24 months of age or younger, a program participant who has experienced the loss of a child or a parent or legal guardian of a pregnant child who is a program participant: And provided further, That the provision and delivery of services under the program shall be dependent on participant needs as assessed by the nonprofit organization providing the services and not otherwise prioritized by any state agency: And provided further, That program services shall be available to participants only during pregnancy and continuing for up to 24 months after birth of the child: And provided further, That the state treasurer shall contract with one nonprofit organization to provide services under the alternatives to abortion program, and such nonprofit organization shall subcontract with existing pregnancy centers, adoption agencies, maternity homes and social service organizations to provide program services to promote childbirth instead of abortion: And provided further, That such contract shall be for a term not longer than one year: And provided further, That the selected contractor and any subcontractors may provide services in addition to the enumerated program services, but such services shall not be funded through the alternatives to abortion program: And provided further, That the state treasurer shall include as a condition of the contract with the nonprofit organization selected to provide program services: (1) The assessment of an

administrative fine for failure to satisfy program requirements, including required reporting, or for the intentional or reckless misuse of any funds awarded by the terms of such contract, and such fine shall be in the amount of 10% of the funds awarded by the terms of such contract and shall be deposited into the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, to the credit of the state general fund; and (2) that such nonprofit organization shall submit a report to the legislature and the state treasurer on or before June 30, 2024, on the administration of the program during fiscal year 2024, including: The number of clients; the number of clients who participated in case management services the number of case management hours provided to clients; the number of clients engaged in educational services or job training and placement activities; the number of newborns who were born to program participants; the number of such newborns placed for adoption; the number of fathers who participated in program services; the number of client satisfaction surveys completed; and any other information that shows the success of the contractor's administration of the program: And provided further, That the state treasurer shall establish the alternatives to abortion public awareness program to be administered by the same nonprofit organization contracted with to provide alternatives to abortion program services: And provided further, That the purpose of the public awareness program is to help pregnant women who are at risk of having abortions to be made aware of the alternatives to abortion program services: And provided further, That the public awareness program shall include the development and promotion of a website that provides a geographically indexed list of available alternatives to abortion program services and nonprofit subcontractors that provide services: And provided further, That the public awareness program may include, but shall not be limited to, the use of television, radio, outdoor advertising, newspapers, magazines, other print media and the internet to provide information about alternatives to abortion program services and subcontractors: And provided further, That, to the greatest extent possible, the secretary for children and families shall supplement and match moneys appropriated for the alternatives to abortion program with federal and other public and private moneys, and such moneys shall be prioritized to be used preferentially for the program and the public awareness program and be transferred from the special revenue fund or funds of the Kansas department for children and families as identified by the secretary for children and families to the alternatives to abortion program account to be expended for such programs: Provided, however, That the alternatives to abortion program and the alternatives to abortion public awareness program and any moneys appropriated or expended therefor shall not be used to perform, induce, assist in the performing or inducing of or refer for abortions, and moneys appropriated or expended for such programs shall not be granted to organizations or affiliates of organizations that perform, induce, assist in the performing or inducing of or refer for abortions.

I do not think that overseeing a state pregnancy crisis center and maternity home program is what the creators of the Office of the State Treasurer intended when that office was established, nor do I think that any State Treasurer in Kansas history would have thought this to be a part of the role of the State Treasurer. This proviso creates a sole source contract for an unknown entity to provide taxpayer funding for largely unregulated pregnancy resource centers. This is not an evidence-based approach or even an effective method for preventing unplanned pregnancies.

Kansas Department of Revenue—Business Closure Rebates

Sec. 72(b) has been vetoed in its entirety, and the portion of Sec. 73(b) that reads as follows has been line-item vetoed:

American rescue plan - state relief (565-00-3756-3536).....\$0

I am vetoing the provisions of the legislation that impose a \$0 expenditure limitation on the use of federal funds intended for the COVID business closure rebates. While I understand the desire to ensure that these funds are used effectively and efficiently, this limitation does not accomplish the intended goal of transferring these federal funds out of the COVID business closure rebates, and the \$0 expenditure limitation effectively prevents the use of these funds for the license plate replacement fund, which was an objective of the legislation.

Kansas Department of Aging and Disability Services—Federal Funding Proviso

The portion of Sec. 89(b) that reads as follows has been line-item vetoed:

Provided, That expenditures shall be made by the above agency for fiscal year 2024 from the American rescue plan state relief fund to expand the PACE program to additional Kansas counties in an amount not to exceed \$2,500,000.

The PACE program is a vital program for seniors in Kansas and I support expanding access to the program. However, I do not believe one-time federal funding should be used for a project that will create ongoing costs. This project should be covered through existing state resources. I will work with advocates to ensure any expansion of the PACE program is financially sustainable long-term.

Kansas Department for Children and Families—Sole Source Contract

Sec. 90(b) has been line-item vetoed in its entirety, and the portion of Sec. 91(a) that reads as follows has been line-item vetoed:

Foster care licensing and placement software.....\$2,500,000

Provided, That during the fiscal year ending June 30, 2024, the above agency shall make expenditures from the above account for the sole purpose of continuing the agency's request for proposal process for a subscription to a software-as-a-service product to automate the licensing of foster families and the placement of foster children in approved homes and to commence and fund such subscription on or before December 31, 2023.

Having a transparent, competitive bidding process is key to ensuring our state remain a good steward of public dollars. This appropriation fails to do that and creates a sole source contract.

Kansas Board of Regents—Transportation Research Fund

The portion of Sec. 115(b) that reads as follows has been line-item vetoed:

Provided, That expenditures shall be made by the above agency from the transportation

research fund to make distributions to Kansas state university, the university of Kansas and Wichita state university for transportation research projects at such institutions.

Sec. 115(i) has been line-item vetoed in its entirety.

The Legislature should fund these research efforts through a different manner, rather than by returning to the practice of diverting state highway funding. My administration is willing to work with those who would like to ensure that innovative transportation research is supported in our higher education institutions, but not by reopening the Bank of KDOT.

Kansas Board of Regents—Comprehensive Grant

The portion of Sec. 115(a) that reads as follows has been line-item vetoed:

Provided, however, That all expenditures from such account shall be made to provide that all moneys shall be distributed in the same proportionate amount as such moneys were distributed in fiscal year 2022.

The portion of Sec. 116(a) that reads as follows has been line-item vetoed:

Provided, however, That all expenditures from such account shall be made to provide that all moneys shall be distributed in the same proportionate amount as such moneys were distributed in fiscal year 2022.

Increasing college affordability and limiting costs to students and families has been a high priority for my administration. To create the most skilled workforce, we need to support students who attend our higher education institutions through enhanced need-based financial aid. The appropriations in Sections 115 and 116 would cut funding for students who have already been awarded scholarships under the Comprehensive Grant program. This will take away scholarships already promised to students who have demonstrated a financial need and instead provide 50% of the allocated funds to only 6% of Kansas students.

Kansas Board of Regents—Diversity, Equity, and Inclusion Proviso

Sec. 115(h) has been vetoed in its entirety.

The hallmark of our higher education system is its commitment to facilitating open dialogue that allows students to learn, grow, and challenge their thinking. Supporting students from all backgrounds, regardless of socio-economic status or geographic location, is vital to creating a well-trained workforce and growing the Kansas economy. The funding restriction in Section 115(h) limits our universities' efforts to find a skilled workforce that prepares our students for an ever-changing economy, and it limits their ability to support students from all backgrounds throughout their higher education experience. This restriction also threatens our universities' ability to secure federal funding and competitive grants that fund innovative research, grow our workforce, and bring economic prosperity to Kansas.

Kansas Department of Corrections—Pathways to Purpose Pilot Program

The portion of Sec. 118(a) that reads as follows have been line-item vetoed:

Pathways to purpose pilot program.....\$1,400,000

Provided, That expenditures shall be made by the above agency from the pathways to purpose pilot program account during fiscal year 2024 to implement a pilot program on or before October 1, 2023, to gauge the effectiveness of prescription digital therapeutics authorized by the federal food and drug administration for the treatment of substance use disorder and opioid use disorder on incarcerated adult offenders in the custody of the secretary of corrections: Provided further, That for the purposes of such program, the above agency shall determine the following: (1) Number of sites at which the pilot program will be conducted including regions that are geographically diverse; (2) eligibility requirements for pilot program participants; and (3) specific types of prescription digital therapeutics that will be prescribed and evaluated under the pilot program as authorized by the federal food and drug administration for the treatment of substance use disorder and opioid use disorder: And provided further, That as used in this subsection, "prescription digital therapeutics authorized by the federal food and drug administration" or "prescription digital therapeutics" means a product, device, internet application or other technology that is intended to prevent, manage or treat a medical disease, condition or disorder, is approved, cleared or classified by the food and drug administration under 21 U.S.C. 360(k), 21 U.S.C. 360c(f) or 21 U.S.C. 360e for such intended use, utilizes both cognitive behavior therapy and contingency management to treat substance use disorder and opioid use disorder, and requires a prescription under 21 C.F.R. § 801.109

I have worked with the Legislature to support substance use treatment programs in our correctional facilities and have done so through funding that has been approved in a bipartisan, transparent process. An open, competitive bidding process is key to ensuring that our state contracts provide the most value to Kansas taxpayers. This appropriation fails to do that by creating strict requirements that would likely favor a single vendor.

Kansas Department of Wildlife and Parks—Lifetime Hunting and Fishing License

Sec. 138(f) has been line-item vetoed in its entirety.

Last year, I signed bipartisan House Bill 2456, which created a lifetime hunting and fishing license for youth between the ages of birth to 7 years. This legislation included pro-rated fees based on estimates for how much the agency would need to offset the corresponding loss of license revenue over the course of the child’s life. If the Legislature would like to pass this type of funding allowance, it should work with the Department of Wildlife and Parks to ensure that a measure that seeks to increase healthy outdoor activities—like hunting and fishing—does not at the same time undermine the long-term financial viability of the agency responsible for encouraging and facilitating outdoor activities.

Federal Grant Funding Database

Sec. 143 has been line-item vetoed in its entirety.

Regarding discretionary grant awards, much of this information is already available. This also could have a detrimental effect on encouraging new and smaller communities

from applying and lead to cybersecurity risks. Initial applicants often have missing or insufficient information, yet they may be approved in future years after working with staff to improve their proposal. If applicants know that their unsuccessful attempts will be shared, it will discourage many from applying. This language is also ambiguous and could risk requiring the creation of a massive bureaucracy to track all state and federal funds that are awarded prior to a final award. I would encourage the Legislature to work with my administration to determine if there is additional information needed and how to provide that in a way that would not grow government unnecessarily.

Dated: April 20, 2023

LAURA KELLY
Governor of Kansas

MESSAGES FROM THE GOVERNOR

HB 2080, HB 2082, HB 2226, HB 2332 approved on April 7, 2023.

Sub HB 2121, HB 2240, HB 2269, HB 2288 approved on April 10, 2023.

HB 2114, HB 2225 approved on April 13, 2023.

S Sub for HB 2016, HB 2087, S Sub for HB 2127, HB 2160, HB 2290, HB 2323, HB 2326, HB 2395 approved on April 14, 2023.

HB 2015, HB 2020, HB 2042, HB 2065, HB 2214, HB 2216, HB 2322, HB 2336 approved on April 18, 2023.

HB 2039, S Sub for HB 2058, HB 2090, HB 2093, HB 2125, HB 2131, HB 2147, S Sub for HB 2170, HB 2172, HB 2173, HB 2196, HB 2335 approved on April 19, 2023.

HB 2014, S Sub for HB 2053, HB 2279, S Sub for HB 2302 approved on April 20, 2023.

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report on **H Sub for SB 169**.

The Senate adopts the Conference Committee report on **SB 26**.

The Senate adopts the Conference Committee report on **H Sub for SB 229**.

The Senate not adopts the conference committee report on **H Sub for SB 83**.

The Senate not adopts the conference committee report on **S Sub for HB 2390**.

CHANGE OF CONFEREES

Speaker Hawkins announced the appointment of Rep. Poskin to replace Rep. Winn as a member of the conference committee on **H Sub for SB 113**.

COMMITTEE ASSIGNMENT CHANGES

Speaker Hawkins announced the appointment of Rep. Poskin to replace Rep. Alcalá on Committee on Appropriations for April 25, 2023.

Also, the appointment of Rep. Sawyer Clayton to replace Rep. Winn on Committee on Joint Administrative Rules and Regulations for April 25, 2023.

Also, the appointment of Rep. Highberger to replace Rep. Carmichael on Committee on Joint Administrative Rules and Regulations for April 25, 2023.

REPORT ON ENROLLED BILLS

S Sub for HB 2016, S Sub for HB 2127, HB 2160, HB 2313, HB 2323, HB 2326 reported correctly enrolled, properly signed and presented to the Governor on April 7, 2023.

HB 2014, HB 2015, HB 2019, HB 2020, HB 2024, HB 2027, HB 2039, HB 2042, S Sub for HB 2053, S Sub for HB 2058, HB 2059, HB 2065, HB 2090, HB 2093, HB 2094, HB 2100, HB 2125, HB 2130, HB 2131, S Sub for HB 2138, HB 2147, S Sub for HB 2170, HB 2172, HB 2173, HB 2184, HB 2196, HB 2214, HB 2216, HB 2236, HB 2264, HB 2279, HB 2292, HB 2298, S Sub for HB 2302, HB 2322, HB 2325, HB 2335, HB 2336, S Sub HB 2344, HB 2346, HB 2350 reported correctly enrolled, properly signed and presented to the Governor on April 14, 2023.

REPORT ON ENROLLED RESOLUTIONS

HR 6022 reported correctly enrolled and properly signed on April 10, 2023.

On motion of Rep. Croft the House adjourned pro forma until 9:00 a.m. on Tuesday, April 25, 2023.

Journal of the House

SIXTIETH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, April 25, 2023, 9:00 a.m.

The House met session pro forma pursuant to adjournment with Speaker pro tem Carpenter in the chair.

MESSAGE FROM THE GOVERNOR

The following message from the Governor regarding **HB 2100**, which will become law without the governor's signature, was received and read.

REGARDING HOUSE BILL 2100

Because I have reservations about the potential unforeseen consequences of House Bill 2100 for the state and for local governments, I will allow the bill to become law without my signature.

Dated: April 24, 2023

LAURA KELLY
Governor

MESSAGE FROM THE GOVERNOR

The following message with the Governor's objection to **HB 2350**, AN ACT concerning crimes, punishment and criminal procedure; relating to crimes against persons; creating the crimes of human smuggling and aggravated human smuggling; providing criminal penalties therefor. was received and read.

REGARDING HOUSE BILL 2350

House Bill 2350 is the product of a rushed process. I agree immigration issues need to be addressed, but this bill will have unintended consequences, from decimating our agriculture workforce to allowing the state to encroach into Kansans' personal lives.

You just have to look at basic examples: If a good Samaritan gives his or her fellow Kansan a ride to work and receives gas money in exchange - or if a paramedic, while on duty, transports someone to the emergency room- they could be subject to level-five felonies. That overcriminalization is unnecessary and shows that lawmakers haven't considered the full impact of this bill.

Kansans deserve considered, comprehensive legislation when it comes to immigration - not bills with sweeping language that would hurt law-abiding Kansas citizens and open

the state up to expensive lawsuits.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto House Bill 2350.

Dated: April 24, 2023

LAURA KELLY
Governor

MESSAGE FROM THE GOVERNOR

The following message with the Governor's objection to **HB 2094**, AN ACT concerning public assistance; relating to child care assistance; non-cooperation with child support; requiring the secretary to conduct reviews of cooperation; requiring work registrants aged 50 through 59 to complete an employment and training program to receive food assistance; amending K.S.A. 2022 Supp. 39-709 and repealing the existing section. was received and read.

REGARDING HOUSE BILL 2094

Leaders from both parties should be looking for ways to help people afford the basics, not burdening our hardworking Kansans who are just trying to get by.

With inflation causing the prices of goods and services to skyrocket, Kansans need relief, not further barriers.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto House Bill 2094.

Dated: April 24, 2023

LAURA KELLY
Governor

MESSAGE FROM THE GOVERNOR

The following message with the Governor's objection to **HB 2236**, AN ACT concerning education; relating to school districts; establishing parents' right to direct the education and upbringing of their children including the right to object to educational materials and activities that are not included in approved curriculum or standards or impair a parent's beliefs, values or principles. was received and read.

REGARDING HOUSE BILL 2236

Parents and teachers across Kansas want the same thing - for our kids to get the best education possible.

This bill distracts from that goal, inserting partisan politics into the classroom at the expense of our students, parents, and teachers.

The best thing we can do for our students is work together to continue fully funding public education and ensure they have the resources and support to succeed. We can't do that if we are forced to spend millions of dollars on expensive lawsuits.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto House Bill 2236.

Dated: April 24, 2023

LAURA KELLY
Governor

MESSAGE FROM THE GOVERNOR

The following message with the Governor's objection to **HB 2325**, AN ACT concerning insurance; relating to the healthcare provider insurance availability act; adding maternity center to the definition of "healthcare provider" contained therein; designating certain healthcare providers as being ineligible to purchase professional liability insurance from the healthcare stabilization fund; requiring such healthcare providers to maintain continuous professional liability coverage equivalent to that provided by the healthcare stabilization fund as a condition of licensure; amending K.S.A. 40-3401 and 40-3403a and repealing the existing sections. was received and read.

REGARDING HOUSE BILL 2325

In August, Kansans voted against politicians in Topeka placing extreme restrictions on a woman's freedom to make her own personal healthcare decisions.

This bill goes against the will of the voters by depriving women of access to their constitutional right. It is also misleading. The truth is, no taxpayer dollars go to the Health Care Stabilization Fund.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto House Bill 2325.

Dated: April 24, 2023

LAURA KELLY
Governor

MESSAGES FROM THE GOVERNOR

HB 2019, HB 2027 approved on April 18, 2023.

HB 2024 approved on April 19, 2023.

HB 2059, HB 2130, HB 2292, HB 2298, HB 2346 approved on April 24, 2023.

CHANGE OF CONFEREES

Speaker pro tem Carpenter announced the appointment Reps. K. Williams, Landwehr, and Poskin to replace Reps. Sutton, Penn, and Neighbor as members of the conference committee on **HB 2089**.

Also, the appointment of Reps. Waymaster, Hoffman, and Helgerson to replace Reps. Sutton, Penn, and Neighbor as members of the conference committee on **SB 25**.

Also, the appointment of Reps. Waymaster, Hoffman, and Helgerson to replace Reps. Francis, Neelly, and Ballard as members of the conference committee on **SB 106**.

Also, the appointment of Reps. W. Carpenter, Humphries, and Hoye to replace Reps. Sutton, Penn, and Neighbor as members of the conference committee on **HB 2285**.

COMMITTEE ASSIGNMENT CHANGE

Speaker pro tem Carpenter announced the appointment of Rep. Sutton to replace Rep. Francis on Committee on Legislative Post Audit for April 25, 2023.

On motion of Rep. Croft, the House adjourned until 9:00 a.m., Wednesday, April 26, 2023.

Journal of the House

SIXTY-FIRST DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, April 26, 2023, 9:00 a.m.

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

The roll was called with 124 members present.

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

Prayer by guest chaplain, Pastor Everett Schultz, First Mennonite Church, Pretty Prairie and guest of Rep. Seiwert.

Our Father in Heaven,

We come before Thee this morning thanking you for the many blessings you have bestowed upon our great nation and upon this great state of Kansas. I want to thank you that this great state still opens each session of this House with prayer. Your Word tells us that where two or three are gathered together in Your name, there You are in the midst of them. So, I thank You that You are with us in this House right now.

I come before You today to ask for Your wisdom and guidance to be given to these people in this great hall. There are so many issues that must be addressed and probably at times these people feel that the problems are too big and too complex to be resolved. The decisions they make will affect our children and grandchildren. And yet, I know that You can provide the wisdom and guidance to solve the needs of this state and provide a better state for years to come. I pray that they will be able to make decisions that meet the needs of this great state not only for us today, but also for our children and grandchildren.

And so, Father, please bestow Your wisdom upon these people. Give them encouragement. Give them guidance. Help them to be able to discern the right decisions. Keep them from buckling to the pressures that are around them. Help them to represent the people who elected them, and to look out for the people's interests, when there may be times when it is difficult to stay the course.

During the final days of this year's session; I ask for Your encouragement, Your wisdom, and Your guidance to direct the decisions that are made. May their decisions be according to Your will. I ask it in Thy name. Amen.

The Pledge of Allegiance was led by Rep. Seiwert.

INTRODUCTION OF GUESTS

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

Axtell, Kansas. Population 399 as of the 2020 Census. Nestled in the northeast corner of Marshall County near the Nebraska border, this rural area is home to the Axtell Eagles. Three young farmers are Rule 10 coaches, and another assistant coach is still in college, but grew up a farm kid. Of the eighteen players on the team, ten are farm boys, and the other eight call the community of Axtell home. These rural kids enjoy GPAs from 2.7 to 4.0, with 25% of the team having perfect 4.0's. Seniors average 3.9, Juniors average 3.5, Sophomores average 3.7 and Freshmen average 3.5. 75% of the team has a 3.5 or higher GPA. In the words of high school principal of Axtell Public Schools, Gay Frazee, "This is a pretty smart team!"

In addition to keeping up their grades, they have been smart about time management, developing as healthy individuals and accomplished athletes to achieve what they have in the past two years. In the summertime prior to the start of their farm workday, many were found four mornings a week in the school weight room pumping iron and doing agilities. Come August, once the school day would end and before they headed home for chores, football practice took front and center stage. Commitment, hard work, and trust in each others' abilities as team members makes this group of young men what they are: State Champions in 8-Man, Division II Football for the 2021 and 2022 seasons.

In May of 2022, I celebrated their 2021 achievement at the Axtell School's spring banquet. I challenged them to repeat their performance so I could invite them to the House chamber to share their accomplishment with all my colleagues. And here they are.

Team Members:

Lucas Talbot, Jesse Bauer, Abram Kostal, Colin Shaughnessy, Landon Schmitz, Jaron Knowles, Rylin Buessing, Blaise Buessing, Gavin Shaughnessy, Sawyer Deters, Grady Buessing, Brandon Schmelzle, Owen Strathman, Isaac Detweiler, Grant Buessing, Evan Buessing, Eli Broxterman, Dalton Heinen.

Managers:

Riley Hasenkamp, Wyatt Detweiler, Clayton Heinen and Logan Sandmann, and Kelton Kuckelman.

Coaches:

Head coach Eric Detweiler; assistant coaches Dale Buessing, Craig Wiebe and Quinn Buessing, who currently attends Washburn University.

One interesting sidenote: The Kansas Sports Hall of Fame confirmed in late January 2023 that Axtell senior quarterback Isaac Detweiler broke an eight-man career mark. Detweiler completed 69.55 percent of his passes during his three-year Eagle career. The previous record was 64.4 percent set in 2019 by none other than assistant coach Quinn Buessing of Axtell. I am sure Isaac would be the first to tell you that record happened because of the committed, hard-working, trusted teammates that surrounded him on the field who aided him in letting his talent shine.

Please join me in congratulating this fine group of young men who are learning important life skills under the instruction of three great farmers who also happen to be great coaches.

INTRODUCTION OF GUESTS

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

Rep. Chuck Smith introduced his guest Mr. Patrick Forbes, a respected teacher, coach, administrator and friend.

Mr. Forbes had a 42-year teaching career. He also coached boys and girls track, golf, basketball, football and softball. In addition, he was a grade school principal as well as 7th -12th grade principal at St. Mary's Colgan, in Pittsburg.

Mr. Fowler was joined on the floor by his daughter and son-in-law, Julie and Doug Story, and his son, P.J. Forbes.

Rep. Smith was joined at the well by Rep Eplee. They introduced Mrs. Kathy Hines, an educator, coach, sponsor and friend.

Mrs. Hines was a 52-year educator in Atchison. She also was coach of volleyball, track, basketball and a cheerleader sponsor. Her team won the State championship in volleyball in 1973.

Mrs. Hines was joined on the House floor by USD 409 Superintendent, Renee Nugent and Coach Jim Smith.

Rep. Chuck Smith presented both of his honorees with framed House certificates in recognition of their achievements.

INTRODUCTION OF GUESTS

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

Rep. Seiwert recognized his guest, Chaplain Everett Schultz, for his dedicated service to the Kansas House of Representatives. He presented him with a framed House certificate in honor of his sixteen sessions serving as a guest chaplain.

INTRODUCTION OF GUESTS

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

Mr. Speaker, I rise to honor a fellow Kansan for a lifetime of service and being recognized in her industry as a trailblazer by just doing her job. Kathy Patton Strunk raised on a Brown County farm, she began her career as an educator but through one of her many volunteer opportunities she was offered an opportunity to change careers and over 18 years she was a familiar voice and face on radio and television on WIBW in Topeka.

She also became the farm director for the Kansas Agriculture Network. Kathy reported from trade missions in Taiwan, Mexico, Germany, Southeast Asia, South America...even Bloomingdales in New York. In fact, the highlight of her career was traveling to Vietnam in 1994 where she says they hadn't seen a blonde before and hadn't seen an American since the end of the war.

Later that year, was one of those trailblazing moments when she was the first female to be named Farm Broadcaster of the Year by the National Association of Farm Broadcasting. In typical Kathy style, she was on the air when the award was presented and learned about it over the phone. While she was happy, there were still markets to report on, so she went about “just doing her job.” Last fall she was honored by NAFB as a member of their Hall of Fame and is enshrined as one of the best in telling the story of agriculture.

She always contributed back to agriculture and her community by being a founding member of the Kansas Agriculture and Rural Leadership Board and Silver Lake Education Foundation along with assisting in the first Beefest in Emporia. There are numerous other boards and events she had participated in just something that any trailblazer does.

Today is a special day for Kansas agriculture, a salute to one of the great storytellers in our history. Oh, by the way, when Kathy stepped away from broadcasting a farm kid from western Kansas was given a chance to continue telling that story, every day. Yes, it was me that followed her at WIBW.

After her time in broadcasting, she turned to service in the Kansas House of Representatives where she was Communications Director for Speaker Robin Jennison and Chief of Staff for Majority Leader Shari Weber. She also served fellow farmers as a member of the United Soybean Board.

Joining Kathy today is her husband Mike Strunk, as they continue in agriculture as they operate Strunk Harvesting near Silver Lake. Her former colleagues: current Farm Director at WIBW radio and Kansas Ag Network, Greg Akagi; former farm broadcaster, Gary Hinck; former assistant Shirley Jepson.

As you can see, much like her career, it as a team effort to celebrate as Kathy wanted these friends to be with her on the special recognition.

Today we salute Kathy Patton Strunk as a trailblazing Hall of Fame Farm Broadcaster and great Kansas citizen.

MESSAGE FROM THE SENATE

The Senate announced the appointment of Senators Billinger, Claeys and Pettey as conferees on **SB 25**.

The Senate announced the appointment of Senaotrs Billinger, Claeys and Pettey as conferees on **SB 106**.

The Senate announced the appointment of Senators Baumgardner, Erickson and Sykes as conferees on **HB 2089**.

The Senate announced the appointment of Senators Gossage, Erickson and Pettey as conferees on **HB 2285**.

MOTIONS AND RESOLUTIONS OFFERED ON A PREVIOUS DAY

On motion of Rep. Mason, **HR 6021**, A RESOLUTION recognizing the 125th Anniversary of the 1898 Smoky Valley Roller Mills in Lindsborg, Kansas, was adopted.

INTRODUCTION OF GUESTS

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

Having spent the majority of my professional life in the milling and related industries, it's with considerable honor that I present House Resolution 6021 to this chamber today.

While 125 years is a monumental amount of time for a building to stand in one location, the Smoky Valley Roller Mills, of Lindsborg, Kansas, is in fact the third mill structure built on the site. The first iteration of the mill was a water-powered structure built in 1872 by Charlie Johnson. It stood for less than 10 years before flooding in 1881. After being rebuilt in 1882 and then expanded in 1886, the mill flooded again in 1891... and then burned down in 1897. Six months later, master of the mill Theodore Teichgraeber rebuilt the mill that still stands on the site today.

Before ceasing operations in 1955, the mill processed wheat, corn and rye, and also produced some grain-based baking mixes. After its closure, the mill sat unused for almost half a decade, nearly becoming derelict before steps toward restoration were made by the next series of owners, including McPherson County. In 2021 the county handed over ownership to the newly established Lindsborg Old Mill & Swedish Heritage Museum.

This is the oldest roller mill still standing in Kansas and the only one with all of its original equipment still in place. It has been not only preserved, but fully restored to operating condition and is capable of producing flour at any time. It represents the transition to modern milling in Kansas and the United States, that transition being the change from grinding with stone to grinding with corrugated steel rolls. Mills in Kansas have played a large role in securing Kansas' place as a leading producer of flour as well as wheat. Millers in central Kansas were among the earliest to endorse hard red winter wheat flour.

This mill reflects the craftsmanship and technologies of the late 19th century that continued into the 20th century. The steps for producing flour have not changed. Today's mills simply use an updated version of the machines in the Smoky Valley Roller Mill. At the time this mill was built, almost 500 mills were in operation across the state. Now there are about a dozen. Few historic mills have survived. The Smoky Valley Roller Mill is a rare exception.

The mill has a strong impact on tourism in the McPherson County area. Between 10 and 15 thousand visitors each year visit the site to see the historic mill and learn more about the agricultural heritage of the state and region. A large part of our Kansas heritage revolves around farmers working to produce quality wheat and millers working to produce quality flour. The Smoky Valley Roller Mill illustrates a very important part of that story.

With me today, are two representatives from the Lindsborg Old Mill & Swedish Heritage Museum; Marketing and Communications Director Adam Pracht, and Board President Kirsten Bruce.

This year's Millfest is May 6th, and I would personally extend an invitation to you and your families to visit this historic mill and to visit Lindsborg and McPherson County. You can learn more about the event at www.oldmillmuseum.org.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Wasinger, **HR 6024**, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6024**—A RESOLUTION honoring the legendary Kansas sculptor Pete Felten on his 90th birthday.

By Representative Wasinger

A RESOLUTION honoring the legendary Kansas sculptor Pete Felten on his 90th birthday.

WHEREAS, The legendary sculptor, iconic artist and lifelong Kansan Pete Felten Jr., was born in April 1933 in Hays, Kansas; and

WHEREAS, While attending Hays High School, Felten was recognized as a track star and expert swimmer; and

WHEREAS, After graduating high school, Felten enrolled in courses at Fort Hays State University and served in the U.S. Navy from 1952 through 1956; and

WHEREAS, Shortly after serving his country, Felten started sculpting limestone in 1957 at the age of 24; and

WHEREAS, Felten is described as a gracious, sharing and contributing member of the Hays community; and

WHEREAS, Felten's limestone works have made him a cultural, historic and renowned icon in Hays, the State of Kansas and the United States of America; and

WHEREAS, With just a hammer and a chisel, Felten has crafted hundreds of limestone landmarks, monuments and symbols throughout Kansas; and

WHEREAS, In 1961, Felten finished Buffalo Bill Cody, Felten's first large commissioned piece, located in front of the Hays Public Library; and

WHEREAS, In 1967, Felten completed Monarch of the Plains, a monstrous 8-foot-high, 24-ton sculpture at the historic Fort Hays, just off U.S. Highway 183, to commemorate the centennial of the City of Hays; and

WHEREAS, In 1976, Felten created the Hereford Bull, located at the Kansas State University Agricultural Research Center, to commemorate the center's 75th anniversary celebration in 1976; and

WHEREAS, In the early 1980s, Felten was commissioned to carve for the Kansas State Capitol the likeness of four prominent Kansans, namely, former U.S. President Dwight D. Eisenhower, aviation pioneer Amelia Earhart, Topeka journalist and former U.S. Senator Arthur Capper and Emporia journalist William Allen White; and

WHEREAS, In Hays, Felten meticulously carved the sculptures of the same four famous Kansans out of Silverdale limestone, which came from southeastern Kansas, during a three-year span; and

WHEREAS, Later, the sculptures of the four famous Kansans were moved east 200-some miles down Interstate 70, to be displayed in the rotunda of the Kansas State Capitol; and

WHEREAS, Kansas State Capitol visitors will be able to enjoy, learn and appreciate Felten's four famous Kansans sculptures for generations to come: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we honor the sculptor Pete Felten on his 90th birthday; and

Be it further resolved: That we celebrate the hundreds of limestone creations sculpted by Felten, including his four famous Kansans in the Kansas State Capitol; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send an enrolled copy of this resolution to Representative Wasinger.

PERSONAL PRIVILEGE

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

Many of us come into the Capitol and see the larger than life limestone sculptures in the Capitol Rotunda of US President Eisenhower, aviation pioneer Amelia Earhart, Topeka journalist and former U.S. Senator Arthur Capper and Emporia journalist William Allen White. Today you will learn about Hays Artist Pete Felten, who crafted these statues over a 3-year period and whose work has no plaque or mention of his part in this art.

Pete Felten celebrated his 90th birthday this month. Today, I have a resolution to honor his legendary and iconic life-long body of work and tell you that with the help of Melissa Dixon, Director of the Hays Convention and Visitors Bureau and the City of Hays, we will make sure all visitors will know the name of Pete Felten and his work in the Capitol will be clear. Before the end of 2023 there will be brass plaques on each of the statues to attribute them to Pete Felten. Hays is immensely proud of her son and today marks our commitment to acknowledge him by the State of Kansas.

On motion of Rep. Croft, the House recessed until 1:00 p.m.

AFTERNOON SESSION

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

CONSIDERATION OF VETO

On motion of Rep. Bryce the House proceeded to reconsider **HB 2313** AN ACT concerning health and healthcare; creating the born-alive infants protection act; providing legal protections for infants born alive; requiring certain standards of care by healthcare providers for infants who are born alive; providing criminal penalties and civil liability for violations of the act; amending K.S.A. 65-445 and repealing the existing section..

The Governor's objection to **HB 2313** having been read (HJ Page 1271) question being shall the bill be passed notwithstanding the Governor's veto?

On roll call, the vote was: Passed

A two-thirds majority of the members elected to the House having voted in favor of the bill over the Governor's veto, the motion did prevail, the bill did pass.

On roll call, the vote was: Yeas 87; Nays 37; Present but not voting: 0; Absent or not voting: 1.

Yeas: Anderson, Awerkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Hill,

Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, Minnix, Moser, Murphy, Neelly, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Younger.

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgeson, Highberger, Hougland, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Winn.

CONSIDERATION OF VETO

On motion of Rep. Landwehr the House proceeded to reconsider **HB 2325** AN ACT concerning insurance; relating to the healthcare provider insurance availability act; adding maternity center to the definition of "healthcare provider" contained therein; designating certain healthcare providers as being ineligible to purchase professional liability insurance from the healthcare stabilization fund; requiring such healthcare providers to maintain continuous professional liability coverage equivalent to that provided by the healthcare stabilization fund as a condition of licensure; amending K.S.A. 40-3401 and 40-3403a and repealing the existing sections.

The Governor's objection to **HB 2325** having been read (HJ Page 1287) question being shall the bill be passed not withstanding the Governor's veto?

On roll call, the vote was: Passed

A two-thirds majority of the members elected to the House having voted in favor of the bill over the Governor's veto, the motion did prevail, the bill did pass.

On roll call, the vote was: Yeas 84; Nays 40; Present but not voting: 0; Absent or not voting: 1.

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

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgeson, Highberger, Hougland, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Vaughn, Weigel, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Winn.

CONSIDERATION OF VETO

On motion of Rep. Clifford the House proceeded to reconsider **HB 2264** AN ACT concerning health and healthcare; relating to abortion; requiring certain notifications that a medication abortion may be reversed; excluding certain procedures from the definition of abortion; amending K.S.A. 40-2,190, 65-4a01, 65-6701, 65-6708, 65-6723 and 65-6742 and repealing the existing sections..

The Governor's objection to **HB 2264** having been read (HJ Page 1272) question being shall the bill be passed not withstanding the Governor's veto?

On roll call, the vote was: Passed

A two-thirds majority of the members elected to the House having voted in favor of the bill over the Governor's veto, the motion did prevail, the bill did pass.

On roll call, the vote was: Yeas 84; Nays 40; Present but not voting: 0; Absent or not voting: 1.

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

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Houglund, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Vaughn, Weigel, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Winn.

CONSIDERATION OF VETO

On motion of Rep. Owens the House proceeded to reconsider **HB 2350** AN ACT concerning crimes, punishment and criminal procedure; relating to crimes against persons; creating the crimes of human smuggling and aggravated human smuggling; providing criminal penalties therefor..

The Governor's objection to **HB 2350** having been read (HJ Page 1285) question being shall the bill be passed not withstanding the Governor's veto?

On roll call, the vote was: Passed

A two-thirds majority of the members elected to the House having voted in favor of the bill over the Governor's veto, the motion did prevail, the bill did pass.

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

Yeas: Anderson, Awerkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Hawkins, Hill, Hoffman,

Hoheisel, Houser, Howe, Howell, Howerton, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, Minnix, Moser, Murphy, Neelly, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Younger.

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Goetz, Haskins, Haswood, Helgerson, Highberger, Houglan, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Winn.

CONSIDERATION OF VETO

On motion of Rep. Estes the House proceeded to reconsider **S Sub for HB 2138 AN ACT** concerning education; relating to school districts; requiring separate overnight accommodations for students of each biological sex during school district sponsored travel; requiring contracts for exclusive broadcasts of state high school activities association activities to permit certain local broadcasts; providing for administrative review of resolutions to permanently close a school building; amending K.S.A. 72-1431 and repealing the existing section..

The Governor's objection to **S Sub for HB 2138** having been read (HJ Page 1273) question being shall the bill be passed notwithstanding the Governor's veto?

On roll call, the vote was: Passed

A two-thirds majority of the members elected to the House having voted in favor of the bill over the Governor's veto, the motion did prevail, the bill did pass.

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

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

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Houglan, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Winn.

CONSIDERATION OF VETO

On motion of Rep. Awerkamp the House proceeded to reconsider **HB 2094** AN ACT concerning public assistance; relating to child care assistance; non-cooperation with child support; requiring the secretary to conduct reviews of cooperation; requiring work registrants aged 50 through 59 to complete an employment and training program to receive food assistance; amending K.S.A. 2022 Supp. 39-709 and repealing the existing section..

The Governor's objection to **HB 2094** having been read (HJ Page 1286) question being shall the bill be passed notwithstanding the Governor's veto?

On roll call, the vote was: Passed

A two-thirds majority of the members elected to the House having voted in favor of the bill over the Governor's veto, the motion did prevail, the bill did pass.

On roll call, the vote was: Yeas 84; Nays 40; Present but not voting: 0; Absent or not voting: 1.

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

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Houglund, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Vaughn, Weigel, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Winn.

CONSIDERATION OF VETO

On motion of Rep. Howe the House proceeded to reconsider line item vetoes on **HB 2184** AN ACT making and concerning appropriations for the fiscal years ending June 30, 2023, June 30, 2024, June 30, 2025, June 30, 2026, June 30, 2027, and June 30, 2028, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing; authorizing and directing payment of certain claims against the state; amending K.S.A. 2-223, 12-1775a and 12-5256 and K.S.A. 2022 Supp. 65-180, 74-50,107, 74-8711, 74-99b34, 75-2263, 75-6707, 76-775, 76-7,107, 79-2959, 79-2964, 79-3425i, 79-34,171 and 79-4804 and repealing the existing sections..

The Governor's objection of the line item which reads as follows: 15(b) having been read (HJ Page 1275) the question being shall the line item be passed notwithstanding the Governor's veto?

On roll call, the vote was: Failed

A two-thirds majority of the members elected to the House not having voted in favor of the line item over the Governor's veto, the motion did not prevail, the line item veto did not pass.

On roll call, the vote was: Yeas 82; Nays 42; Present but not voting: 0; Absent or not voting: 1.

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

Nays: Alcalá, Amyx, Ballard, Borjon, Boyd, Carlin, Carmichael, Carr, Concannon, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Houglund, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Vaughn, Weigel, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Winn.

CONSIDERATION OF VETO

On motion of Rep. Waymaster the House proceeded to reconsider the line item vetoes on **HB 2184** AN ACT making and concerning appropriations for the fiscal years ending June 30, 2023, June 30, 2024, June 30, 2025, June 30, 2026, June 30, 2027, and June 30, 2028, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing; authorizing and directing payment of certain claims against the state; amending K.S.A. 2-223, 12-1775a and 12-5256 and K.S.A. 2022 Supp. 65-180, 74-50,107, 74-8711, 74-99b34, 75-2263, 75-6707, 76-775, 76-7,107, 79-2959, 79-2964, 79-3425i, 79-34,171 and 79-4804 and repealing the existing sections.

The Governor's objection of the line item which reads as follows: 39(e) having been read (HJ Page 1275) the question being shall the line item be passed notwithstanding the Governor's veto?

On roll call, the vote was: Passed

A two-thirds majority of the members elected to the House having voted in favor of the line item over the Governor's veto, the motion did prevail, the line item did pass.

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

Yeas: Anderson, Awerkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Humphries, Jacobs, T. Johnson,

Kessler, Landwehr, Lewis, Mason, Maughan, Minnix, Moser, Murphy, Neelly, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L..

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Houglan, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Winn.

CONSIDERATION OF VETO

On motion of Rep. Landwehr the House proceeded to reconsider the line item vetoes on **HB 2184** AN ACT making and concerning appropriations for the fiscal years ending June 30, 2023, June 30, 2024, June 30, 2025, June 30, 2026, June 30, 2027, and June 30, 2028, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing; authorizing and directing payment of certain claims against the state; amending K.S.A. 2-223, 12-1775a and 12-5256 and K.S.A. 2022 Supp. 65-180, 74-50,107, 74-8711, 74-99b34, 75-2263, 75-6707, 76-775, 76-7,107, 79-2959, 79-2964, 79-3425i, 79-34,171 and 79-4804 and repealing the existing sections..

The Governor's objection of the line item which reads as follows: 42(a) having been read (HJ Page 1278) the question being shall the line item be passed notwithstanding the Governor's veto?

On roll call, the vote was: Passed

A two-thirds majority of the members elected to the House having voted in favor of the line item over the Governor's veto, the motion did prevail, the line item did pass.

On roll call, the vote was: Yeas 86; Nays 38; Present but not voting: 0; Absent or not voting: 1.

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

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

Present but not voting: None.

Absent or not voting: Winn.

CONSIDERATION OF VETO

On motion of Rep. Howe the House proceeded to reconsider line item vetoes on **HB 2184 AN ACT** making and concerning appropriations for the fiscal years ending June 30, 2023, June 30, 2024, June 30, 2025, June 30, 2026, June 30, 2027, and June 30, 2028, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing; authorizing and directing payment of certain claims against the state; amending K.S.A. 2-223, 12-1775a and 12-5256 and K.S.A. 2022 Supp. 65-180, 74-50,107, 74-8711, 74-99b34, 75-2263, 75-6707, 76-775, 76-7,107, 79-2959, 79-2964, 79-3425i, 79-34,171 and 79-4804 and repealing the existing sections.

The Governor's objection of the line item which reads as follows: 115(a) 116(a) having been read (HJ Page 1281) the question being shall the line item be passed not withstanding the Governor's veto?

On roll call, the vote was: Failed

A two-thirds majority of the members elected to the House not having voted in favor of the line item over the Governor's veto, the motion did not prevail, the line item veto did not pass.

On roll call, the vote was: Yeas 76; Nays 48; Present but not voting: 0; Absent or not voting: 1.

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

Nays: Alcalá, Amyx, Anderson, Ballard, Borjon, Boyd, Carlin, Carmichael, Carr, Curtis, Dodson, M., Featherston, Francis, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, F. Patton, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Smith, A., Stogsdill, Tarwater, Vaughn, Weigel, Williams, L., Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Winn.

CONSIDERATION OF VETO

On motion of Rep. Howe the House proceeded to reconsider line item vetoes on **HB 2184 AN ACT** making and concerning appropriations for the fiscal years ending June 30, 2023, June 30, 2024, June 30, 2025, June 30, 2026, June 30, 2027, and June 30, 2028, for state agencies; authorizing certain transfers, capital improvement projects and

fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing; authorizing and directing payment of certain claims against the state; amending K.S.A. 2-223, 12-1775a and 12-5256 and K.S.A. 2022 Supp. 65-180, 74-50,107, 74-8711, 74-99b34, 75-2263, 75-6707, 76-775, 76-7,107, 79-2959, 79-2964, 79-3425i, 79-34,171 and 79-4804 and repealing the existing sections.

The Governor's objection of the line item which reads as follows: 115(h) having been read (HJ Page 1281) the question being shall the line item be passed notwithstanding the Governor's veto?

On roll call, the vote was: Failed

A two-thirds majority of the members elected to the House not having voted in favor of the line item over the Governor's veto, the motion did not prevail, the line item veto did not pass.

On roll call, the vote was: Yeas 79; Nays 45; Present but not voting: 0; Absent or not voting: 1.

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

Nays: Alcalá, Amyx, Ballard, Borjon, Boyd, Butler, Carlin, Carmichael, Carr, Concannon, Curtis, Dodson, M., Eplee, Featherston, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Vaughn, Weigel, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Winn.

EXPLANATION OF VOTE

MR. SPEAKER – Kansas needs the commitment to diversity of thought and teaching provided by **Section 115(h) of HB 2184**.

All of our regents universities are now using DEI statements as a prerequisite to hiring faculty. Requiring any free-thinking professor to pass a politically charged litmus test is an affront to common sense. Already the phony “diversity, equity and inclusion” standard is used to keep conservative or classic liberal professorial candidates from being hired. Diversity means conformity, equity trumps equality, and inclusion becomes exclusion and marginalization. I say Hell No to all that by voting Yes to override the Governor. – PAUL WAGGONER

CONSIDERATION OF VETO

On motion of Rep. Corbet the House proceeded to reconsider the line item vetoes on **HB 2184 AN ACT** making and concerning appropriations for the fiscal years ending

June 30, 2023, June 30, 2024, June 30, 2025, June 30, 2026, June 30, 2027, and June 30, 2028, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing; authorizing and directing payment of certain claims against the state; amending K.S.A. 2-223, 12-1775a and 12-5256 and K.S.A. 2022 Supp. 65-180, 74-50,107, 74-8711, 74-99b34, 75-2263, 75-6707, 76-775, 76-7,107, 79-2959, 79-2964, 79-3425i, 79-34,171 and 79-4804 and repealing the existing sections.

The Governor's objection of the line item which reads as follows: 138(f) having been read (HJ Page 1282) the question being shall the line item be passed notwithstanding the Governor's veto?

On roll call, the vote was: Passed

A two-thirds majority of the members elected to the House having voted in favor of the line item over the Governor's veto, the motion did prevail, the line item did pass.

On roll call, the vote was: Yeas 84; Nays 40; Present but not voting: 0; Absent or not voting: 1.

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

Nays: Alcalá, Amyx, Ballard, Blex, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Houglund, Hoyer, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Vaughn, Weigel, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Winn.

CONSIDERATION OF VETO

On motion of Rep. Blew the House proceeded to reconsider the line item vetoes on **HB 2184** AN ACT making and concerning appropriations for the fiscal years ending June 30, 2023, June 30, 2024, June 30, 2025, June 30, 2026, June 30, 2027, and June 30, 2028, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing; authorizing and directing payment of certain claims against the state; amending K.S.A. 2-223, 12-1775a and 12-5256 and K.S.A. 2022 Supp. 65-180, 74-50,107, 74-8711, 74-99b34, 75-2263, 75-6707, 76-775, 76-7,107, 79-2959, 79-2964, 79-3425i, 79-34,171 and 79-4804 and repealing the existing sections.

The Governor's objection of the line item which reads as follows: 143 having been read (HJ Page 1282) the question being shall the line item be passed notwithstanding

the Governor's veto?

On roll call, the vote was: Passed

A two-thirds majority of the members elected to the House having voted in favor of the line item over the Governor's veto, the motion did prevail, the line item did pass.

On roll call, the vote was: Yeas 84; Nays 40; Present but not voting: 0; Absent or not voting: 1.

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

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Fairchild, Featherston, Haskins, Haswood, Helgerson, Highberger, Hougland, Houser, Hoyer, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Winn.

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report to agree to disagree on **HB 2089**, and has appointed Senators Baumgardner, Erickson and Sykes as Second conferees on the part of the Senate.

Announcing the Senate here with transmits the veto message from the Governor, together with the enrolled copy of **SB 180**,

AN ACT establishing the women's bill of rights; providing a meaning of biological sex for purposes of statutory construction., which was received on April 20, 2023 and read on April 26, 2023

MESSAGE FROM THE GOVERNOR

REGARDING VETO OF SENATE BILL 26, SENATE BILL 180, SENATE BILL 228, AND S. SUB FOR HOUSE BILL 2138

Companies have made it clear that they are not interested in doing business with states that discriminate against workers and their families. By stripping away rights from Kansans and opening the state up to expensive and unnecessary lawsuits, these bills would hurt our ability to continue breaking economic records and landing new business deals.

I'm focused on the economy. Anyone care to join me?

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto Senate

Bill 26, Senate Bill 180, Senate bill 228, and S. Sub. for House Bill 2138

THE GOVERNOR'S OFFICE

BY THE GOVERNOR Laura Kelly

DATED April 20, 2023

A motion was made that **SB 180** be passed notwithstanding the Governor's veto. By vote of 28 Yeas and 12 Nays, the motion having received the required two-thirds constitutional majority of the members elected or appointed to the Senate, voting in the affirmative, the bill passed.

The Senate adopts the Conference Committee report to agree to disagree on **HB 2285**, and has appointed Senators Gossage, Erickson and Pettey as second conferees on the part of the Senate.

Announcing the Senate here with transmits the veto message from the Governor, together with the enrolled copy of **SB 228**, AN ACT concerning counties; requiring the secretary for aging and disability services to reimburse counties for certain costs when a person is in a county jail awaiting examination, evaluation or treatment for competency; relating to county jails; removing the requirement that every county shall have a jail; modernizing requirements related to food, drink and medical care for prisoners and jail records; modifying procedures used when district courts commit prisoners to jail in another county and when counties contract with city jails or other county jails to keep prisoners; requiring a medical examination before certain United States prisoners or city prisoners are taken into custody of a county jail; amending K.S.A. 19-1901, 19-1903, 19-1904, 19-1905, 19-1910, 19-1911, 19-1916, 19-1917, 19-1927, 19-1929 and 19-1930 and repealing the existing sections; also repealing K.S.A. 19-1906, 19-1907, 19-1908, 19-1912, 19-1913, 19-1914 and 19-1915., which was received on April 20, 2023 and read on April 26, 2023

MESSAGE FROM THE GOVERNOR

REGARDING VETO OF SENATE BILL 26, SENATE BILL 180, SENATE BILL 228, AND S. SUB FOR HOUSE BILL 2138

Companies have made it clear that they are not interested in doing business with states that discriminate against workers and their families. By stripping away rights from Kansans and opening the state up to expensive and unnecessary lawsuits, these bills would hurt our ability to continue breaking economic records and landing new business deals.

I'm focused on the economy. Anyone care to join me?

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto Senate Bill 26, Senate Bill 180, Senate bill 228, and S. Sub. for House Bill 2138

THE GOVERNOR'S OFFICE

BY THE GOVERNOR Laura Kelly

DATED April 20, 2023

A motion was made that **SB 228** be passed notwithstanding the Governor's veto. By vote of 31 Yeas and 9 Nays, the motion having received the required two-thirds constitutional majority of the members elected or appointed to the Senate, voting in the affirmative, the bill passed.

CONSIDERATION OF VETO

On motion of Rep. Owens the House proceeded to reconsider **SB 228** AN ACT concerning counties; requiring the secretary for aging and disability services to reimburse counties for certain costs when a person is in a county jail awaiting examination, evaluation or treatment for competency; relating to county jails; removing the requirement that every county shall have a jail; modernizing requirements related to food, drink and medical care for prisoners and jail records; modifying procedures used when district courts commit prisoners to jail in another county and when counties contract with city jails or other county jails to keep prisoners; requiring a medical examination before certain United States prisoners or city prisoners are taken into custody of a county jail; amending K.S.A. 19-1901, 19-1903, 19-1904, 19-1905, 19-1910, 19-1911, 19-1916, 19-1917, 19-1927, 19-1929 and 19-1930 and repealing the existing sections; also repealing K.S.A. 19-1906, 19-1907, 19-1908, 19-1912, 19-1913, 19-1914 and 19-1915..

The Governor's objection to **SB 228** having been read, the question being shall the bill be passed notwithstanding the Governor's veto?

On roll call, the vote was: Passed

A two-thirds majority of the members elected to the House having voted in favor of the bill over the Governor's veto, the motion did prevail, the bill did pass.

On roll call, the vote was: Yeas 87; Nays 37; Present but not voting: 0; Absent or not voting: 1.

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

Nays: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgersen, Highberger, Houglund, Hoye, Martinez, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Winn.

CONSIDERATION OF VETO

On motion of Rep. Penn the House proceeded to reconsider **HB 2304** AN ACT concerning education; relating to firearms; standardizing firearm safety education

training programs in school districts..

The Governor's objection to **HB 2304** having been read (HJ Page 1271) question being shall the bill be passed notwithstanding the Governor's veto?

On roll call, the vote was: Failed

A two-thirds majority of the members elected to the House not having voted in favor of the bill over the Governor's veto, the motion did not prevail, the bill did not pass, and the veto was sustained.

On roll call, the vote was: Yeas 83; Nays 41; Present but not voting: 0; Absent or not voting: 1.

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

Nays: Alcala, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Dodson, M., Featherston, Haskins, Haswood, Helgerson, Highberger, Houglan, Hoyer, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton , Schlingensiepen, Schreiber, Stogsdill, Vaughn, Weigel, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Winn.

EXPLANATION OF VOTE

MR SPEAKER – Thank you. This bill is more aptly named Young Hunter Safety Bill. Kansas requires youngsters must have passed this course to obtain a license. I am proud to be an instructor for 45 years. Please override the veto on **HB 2304** – TIM JOHNSON

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2089** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

MOLLY BAUMGARDNER

RENEE ERICKSON

DINAH SYKES

Conferees on part of Senate

KRISTEY WILLIAMS

BRENDA LANDWEHR

MARI-LYNN POSKIN

Conferees on part of House

On motion of Rep. K. Williams the conference committee report on **HB 2089** to agree to disagree, was adopted.

Speaker pro tem Carpenter thereupon appointed Reps. K. Williams, Landwehr and Poskin as second conferees on the part of the House.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2471, AN ACT concerning economic development; enacting the transformation of passenger and freight vehicle industry act; relating to tax and other incentives for projects in specified industries or for a national corporate headquarters with specified job requirements of at least 250 new employees and specified capital investment requirements; providing for a refundable income, privilege and premium tax credit for a portion of any specified capital investment requirement; retention of certain payroll withholding taxes; sales tax exemption for project construction; establishing the transformation of passenger and freight vehicle industry act new employee training and education fund; amending K.S.A. 2022 Supp. 79-3606 and repealing the existing section, by Committee on Appropriations.

HB 2472, AN ACT concerning the governor's budget report; authorizing the governor to submit a budget report to the legislature that increases the total expenditures for the ensuing fiscal year by not more than 2% of the total expenditures from the immediately preceding fiscal year; amending K.S.A. 75-3721 and repealing the existing section, by Committee on Appropriations.

HB 2473, AN ACT reconciling multiple amendments to certain statutes; amending K.S.A. 8-1103, as amended by section 1 of 2023 House Bill No. 2042, 25-1122, as amended by section 1 of 2023 House Bill No. 2053, 75-7240, as amended by section 15 of 2023 House Bill No. 2019, and 75-7242, as amended by section 16 of 2023 House Bill No. 2019, and K.S.A. 2022 Supp. 21-5701, 21-6614, 25-3009, as amended by section 48 of 2023 Senate Bill No. 221, 65-4101, 79-3234, as amended by section 72 of 2023 Senate Bill No. 244, and 79-3602 and repealing the existing sections; also repealing K.S.A. 8-1103, as amended by section 4 of 2023 House Bill No. 2147, 25-1122, as amended by section 28 of 2023 Senate Bill No. 221, 32-837, as amended by section 35 of 2023 House Bill No. 2332, 32-906, as amended by section 52 of 2023 House Bill No. 2332, 75-1253, as amended by section 127 of 2023 House Bill No. 2332, 75-7240, as amended by section 8 of 2023 House Bill No. 2395, 75-7242, as amended by section 9 of 2023 House Bill No. 2395, and K.S.A. 2022 Supp. 21-5701b, 21-6614i, 25-3009, as amended by section 3 of 2023 House Bill No. 2053, 65-4101d, 79-3234, as amended by section 141 of 2023 House Bill No. 2332, and 79-3602c, by Committee on Appropriations.

HB 2474, AN ACT making and concerning appropriations for the fiscal years ending June 30, 2023, and June 30, 2024, for the department of administration; relating to a Kansas resident income tax rebate, by Committee on Appropriations.

REPORT ON ENROLLED RESOLUTIONS

HR 6023 reported correctly enrolled and properly signed on April 26, 2023.

On motion of Rep. Croft, the House adjourned until 8:30 a.m., Thursday, April 27, 2023.

Journal of the House

SIXTY-SECOND DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, April 27, 2023, 8:30 a.m.

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

The roll was called with 124 members present.
Rep. Boyd was excused on excused absence by the Speaker.
Excused later: Reps. Poetter Parshall and Thomas.

Prayer by Chaplain Brubaker:

Immanuel, God with us,
thank You for Your presence and faithfulness.
Thank You for our leaders and all they have accomplished
during this session.
There is still work to be done
and I ask that You continue to guide and direct them.
We are reminded that
in You we find our hope,
hope that does not disappoint.
Help us to hold on to this hope.
As we face countless situations and issues
that bewilder and concern us,
assure us that nothing can take away the hope
we have in You and in Your activity in our world and lives.
Please be with Rep. Thomas as he goes into surgery today.
Be with the medical personnel and guide them
to result in a successful healing.
Continue to be with Rep. Waymaster in his healing.
This I pray in Your Name, Amen.

The Pledge of Allegiance was led by Rep. Garber.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2472**.
Commerce, Labor and Economic Development: **HB 2471**.
Committee of the Whole: **HB 2473**.
Taxation: **HB 2474**.

MESSAGES FROM THE SENATE

Announcing the Senate here with transmits certificate of action by the Senate on **HB 2313**, AN ACT concerning health and healthcare; creating the born-alive infants protection act; providing legal protections for infants born alive; requiring certain standards of care by healthcare providers for infants who are born alive; providing criminal penalties and civil liability for violations of the act; amending K.S.A. 65-445 and repealing the existing section.

The veto message from the Governor having been received, a motion was made that not withstanding the Governor's objection to **HB 2313**, the bill be passed. By a vote of 31 Yeas and 9 Nays, the motion having received the required two-thirds constitutional majority of the members elected or appointed to the Senate, voting in the affirmative, the bill passed.

The Senate adopts the Conference Committee report on **HB 2021**.

CONSIDERATION OF VETO

On motion of Rep. Landwehr the House proceeded to reconsider **SB 180** AN ACT establishing the women's bill of rights; providing a meaning of biological sex for purposes of statutory construction..

The Governor's objection to **SB 180** having been read (HJ Page 1305) question being shall the bill be passed not withstanding the Governor's veto?

On roll call, the vote was: Passed

A two-thirds majority of the members elected to the House having voted in favor of the bill over the Governor's veto, the motion did prevail, the bill did pass.

On roll call, the vote was: Yeas 84; Nays 40; Present but not voting: 0; Absent or not voting: 1.

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

Nays: Alcalá, Amyx, Ballard, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoyer, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Boyd.

EXPLANATION OF VOTE

MR. SPEAKER – I vote Yes to override the Governor's misguided veto of **SB 180**. The Women's Bill of Rights is simple and straightforward. It says that for state purposes

biological sex is normative and will be respected. Such clear messaging is welcome in an era where some claim they can change their sex by a simple act of the will. We can respect any person's private sense of reality but for public spaces the common good must prevail. **SB 180** represents the common good. – PAUL WAGGONER, SCOTT HILL, CLARKE SANDERS, BILL RHILEY, RANDY GARBER, BRETT FAIRCHILD

CONSIDERATION OF VETO

On motion of Rep. Blew the House proceeded to reconsider **S Sub HB 2344** AN ACT concerning the department of health and environment; relating to licensure of child care facilities; day care homes and child care centers; establishing license capacity and staff-to-child ratios; lowering license fees and training requirements; creating a process for day care facility licensees to apply for a temporary waiver of certain statutory requirements; authorizing the secretary to develop and operate pilot programs to increase child care facility availability and capacity; amending K.S.A. 65-503, 65-505 and 65-508 and K.S.A. 2022 Supp. 48-3406 and repealing the existing sections..

The Governor's objection to **S Sub HB 2344** having been read (HJ Page 1272) question being shall the bill be passed notwithstanding the Governor's veto?

On roll call, the vote was: Failed

A two-thirds majority of the members elected to the House not having voted in favor of the bill over the Governor's veto, the motion did not prevail, the bill did not pass, and the veto was sustained.

On roll call, the vote was: Yeas 81; Nays 42; Present but not voting: 0; Absent or not voting: 2.

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

Nays: Alcala, Amyx, Ballard, Borjon, Carlin, Carmichael, Carr, Concannon, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoyer, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton , Schlingensiepen, Schreiber, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Boyd, Thomas.

CONSIDERATION OF VETO

On motion of Rep. Estes the House proceeded to reconsider **HB 2236** AN ACT concerning education; relating to school districts; establishing parents' right to direct the education and upbringing of their children including the right to object to educational materials and activities that are not included in approved curriculum or standards or impair a parent's beliefs, values or principles..

The Governor's objection to **HB 2236** having been read (HJ Page 1286) question

being shall the bill be passed notwithstanding the Governor's veto?

On roll call, the vote was: Failed

A two-thirds majority of the members elected to the House not having voted in favor of the bill over the Governor's veto, the motion did not prevail, the bill did not pass, and the veto was sustained.

On roll call, the vote was: Yeas 78; Nays 45; Present but not voting: 0; Absent or not voting: 2.

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

Nays: Alcalá, Amyx, Ballard, Borjon, Butler, Carlin, Carmichael, Carr, Clifford, Curtis, Eplee, Featherston, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, F. Patton, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu, Younger.

Present but not voting: None.

Absent or not voting: Boyd, Thomas.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Croft, 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 **HB 2285**.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2285** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

BEVRLEY GOSSAGE

RENEE ERICKSON

Conferees on part of Senate

WILL CARPENTER

SUSAN HUMPHRIES

Conferees on part of House

On motion of Rep. W. Carpenter, the conference committee report on **HB 2285** to agree to disagree, was adopted.

Speaker pro tem Carpenter thereupon appointed Reps. W. Carpenter, Humphries and Hoye as second conferees on the part of the House.

CHANGE OF CONFEREES

Speaker pro tem Carpenter announced the appointment of Rep. Winn to replace Rep. Poskin as a member of the conference committee on **HB 2089**.

Alos, the appointment of Rep. Winn to replace Rep. Poskin as a member of the conference committee on **H Sub for SB 113**.

On motion of Rep. Croft, the House recessed until 2:00 p.m.

AFTERNOON SESSION

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

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Reps. Johnson and Underhill are spread upon the Journal:

Rep. Tim Johnson: Today I bring before the body of the House, Casandra Beattie, a former student athlete at Basehor-Linwood who I had the pleasure to coach in the sport of Women's Powerlifting for four years. From a petite, quiet, shy young freshman, I watched Cassy develop into the state's strongest woman's high school powerlifter and win championship after championship and set and break record after record in various weight classes. Her power index was absolutely incredible.

Her academics were equally impressive and she would deliver our graduation speech as the top student in the class her senior year. While her father Col. Mark Beattie (Army Special Forces retired) is unable to be here this day, I am sure that he would agree with me that this young lady is an amazing person.

Now I would ask one of Kansas' leading competitors in strong man competition to pickup the second part of the story, Rep. Jeff Underhill.

Rep. Underhill: Picking up where she left off in high school, Cassy accepted scholarships to Kansas State University and continued her winning way in powerlifting competition at the collegiate level. Again, championships and records. Accepting a major in kinesiology, she completed a masters and now is finishing her PhD at K-State. Beattie was one of only 15 students nationwide awarded a major scholarship by the Phi Kappa Phi Dissertation Fellowship Committee.

What is becoming the icing on the cake is the nature of her dissertation, which is researching and designing strength and conditioning through a plan for inclusivity for women in athletics and for rehabilitation of special need athletes including disabled veterans. Her work in the Kansas City area is already paying off big dividends in this area without the final publication of her work. She has become one of top experts in her field.

Rep. Johnson presented Casandra Beattie with a framed House certificate in recognition of her many accomplishments.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Patton, **HR 6025**, by Reps. Patton and Ballard, as

follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6025**—A RESOLUTION congratulating and commending the 2022-2023 University of Kansas women's basketball team on their 2023 WNIT Championship.

By Representatives Patton and Ballard

A RESOLUTION congratulating and commending the 2022–2023 University of Kansas women's basketball team on an outstanding season and for winning the program's first Women's National Invitation Tournament (WNIT) Championship.

WHEREAS, On April 1, 2023, the University of Kansas women's basketball team completed an outstanding season by winning the WNIT Championship; and

WHEREAS, The Jayhawks completed a perfect 6–0 run in the WNIT tournament by downing Western Kentucky University (86–72), the University of Missouri (75–47), the University of Nebraska (64–55), the University of Arkansas (78–64) and the University of Washington (61–36) prior to the title win over Columbia University of the Ivy League (66–59); and

WHEREAS, Taiyanna Jackson was named the 2023 WNIT Most Valuable Player; and

WHEREAS, Taiyanna Jackson was joined on the WNIT All-Tournament team by her fellow Jayhawk Zakiyah Franklin, along with Kaitlyn Davis, Dalayah Daniels, Allison Day and Abbey Hsu; and

WHEREAS, The Jayhawks were represented on the 2022–2023 All-Big 12 women's basketball team by the senior trio of Taiyanna Jackson, Zakiyah Franklin and Holly Kersgieter. The honors featured Taiyanna Jackson and Zakiyah Franklin as All-Big 12 First Team selections, Holly Kersgieter as an All-Big 12 honorable mention and Taiyanna Jackson as a member of the Big 12 All-Defensive Team. Taiyanna Jackson was a unanimous selection for both honors; and

WHEREAS, Brandon Schneider completed his eighth season at the helm of the Kansas women's basketball program. Coach Schneider was the 2022 Big 12 Coach of the Year. Earlier in his career, Coach Schneider had a highly successful 12-year stint at Emporia State, where he guided the Lady Hornets to the 2010 NCAA Division II National Championship; and

WHEREAS, Thanks to the Jayhawks' strong performance during the regular season and the hard work of the athletic department, the Jayhawks were selected to play all six of their WNIT games in historic Allen Fieldhouse, including the championship game in front of 11,701 fans, the largest crowd at Allen Fieldhouse for a women's basketball game since 2009; Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we congratulate and commend the University of Kansas women's basketball team for an outstanding season and winning the WNIT Championship; and

Be it further resolved: That we recognize head coach Brandon Schneider, associate coach Terry Nooner, assistant coach Morgan Paige, assistant coach Karyla Middlebrook, athletic director Travis Goff, deputy athletic director and senior woman administrator Nicole Corcoran, University of Kansas chancellor Doug Girod and every athlete and member of the team for a successful 2022–2023 season; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send three enrolled copies of this resolution to University of Kansas Athletic Director

Travis Goff, one enrolled copy to Representative Ballard and one enrolled copy to Representative Patton.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Reps. Ballard and Patton are spread upon the Journal:

Rep Ballard: It is an honor to present to you the 2023 Women's National Invitation Tournament Champions, the University of Kansas Jayhawks! This tremendous accomplishment reflects the hard work, dedication, and talent of the team and coaching staff. The Jayhawks showed great resilience and determination throughout the tournament as they won six straight games on their way to the championship, finishing the season 25-11 overall. Rock Chalk Jayhawk!

Rep Patton: These players have come from across the United States and around the world to represent the University of Kansas on the basketball court, in the classroom, and throughout our communities. They are a source of great pride for the University and for the entire the State of Kansas.

Please join us in congratulating the Kansas women's basketball team on winning the 2023 WNIT Championship! Rock Chalk, Jayhawk!

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report on **HB 2002**.

Announcing the Senate here with transmits certificate of action by the Senate on **HB 2094**,

AN ACT concerning public assistance; relating to child care assistance; non-cooperation with child support; requiring the secretary to conduct reviews of cooperation; requiring work registrants aged 50 through 59 to complete an employment and training program to receive food assistance; amending K.S.A. 2022 Supp. 39-709 and repealing the existing section.

The veto message from the Governor having been received, a motion was made that not withstanding the Governor's objection to **HB 2094**, the bill be passed. By a vote of 28 Yeas and 12 Nays, the motion having received the required two-thirds constitutional majority of the members elected or appointed to the Senate, voting in the affirmative, the bill passed.

Announcing the Senate here with transmits certificate of action by the Senate on **S Sub for HB 2138**,

AN ACT concerning education; relating to school districts; requiring separate overnight accommodations for students of each biological sex during school district sponsored travel; requiring contracts for exclusive broadcasts of state high school activities association activities to permit certain local broadcasts; providing for administrative review of resolutions to permanently close a school building; amending K.S.A. 72-1431 and repealing the existing section.

The veto message from the Governor having been received, a motion was made that not withstanding the Governor's objection to **S Sub for HB 2138**, the bill be passed. By a vote of 30 Yeas and 9 Nays, the motion having received the required two-thirds

constitutional majority of the members elected or appointed to the Senate, voting in the affirmative, the bill passed.

Announcing the Senate here with transmits certificate of action by the Senate on **HB 2264**,

AN ACT concerning health and healthcare; relating to abortion; requiring certain notifications that a medication abortion may be reversed; excluding certain procedures from the definition of abortion; amending K.S.A. 40-2,190, 65-4a01, 65-6701, 65-6708, 65-6723 and 65-6742 and repealing the existing sections.

The veto message from the Governor having been received, a motion was made that not withstanding the Governor's objection to **HB 2264**, the bill be passed. By a vote of 29 Yeas and 11 Nays, the motion having received the required two-thirds constitutional majority of the members elected or appointed to the Senate, voting in the affirmative, the bill passed.

Announcing the Senate here with transmits certificate of action by the Senate on **HB 2350**,

AN ACT concerning crimes, punishment and criminal procedure; relating to crimes against persons; creating the crimes of human smuggling and aggravated human smuggling; providing criminal penalties therefor.

The veto message from the Governor having been received, a motion was made that not withstanding the Governor's objection to **HB 2350**, the bill be passed. By a vote of 30 Yeas and 9 Nays, the motion having received the required two-thirds constitutional majority of the members elected or appointed to the Senate, voting in the affirmative, the bill passed.

The Senate not adopts the Conference Committee report on **S Sub for HB 2010**, requests a conference and appoints Senators Warren, Wilborn and Corson as third conferees on the part of the Senate.

The Senate adopts the Conference Committee report on **SB 8**.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Croft, 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 **SB 174**, **Sub SB 131**, **S Sub for HB 2060**, **HB 2002**.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 174** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, as follows:

On page 1, by striking all in lines 25 through 34;

On page 2, by striking all in lines 1 through 24;

On page 8, in line 2, by striking all after "means"; in line 3, by striking all before the period and inserting "an individual who is licensed, registered, certified or otherwise authorized by the state of Kansas to provide healthcare services in this state";

On page 16, in line 33, by striking "who has" and inserting ", other than fleeing by operation of a motor vehicle, when the law enforcement officer has:

(A)";

Also on page 16, in line 34, by striking all after "thereto"; in line 35, by striking all before the period and inserting "; and

(B) given the person visual or audible signal to stop";

On page 21, following line 19, by inserting:

"(i) The sentence for a violation of K.S.A. 2022 Supp. 21-5703 or 21-5705, and amendments thereto, shall be presumed imprisonment and shall be two times the maximum duration of the presumptive term of imprisonment if the trier of fact makes a finding beyond a reasonable doubt that the controlled substance involved, because of its appearance or packaging, was likely to be attractive to minors. Such sentence shall not be considered a departure and shall not be subject to appeal.";

Also on page 21, in line 39, by striking "any crime" and inserting "theft as defined in K.S.A. 2022 Supp. 21-5801, and amendments thereto, a violation of the Kansas racketeer influenced and corrupt organizations act, K.S.A. 2022 Supp. 21-6327 et seq., and amendments thereto,"; in line 41, by striking "any crime" and inserting "such crimes";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, by striking all after the semicolon; in line 3, by striking all before "increasing"; in line 12, after "substances" by inserting "and for manufacturing or distributing any controlled substances that are likely to be attractive to minors because of their appearance or packaging"; in line 18, by striking "any crime that is" and inserting "certain crimes that are";

And your committee on conference recommends the adoption of this report.

STEPHEN OWENS

ERIC SMITH

DENNIS "BOOG" HIGHBERGER

Conferees on part of House

KELLIE WARREN

RICHARD WILBORN

ETHAN CORSON

Conferees on part of Senate

On motion of Rep. Owens, the conference committee report on **SB 174** was adopted.

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

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, Carmichael, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Osman, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth,

Ruiz, S., Sanders, Sawyer, Sawyer Clayton , Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Woodard, Xu, Younger.

Nays: Alcalá, Carlin, Carr, Hougland, Ohaebosim, Oropeza, Ousley, Ruiz, L., Winn.

Present but not voting: None.

Absent or not voting: Boyd, Poetter Parshall, Thomas.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 131** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee of the Whole amendments, as follows:

On page 3, by striking all in lines 14 through 43;

By striking all on page 4;

On page 5, by striking all in lines 1 through 26; following line 26, by inserting:

"New Sec. 2. (a) Within 15 business days after receipt of an application for any license, registration, permit or certificate issued by the behavioral sciences regulatory board, the board shall notify the applicant whether the board believes that the application is complete. If the application is determined to be incomplete, the board shall notify the applicant of the information needed in order to complete the application. Once the application is determined to be complete, the board shall complete the review of the application and issue a decision thereon within 30 business days.

(b) (1) The behavioral sciences regulatory board shall adopt rules and regulations to establish an expedited application process for any license, registration, permit or certificate issued by the board. Upon request on the application to expedite the processing of such application and payment of the fee, the board shall complete the review of the application and issue a decision thereon within 15 business days.

(2) (A) The board shall set the fee for an expedited application process by adopting rules and regulations. Such fee shall be in addition to any other fee established for the application but shall not exceed \$100. The board shall not charge such fee for an expedited application process to any applicant who is a military servicemember or military spouse.

(B) As used in this paragraph:

(i) "Military servicemember" means a current member of the army, navy, marine corps, air force, coast guard, space force, air or army national guard of any state or any branch of the military reserves of the United States or a former member who separated from service by honorable discharge or general discharge under honorable conditions.

(ii) "Military spouse" means the spouse of an individual who is a current member of the army, navy, marine corps, air force, coast guard, space force, air or army national guard of any state or any branch of the military reserves of the United States.";

On page 6, following line 30, by inserting:

"Sec. 4. K.S.A. 65-5802 is hereby amended to read as follows: 65-5802. As used in

the professional counselors licensure act:

(a) "Assessment" means selecting, administering, scoring and interpreting instruments designed to describe an individual's aptitudes, abilities, achievements, interests and personal characteristics.

(b) "Board" means the behavioral sciences regulatory board created by K.S.A. 74-7501, and amendments thereto.

(c) "Consultation" means the application of principles, methods and techniques of the practice of counseling to assist in solving current or potential problems of individuals or groups in relation to a third party.

(d) "Extenuating circumstances" means any condition or situation caused by events beyond an individual's control that is sufficiently extreme in nature to result in the:

(1) Individual's inability to comply with requirements; or

(2) inadvisability of requiring the individual to comply with requirements.

(e) "Licensed clinical professional counselor" means a person who engages in the independent practice of professional counseling including the diagnosis and treatment of mental disorders specified in the edition of the diagnostic and statistical manual of mental disorders of the American psychiatric association designated by the board by rules and regulations and who is licensed under this act.

(f) "Licensed professional counselor" means a person who is licensed under this act and who engages in the practice of professional counseling only under the direction of a licensed clinical professional counselor, a licensed psychologist, a person licensed to practice medicine and surgery or a person licensed to provide mental health services as an independent practitioner and whose licensure allows for the diagnosis and treatment of mental disorders.

(b)(g) "Practice of professional counseling" means assisting an individual or group for a fee, monetary or otherwise, through counseling, assessment, consultation and referral and includes the diagnosis and treatment of mental disorders as authorized under the professional counselors licensure act.

(e)(h) "Professional counseling" means to assist an individual or group to develop understanding of personal strengths and weaknesses, to restructure concepts and feelings, to define goals and to plan actions as these are related to personal, social, educational and career development and adjustment.

(d) ~~"Assessment" means selecting, administering, scoring and interpreting instruments designed to describe an individual's aptitudes, abilities, achievements, interests and personal characteristics.~~

(e) ~~"Consultation" means the application of principles, methods and techniques of the practice of counseling to assist in solving current or potential problems of individuals or groups in relation to a third party.~~

(f)(i) "Referral" means the evaluation of information to identify problems and to determine the advisability of referral to other practitioners.

(g) ~~"Licensed professional counselor" means a person who is licensed under this act and who engages in the practice of professional counseling except that on and after January 1, 2002, such person shall engage in the practice of professional counseling only under the direction of a licensed clinical professional counselor, a licensed psychologist, a person licensed to practice medicine and surgery or a person licensed to provide mental health services as an independent practitioner and whose licensure allows for the diagnosis and treatment of mental disorders.~~

~~(h) "Licensed clinical professional counselor" means a person who engages in the independent practice of professional counseling including the diagnosis and treatment of mental disorders specified in the edition of the diagnostic and statistical manual of mental disorders of the American psychiatric association designated by the board by rules and regulations and who is licensed under this act.~~

Sec. 5. K.S.A. 2022 Supp. 65-5804a is hereby amended to read as follows: 65-5804a. (a) Applications for licensure as a professional counselor shall be made to the board on a form and in the manner prescribed by the board. Each application shall be accompanied by the fee ~~fixed~~ set under K.S.A. 65-5808, and amendments thereto.

(b) Each applicant for licensure as a professional counselor shall furnish evidence satisfactory to the board that the applicant:

(1) Is at least 21 years of age;
(2) has completed 60 graduate semester hours including a graduate degree in counseling or a related field from a college or university approved by the board and that includes 45 graduate semester hours of counseling coursework distributed among each of the following areas:

- (A) Counseling theory and practice;
 - (B) the helping relationship;
 - (C) group dynamics, processing and counseling;
 - (D) human growth and development;
 - (E) lifestyle and career development;
 - (F) appraisal of individuals;
 - (G) social and cultural foundations;
 - (H) research and evaluation;
 - (I) professional orientation; and
 - (J) supervised practicum and internship;
- (3) has passed an examination required by the board; and
(4) has satisfied the board that the applicant is a person who merits the public trust.

(c) (1) Applications for licensure as a clinical professional counselor shall be made to the board on a form and in the manner prescribed by the board. Each applicant shall furnish evidence satisfactory to the board that the applicant:

(A) Is licensed by the board as a licensed professional counselor or meets all requirements for licensure as a licensed professional counselor;

(B) has completed 15 credit hours, as part of or in addition to the requirements under subsection (b), supporting diagnosis or treatment of mental disorders with use of the American psychiatric association's diagnostic and statistical manual through identifiable study of the following content areas: Psychopathology, diagnostic assessment, interdisciplinary referral and collaboration, treatment approaches and professional ethics;

(C) has completed a graduate level supervised clinical practicum of supervised professional experience including psychotherapy and assessment with individuals, couples, families or groups, integrating diagnosis and treatment of mental disorders with use of the American psychiatric association's diagnostic and statistical manual, with not less than 280 hours of direct client contact or additional postgraduate supervised experience as determined by the board;

(D) has completed not less than two years of postgraduate supervised professional experience in accordance with a clinical supervision plan approved by the board of not

less than 3,000 hours of supervised professional experience, including at least 1,500 hours of direct client contact conducting psychotherapy and assessments with individuals, couples, families or groups and not less than 100 hours of face-to-face clinical supervision, as defined by the board in rules and regulations, including not less than 50 hours of individual supervision, except that the board may waive the requirement that such supervision be face-to-face upon a finding of extenuating circumstances, integrating diagnosis and treatment of mental disorders with use of the American psychiatric association's diagnostic and statistical manual, except that the board may waive $\frac{1}{2}$ of the hours required by this subparagraph for an individual who has a doctoral degree in professional counseling or a related field approved by the board and who completes the required $\frac{1}{2}$ of the hours in not less than one year of supervised professional experience;

(E) for persons who earned a degree under subsection (b) prior to July 1, 2003, in lieu of the education requirements under subparagraphs (B) and (C), has completed the education requirements for licensure as a professional counselor in effect on the day immediately preceding the effective date of this act;

(F) for persons who apply for and are eligible for a temporary permit to practice as a licensed professional counselor on the day immediately preceding the effective date of this act, in lieu of the education and training requirements under subparagraphs (B), (C) and (D), has completed the education and training requirements for licensure as a professional counselor in effect on the day immediately preceding the effective date of this act;

(G) has passed an examination approved by the board; and

(H) has paid the application fee ~~fixed set~~ under K.S.A. 65-5808, and amendments thereto.

(2) A person who was licensed or registered as a professional counselor in Kansas at any time prior to the effective date of this act, who has been actively engaged in the practice of professional counseling as a registered or licensed professional counselor within five years prior to the effective date of this act and whose last license or registration in Kansas prior to the effective date of this act was not suspended or revoked, upon application to the board, payment of fees pursuant to K.S.A. 65-5808, and amendments thereto, and completion of applicable continuing education requirements, shall be licensed as a licensed clinical professional counselor by providing demonstration of competence to diagnose and treat mental disorders through at least two of the following areas acceptable to the board:

(A) Either: (i) Graduate coursework; or (ii) passing a national, clinical examination;

(B) either: (i) Three years of clinical practice in a community mental health center, its contracted affiliate or a state mental hospital; or (ii) three years of clinical practice in other settings with demonstrated experience in diagnosing or treating mental disorders; or

(C) attestation from one professional licensed to diagnose and treat mental disorders in independent practice or licensed to practice medicine and surgery that the applicant is competent to diagnose and treat mental disorders.

(3) A licensed clinical professional counselor may engage in the independent practice of professional counseling and is authorized to diagnose and treat mental disorders specified in the edition of the diagnostic and statistical manual of mental disorders of the American psychiatric association designated by the board by rules and

regulations. When a client has symptoms of a mental disorder, a licensed clinical professional counselor shall consult with the client's primary care physician or psychiatrist to determine if there may be a medical condition or medication that may be causing or contributing to the client's symptoms of a mental disorder. A client may request in writing that such consultation be waived and such request shall be made a part of the client's record. A licensed clinical professional counselor may continue to evaluate and treat the client until such time that the medical consultation is obtained or waived.

(4) A licensed professional counselor may diagnose and treat mental disorders specified in the edition of the diagnostic and statistical manual of mental disorders of the American psychiatric association designated by the board by rules and regulations only under the direction of a licensed clinical professional counselor, licensed psychologist, person licensed to practice medicine and surgery or person licensed to provide mental health services as an independent practitioner and whose licensure allows for the diagnosis and treatment of mental disorders. When a client has symptoms of a mental disorder, a licensed professional counselor shall consult with the client's primary care physician or psychiatrist to determine if there may be a medical condition or medication that may be causing or contributing to the client's symptoms of a mental disorder. A client may request in writing that such consultation be waived and such request shall be made a part of the client's record. A licensed professional counselor may continue to evaluate and treat the client until such time that the medical consultation is obtained or waived.

(d) The board shall adopt rules and regulations establishing the criteria that a college or university shall satisfy in order to be approved by the board. The board may send a questionnaire developed by the board to any college or university for which the board does not have sufficient information to determine whether the school meets the requirements for approval and rules and regulations adopted under this section. The questionnaire providing the necessary information shall be completed and returned to the board in order for the college or university to be considered for approval. The board may contract with investigative agencies, commissions or consultants to assist the board in obtaining information about colleges and universities. In entering such contracts, the authority to approve college and universities shall remain solely with the board.

(e) A person who is waiting to take the examination required by the board may apply to the board for a temporary professional counselor license to practice as a licensed professional counselor by:

- (1) Paying an application fee of not more than \$150; and
- (2) meeting the application requirements as stated in K.S.A. 65-5804a(b)(1), (2) and (4), and amendments thereto.

(f) (1) A temporary professional counselor license may be issued by the board after the application has been reviewed and approved by the board and the applicant has paid the appropriate fee set by the board for issuance of a temporary license.

(2) Absent extenuating circumstances approved by the board, a temporary professional counselor license issued by the board shall expire upon the date the board issues or denies a license to practice professional counseling or ~~12~~ 24 months after the date of issuance of the temporary license. No temporary license will be renewed or issued again on any subsequent application for the same license level. The preceding provisions in no way limit the number of times an applicant may take the examination.

(g) A person practicing professional counseling with a temporary professional counselor license may not use the title "licensed professional counselor" or the initials "LPC" independently. The word "licensed" may be used only when followed by the words "by temporary license," such as licensed professional counselor by temporary license, or professional counselor licensed by temporary license.

(h) No person may practice professional counseling under a temporary professional counselor license except under the supervision of a person licensed by the behavioral sciences regulatory board at the independent level.

(i) Nothing in this section shall affect any temporary license to practice issued under this section prior to the effective date of this act and in effect on the effective date of this act. Such temporary license shall be subject to the provisions of this section in effect at the time of its issuance and shall continue to be effective until the date of expiration of the temporary license provided under this section at the time of issuance of such temporary license.

(j) (1) An individual may apply to the board for a community-based professional counselor license to practice professional counseling in the scope of employment by a community mental health center, as defined in K.S.A. 39-2002, and amendments thereto, a federally qualified health center, as defined in K.S.A. 65-7402, and amendments thereto, a psychiatric residential treatment facility as defined in K.S.A. 39-2002, and amendments thereto, or a private treatment facility as defined in K.S.A. 59-29b46, and amendments thereto.

(2) A community-based professional counselor license may be issued by the board after the board reviews and approves the application and the applicant has paid the fee set by the board for issuance of a community-based professional counselor license.

(3) (A) Absent extenuating circumstances approved by the board, a community-based professional counselor license issued by the board shall expire:

(i) Upon the date the board issues or denies a license to practice professional counseling; or

(ii) 24 months after the date of issuance of the community-based professional counselor license.

(B) No community-based professional counselor license shall be renewed or issued again on any subsequent application for the same license level. This paragraph shall not be construed to limit the number of times an applicant may take the examination.

(4) A person practicing professional counseling with a community-based professional counselor license may use the title "licensed professional counselor" or the initials "LPC" independently.

(5) No person may practice professional counseling under a community-based professional counselor license except under the supervision of a person licensed by the board to practice at the independent level.

(6) The board shall not issue a community-based professional counselor license or temporary professional counselor license to an individual who has previously been issued a community-based professional counselor license or temporary professional counselor license.

Sec. 6. K.S.A. 65-5806 is hereby amended to read as follows: 65-5806. (a) An applicant who meets the requirements for licensure pursuant to ~~this the professional counselors licensure~~ act, has paid the license fee provided for by K.S.A. 65-5808, and amendments thereto, and has otherwise complied with the provisions of this act shall be

licensed by the board.

(b) Licenses issued pursuant to this act shall expire 24 months from the date of issuance unless revoked prior to that time. A license may be renewed upon application and payment of the fee provided for by K.S.A. 65-5808, and amendments thereto. The application for renewal shall be accompanied by evidence satisfactory to the board that the applicant has completed during the previous 24 months the continuing education required by rules and regulations of the board. Prior to July 1, 2025, as part of such continuing education, a licensee shall complete not less than six continuing education hours relating to diagnosis and treatment of mental disorders and not less than three continuing education hours of professional ethics. On and after July 1, 2025, as part of such continuing education, a licensee shall complete not less than three continuing education hours relating to diagnosis and treatment of mental disorders and not less than three continuing education hours of professional ethics.

(c) (1) A licensee who is unable to complete the required continuing education hours for renewal may request additional time to complete any remaining continuing education hours. Such request shall be made to the board not later than 30 calendar days prior to the expiration of the license and shall include:

(A) The licensee's reason for requesting additional time, showing extenuating circumstances for why the hours could not be completed during the license period; and

(B) a plan outlining the manner in which the licensee intends to complete the remaining continuing education hours.

(2) The board may grant a licensee up to three additional months beyond the license expiration date to complete the required continuing education hours.

(3) A licensee who receives additional time to complete continuing education hours under this subsection shall:

(A) Renew the license prior to the license expiration date and report to the board the number of continuing education hours completed on such date;

(B) notify the board upon completing the remaining continuing education hours; and

(C) be subject to an audit by the board of the total number of continuing education hours completed for the applicable license period.

(4) Continuing education hours completed during additional time granted under this subsection shall be credited only toward the requirements for the license period for which additional time is granted.

(5) A licensee shall not be approved for additional time to complete continuing education requirements in consecutive license periods.

(d) A person whose license has been suspended or revoked may make written application to the board requesting reinstatement of the license upon termination of the period of suspension or revocation in a manner prescribed by the board, ~~which and such~~ application shall be accompanied by the fee provided for by K.S.A. 65-5808, and amendments thereto.

(e) (1) A person whose license has expired may make written application to the board requesting reinstatement of the license in a manner prescribed by the board, and such application shall be accompanied by:

(A) The renewal fee established under K.S.A. 65-5808, and amendments thereto, and, for any person whose license has been expired for one year or less, an additional fee equal to the renewal fee; and

(B) evidence satisfactory to the board that the person has completed during the previous 24 months the continuing education requirements for one license period.

(2) A person requesting to reinstate a license that has been expired for longer than one year who has not completed the necessary continuing education hours for reinstatement may submit an application for a six-month reinstatement temporary license in a manner prescribed by the board, and such application shall be accompanied by the fee as provided by K.S.A. 65-5808, and amendments thereto. A licensee practicing under a six-month reinstatement temporary license shall complete the continuing education requirements required for a permanent license prior to the expiration of the temporary license and notify the board upon such completion. A six-month reinstatement temporary license shall not be extended or renewed.

~~(d)~~(f) Within 30 days after any change of permanent address, a licensee shall notify the board of such change.

Sec. 7. K.S.A. 2022 Supp. 65-5807 is hereby amended to read as follows: 65-5807.

(a) The board may issue a license to an individual who is currently registered, certified or licensed to practice professional counseling in another jurisdiction if the board determines that:

(1) The standards for registration, certification or licensure to practice professional counseling in the other jurisdiction are substantially equivalent to the requirements of this state; or

(2) the applicant demonstrates on forms provided by the board compliance with the following standards as adopted by the board:

(A) Registration, certification or licensure to practice professional counseling with a similar scope of practice for at least ~~48 of the last 54~~ 12 months immediately preceding the application ~~with at least the minimum professional experience as established by rules and regulations of the board;~~

(B) the absence of disciplinary actions of a serious nature brought by a registration, certification or licensing board or agency; and

(C) at least a master's degree in counseling or a related field from a regionally accredited university or college.

(b) Applicants for licensure as a clinical professional counselor shall additionally demonstrate competence to diagnose and treat mental disorders through meeting the requirements of either subsection (a)(1) or (a)(2) and at least two of the following areas acceptable to the board:

(1) Either graduate coursework as established by rules and regulations of the board or passing a national clinical examination approved by the board;

(2) three years of clinical practice with demonstrated experience in diagnosing or treating mental disorders; or

(3) attestation from a professional licensed to diagnose and treat mental disorders in independent practice or licensed to practice medicine and surgery stating that the applicant is competent to diagnose and treat mental disorders.

(c) An applicant for a license under this section shall pay an application fee established by the board under K.S.A. 65-5808, and amendments thereto, if required by the board. Upon notification from the board that all eligibility requirements have been satisfied, the applicant shall submit the license fee as provided by K.S.A. 65-5808, and amendments thereto.

Sec. 8. K.S.A. 2022 Supp. 65-5808 is hereby amended to read as follows: 65-5808.

(a) The board may ~~fix~~ collect the following fees, and any such fees shall be established by rules and regulations adopted by the board:

- (1) For application for licensure as a professional counselor, not more than \$100;
 - (2) for an original license as a professional counselor, not more than \$175;
 - (3) for a temporary license as a professional counselor, not more than \$175;
 - (4) for a six-month reinstatement temporary license as a professional counselor, not more than \$50;
 - (5) for renewal for licensure as a professional counselor, not more than \$150;
 - ~~(5)~~(6) for application for licensure as a clinical professional counselor, not more than \$175;
 - ~~(6)~~(7) for licensure as a clinical professional counselor, not more than \$175;
 - ~~(7)~~(8) for renewal for licensure as a clinical professional counselor, not more than \$175;
 - (9) for a six-month reinstatement temporary license as a clinical professional counselor, not more than \$50;
 - ~~(8)~~(10) for a community-based professional counselor license, not more than \$175;
 - (11) for late renewal penalty, an amount equal to the fee for renewal of a license;
 - ~~(9)~~(12) for reinstatement of a license, not more than \$175;
 - ~~(10)~~(13) for replacement of a license, not more than \$20;
 - ~~(11)~~(14) for a wallet card license, not more than \$5; and
 - ~~(12)~~(15) for application as a board-approved clinical supervisor, not more than \$50.
- (b) Fees paid to the board are not refundable.

Sec. 9. K.S.A. 65-6302 is hereby amended to read as follows: 65-6302. As used in ~~this the social workers licensure act, unless the context clearly requires otherwise, the following words and phrases shall have the meaning ascribed to them in this section:~~

(a) "Board" means the behavioral sciences regulatory board created by K.S.A. 74-7501, and amendments thereto.

(b) "Extenuating circumstances" means any condition or situation caused by events beyond a person's control that is sufficiently extreme in nature to result in the:

- (1) Person's inability to comply with requirements; or
- (2) inadvisability of requiring the person to comply with requirements.

(c) "Psychotherapy" means the use of psychological and social methods within a professional relationship to assist the person or persons to achieve a better psychosocial adaptation to acquire greater human realization of psychosocial potential and adaptation to modify internal and external conditions that affect individuals, groups or communities in respect to behavior, emotions and thinking and in respect to their intra-personal and inter-personal processes. Forms of "psychotherapy" include, but are not limited to, individual psychotherapy, conjoint marital therapy, family therapy and group psychotherapy.

(d) "Social work practice" means the professional activity of helping individuals, groups or communities enhance or restore their capacity for physical, social and economic functioning and the professional application of social work values, principles and techniques in areas such as psychotherapy, social service administration, social planning, social work consultation and social work research to one or more of the following ends: Helping people obtain tangible services; counseling with individuals, families and groups; helping communities or groups provide or improve social and health services; and participating in relevant social action. The practice of social work

requires knowledge of human development and behavior; of social, economic and cultural institutions and forces; and of the interaction of all these factors. Social work practice includes the teaching of practicum courses in social work and includes the diagnosis and treatment of mental disorders as authorized under K.S.A. 65-6306 and 65-6319, and amendments thereto.

~~(e) "Psychotherapy" means the use of psychological and social methods within a professional relationship, to assist the person or persons to achieve a better psychosocial adaptation to acquire greater human realization of psychosocial potential and adaptation; to modify internal and external conditions which affect individuals, groups or communities in respect to behavior, emotions and thinking, in respect to their intra-personal and inter-personal processes. Forms of psychotherapy include but are not restricted to individual psychotherapy, conjoint marital therapy, family therapy and group psychotherapy.~~

Sec. 10. K.S.A. 2022 Supp. 65-6306 is hereby amended to read as follows: 65-6306. (a) The board shall issue a license as a baccalaureate social worker to an applicant who has:

(1) A baccalaureate degree from an accredited college or university, including completion of a social work program recognized and approved by the board, pursuant to rules and regulations adopted by the board;

(2) passed an examination approved by the board for this purpose; ~~and~~

(3) satisfied the board that the applicant is a person who merits the public trust; ~~and~~

(4) paid an application fee established by the board under K.S.A. 65-6314, and amendments thereto, and, upon notification from the board that all eligibility requirements have been satisfied, the license fee established by the board pursuant to K.S.A. 65-5808, and amendments thereto.

(b) (1) An applicant for a baccalaureate social work license who received a baccalaureate degree from a social work program in candidacy status from an accrediting body recognized by the board may request a temporary candidacy baccalaureate social work license upon:

(A) Demonstrating receipt of a baccalaureate degree from a college or university, including completion of a social work program in candidacy from an accrediting body recognized by the board;

(B) passing an examination approved by the board for the purpose of such temporary candidacy licensure;

(C) submitting a completed, signed temporary candidacy baccalaureate social work license application on a form and in a manner provided by the board;

(D) satisfying the board that the applicant is a person who merits the public trust; and

(E) paying the temporary candidacy baccalaureate social worker fee as established under K.S.A. 65-6314, and amendments thereto, upon notification from the board that all eligibility requirements have been satisfied.

(2) A temporary candidacy baccalaureate social work license shall expire on the last day of the 24th month after the temporary candidacy baccalaureate social work license's effective date. Such license is nonrenewable, but, upon request by the license holder using a form approved by the board and paying the appropriate fee, the license shall be extended upon a showing that the social work program remains in candidacy status with the accrediting body recognized by the board. In all professional use of the

social worker's name, an individual with a temporary candidacy baccalaureate social work license shall represent themselves as a temporary candidacy baccalaureate social worker. An individual with such license may not use the credentials "LBSW." The word "licensed" may be used only when followed by the words "by temporary candidacy license." An individual issued a temporary candidacy baccalaureate social work license shall practice under supervision and shall not be required to complete continuing education. If the accrediting body recognized by the board grants accreditation to the program in candidacy status, the holder of the temporary candidacy baccalaureate social work license shall receive a permanent license upon payment of the appropriate fee. If the accrediting body recognized by the board does not grant accreditation to the program in candidacy status, the board shall immediately revoke the temporary license and notify the licensee of the revocation of such license.

(c) The board shall issue a license as a master social worker to an applicant who has:

(1) ~~Except as provided in subsection (f),~~ A master's degree from an accredited college or university, including completion of a social work program recognized and approved by the board, pursuant to rules and regulations adopted by the board;

(2) passed an examination approved by the board for this purpose; ~~and~~

(3) satisfied the board that the applicant is a person who merits the public trust; ~~and~~

(4) ~~paid an application fee established by the board under K.S.A. 65-6314, and amendments thereto, and, upon notification from the board that all eligibility requirements have been satisfied, paid the license fee established under K.S.A. 65-5808, and amendments thereto.~~

(d) (1) An applicant for a master social work license who received a master's degree from a social work program in candidacy status from an accrediting body recognized by the board may request a temporary candidacy master social work license upon:

(A) Demonstrating receipt of a master's degree from a college or university, including completion of a social work program in candidacy from an accrediting body recognized by the board;

(B) passing an examination approved by the board for the purpose of such temporary candidacy licensure;

(C) submitting a completed, signed temporary candidacy master social work license application on a form and in a manner provided by the board;

(D) satisfying the board that the applicant is a person who merits the public trust; ~~and~~

(E) paying the temporary candidacy master social worker fee as established under K.S.A. 65-6314, and amendments thereto, upon notification from the board that all eligibility requirements have been satisfied.

(2) A temporary candidacy master social work license shall expire on the last day of the 24th month after the temporary candidacy master social work license's effective date. Such license is nonrenewable, but, upon request by the license holder using a form approved by the board and paying the appropriate fee, the license shall be extended upon a showing that the social work program remains in candidacy status with the accrediting body recognized by the board. In all professional use of the social worker's name, an individual with a temporary candidacy master social work license shall represent themselves as a temporary candidacy master social worker. An individual with

such license shall not use the credentials "LMSW." The word "licensed" may be used only when followed by the words "by temporary candidacy license." An individual issued a temporary candidacy master social work license shall practice under supervision and shall not be required to complete continuing education. If the accrediting body recognized by the board grants accreditation to the program in candidacy status, the holder of the temporary candidacy master social work license shall receive a permanent license upon payment of the appropriate fee. If the accrediting body recognized by the board does not grant accreditation to the program in candidacy status, the board shall immediately revoke the temporary license and notify the licensee of the revocation of such license.

~~(e)~~(e) The board shall issue a license in one of the social work specialties to an applicant who has:

(1) A master's or doctor's degree from an accredited graduate school of social work, including completion of a social work program recognized and approved by the board, pursuant to rules and regulations adopted by the board;

(2) had two years of full-time post-master's or post-doctor's degree experience under the supervision of a licensed social worker in the area of the specialty in which such applicant seeks to be licensed;

(3) passed an examination approved by the board for this purpose; ~~and~~

(4) satisfied the board that the applicant is a person who merits the public trust; ~~and~~

(5) upon notification from the board that all eligibility requirements have been satisfied, paid the license fee established under K.S.A. 65-6314, and amendments thereto.

~~(d)~~(f) (1) The board shall issue a license as a specialist clinical social worker to an applicant who:

(A) Has met the requirements of subsection ~~(e)~~(e);

(B) has completed ~~15~~ 3 credit hours as part of or in addition to the requirements under subsection ~~(e)~~(e) supporting diagnosis or treatment of mental disorders with use of the American psychiatric association's diagnostic and statistical manual, through identifiable study of the following content areas: psychopathology, ~~diagnostic assessment, interdisciplinary referral and collaboration, treatment approaches and professional ethics;~~

(C) has completed a graduate level supervised clinical practicum of supervised professional experience, including, but not limited to, psychotherapy and assessment, integrating diagnosis or diagnostic impressions and treatment of mental disorders with use of the American psychiatric association's diagnostic and statistical manual or additional postgraduate supervised experience as determined by the board;

(D) has completed as part of or in addition to the requirements of subsection ~~(e)~~(e) not less than two years of postgraduate supervised professional experience, in accordance with a clinical supervision plan approved by the board of not less than 3,000 hours of supervised professional experience including at least 1,500 hours of direct client contact, including, but not limited to, conducting psychotherapy and assessments with individuals, couples, families or groups integrating diagnosis or diagnostic impressions and treatment of mental disorders with use of the American psychiatric association's diagnostic and statistical manual and not less than 100 hours of face-to-face clinical supervision, as defined by the board in rules and regulations, including not less than 50 hours of individual supervision, except that the board may waive the

requirement that such supervision be face-to-face upon a finding of extenuating circumstances, integrating diagnosis and treatment of mental disorders with use of the American psychiatric association's diagnostic and statistical manual;

(E) for persons earning a degree under subsection (c) prior to July 1, 2003, in lieu of the education and training requirements under subparagraphs (B) and (C), has completed the education requirements for licensure as a specialist clinical social worker in effect on the day immediately preceding the effective date of this act;

(F) for persons who apply for and are eligible for a temporary license to practice as a specialist clinical social worker on the day immediately preceding the effective date of this act, in lieu of the education and training requirements under subparagraphs (B), (C) and (D), has completed the education and training requirements for licensure as a specialist clinical social worker in effect on the day immediately preceding the effective date of this act;

(G) has passed an examination approved by the board; and

(H) has paid the application fee.

(2) A licensed specialist clinical social worker may engage in the social work practice and is authorized to diagnose and treat mental disorders specified in the edition of the diagnostic and statistical manual of mental disorders of the American psychiatric association designated by the board by rules and regulations. When a client has symptoms of a mental disorder, a licensed specialist clinical social worker shall consult with the client's primary care physician or psychiatrist to determine if there may be a medical condition or medication that may be causing or contributing to the client's symptoms of a mental disorder. A client may request in writing that such consultation be waived and such request shall be made a part of the client's record. A licensed specialist clinical social worker may continue to evaluate and treat the client until such time that the medical consultation is obtained or waived.

(3) Notwithstanding any other provision of this subsection, a licensed master social worker who has provided to the board an acceptable clinical supervision plan for licensure as a specialist clinical social worker prior to the effective date of this act shall be licensed as a specialist clinical social worker under this act upon completion of the requirements in effect for licensure as a specialist clinical social worker at the time the acceptable training plan is submitted to the board.

(4) A person licensed as a specialist clinical social worker on the day immediately preceding the effective date of this act shall be deemed to be a licensed specialist clinical social worker under this act. Such person shall not be required to file an original application for licensure as a specialist clinical social worker under this act.

(e)(g) The board shall adopt rules and regulations establishing the criteria that a social work program of a college or university shall satisfy to be recognized and approved by the board under this section. The board may send a questionnaire developed by the board to any college or university conducting a social work program for which the board does not have sufficient information to determine whether the program should be recognized and approved by the board and whether the program meets the rules and regulations adopted under this section. The questionnaire providing the necessary information shall be completed and returned to the board in order for the program to be considered for recognition and approval. The board may contract with investigative agencies, commissions or consultants to assist the board in obtaining information about a social work program of a college or university. In entering such

contracts the authority to recognize and approve a social work program of a college or university shall remain solely with the board.

~~(f)~~(h) (1) Notwithstanding any pending candidacy for accreditation of the masters of social work program at Fort Hays state university, the board shall:

(A) Accept a master's degree from such program as from an accredited college or university for the purpose of issuing a license as a master social worker to an applicant under subsection (b); and

(B) not impose any additional or alternative requirements to accreditation upon an applicant with such degree based on such program's pending candidacy for accreditation.

(2) The provisions of this subsection shall apply retroactively and shall expire on July 1, 2023.

(i) (1) An individual may apply to the board for a community-based social work license to practice social work in the scope of employment by a community mental health center, as defined in K.S.A. 39-2002, and amendments thereto, a federally qualified health center, as defined in K.S.A. 65-7402, and amendments thereto, a psychiatric residential treatment facility as defined in K.S.A. 39-2002, and amendments thereto, or a private treatment facility as defined in K.S.A. 59-29b46, and amendments thereto.

(2) A community-based social work license may be issued by the board after the board reviews and approves the application and the applicant has paid the fee set by the board for issuance of a community-based social work license.

(3) (A) Absent extenuating circumstances approved by the board, a community-based social work license issued by the board shall expire:

(i) Upon the date the board issues or denies a license to practice social work; or

(ii) 24 months after the date of issuance of the community-based social work license.

(B) No community-based social work license shall be renewed or issued again on any subsequent application for the same license level. This paragraph shall not be construed to limit the number of times an applicant may take the examination.

(4) A person practicing social work with a community-based social work license may use the title "licensed baccalaureate social worker" or "licensed master social worker" or the initials "LBSW" or "LMSW" independently.

(5) No person may practice social work under a community-based social work license except under the supervision of a person licensed by the board to practice at the independent level.

(6) The board shall not issue a community-based social work license or temporary social work license to an individual who has previously been issued a community-based social work license or temporary social work license.

Sec. 11. K.S.A. 2022 Supp. 65-6309 is hereby amended to read as follows: 65-6309. (a) An applicant shall be exempted from the requirement for any examination provided for herein, if the applicant has taken and passed an examination similar to that for which exemption is sought, as determined by the board.

(b) Upon application, the board shall issue a temporary license ~~licenses~~ bachelor's social work license or a temporary master's social work license to persons who have submitted documentation and met all qualifications for licensure under provisions of this act, except passage of the required examination, and who have paid the required fee.

(c) Absent extenuating circumstances approved by the board, a temporary bachelor's social work license or a temporary master's social work license issued by the board shall expire upon the date the board issues or denies a license to practice social work or ~~12~~ 24 months after the date of issuance of the temporary license. No temporary bachelor's social work license or temporary master's social work license will be renewed or issued again on any subsequent applications for the same license level. The preceding provisions in no way limit the number of times an applicant may take the examination.

(d) No person ~~may~~ shall work under a temporary bachelor's social work license or a temporary master's social work license except under the supervision of a licensed social worker.

(e) Nothing in this section shall affect any temporary license to practice issued under this section prior to the effective date of this act and in effect on the effective date of this act. Such temporary license shall be subject to the provisions of this section in effect at the time of its issuance and shall continue to be effective until the date of expiration of the license as provided under this section at the time of issuance of such temporary license.

(f) Any individual employed by a hospital and working in the area of hospital social services to patients of such hospital on July 1, 1974, is exempt from the provisions of this act.

(g) A person practicing social work with a temporary license may not use the title "licensed baccalaureate social worker" or "licensed master social worker" or use the initials "LBSW" or "LMSW," independently. The word "licensed" may be used only when followed by the words "by temporary license."

Sec. 12. K.S.A. 65-6313 is hereby amended to read as follows: 65-6313. (a) All licenses issued shall be effective upon the date issued and shall expire at the end of 24 months from the date of issuance.

(b) (1) Except as otherwise provided in K.S.A. 65-6311, and amendments thereto, a license may be renewed by the payment of the renewal fee set forth in K.S.A. 65-6314, and amendments thereto, and the execution and submission of a signed statement, on a form to be provided by the board, attesting that the applicant's license has been neither revoked nor currently suspended and that applicant has met the requirements for continuing education established by the board including not less than three continuing education hours of professional ethics.

(2) Prior to July 1, 2025, an applicant for renewal of a license as a master social worker or a specialist clinical social worker, as part of such continuing education, shall complete not less than six continuing education hours relating to diagnosis and treatment of mental disorders. On and after July 1, 2025, such applicant shall complete not less than three continuing education hours relating to diagnosis and treatment of mental disorders.

(3) An applicant for first time licensure renewal as a baccalaureate social worker, master social worker or specialist clinical social worker, as part of such continuing education, shall complete not less than six hours of social worker safety awareness training. If the applicant for first time licensure renewal has already taken such training, as part of a previous level of social work licensure renewal, then the applicant is not required to complete an additional six hours of social worker safety training.

(c) The application for renewal shall be made on or before the date of the expiration

of the license or on or before the date of the termination of the period of suspension.

~~(d) If the application for renewal, including payment of the required renewal fee, is not made on or before the date of the expiration of the license, the license is void, and no license shall be reinstated except upon payment of the required renewal fee established under K.S.A. 65-6314, and amendments thereto, plus a penalty equal to the renewal fee, and proof satisfactory to the board of the completion of 40 hours of continuing education within two years prior to application for reinstatement. Upon receipt of such payment and proof, the board shall reinstate the license. A license shall be reinstated under this subsection, upon receipt of such payment and proof, at any time after the expiration of such license. (1) A licensee who is unable to complete the required continuing education hours for renewal may request additional time to complete any remaining continuing education hours. Such request shall be made to the board not later than 30 calendar days prior to the expiration of the license and shall include:~~

~~(A) The licensee's reason for requesting additional time, showing extenuating circumstances for why the hours could not be completed during the license period; and~~

~~(B) a plan outlining the manner in which the licensee intends to complete the remaining continuing education hours.~~

~~(2) The board may grant a licensee up to three additional months beyond the license expiration date to complete the required continuing education hours.~~

~~(3) A licensee who receives additional time to complete continuing education hours under this subsection shall:~~

~~(A) Renew the license prior to the license expiration date and report to the board the number of continuing education hours completed on such date;~~

~~(B) notify the board upon completing the remaining continuing education hours; and~~

~~(C) be subject to an audit by the board of the total number of continuing education hours completed for the applicable license period.~~

~~(4) Continuing education hours completed during additional time granted under this subsection shall be credited only toward the requirements for the license period for which additional time is granted.~~

~~(5) A licensee shall not be approved for additional time to complete continuing education requirements in consecutive license periods.~~

~~(e) (1) A person whose license has expired may make written application to the board requesting reinstatement of the license in a manner prescribed by the board, and such application shall be accompanied by:~~

~~(A) The renewal fee established under K.S.A. 65-6314, and amendments thereto, and, for any person whose license has been expired for one year or less, an additional fee equal to the renewal fee; and~~

~~(B) evidence satisfactory to the board that the person has completed during the previous 24 months the continuing education requirements for one license period.~~

~~(2) A person requesting to reinstate a license that has been expired for longer than one year who has not completed the necessary continuing education hours for reinstatement may submit an application for a six-month reinstatement temporary license in a manner prescribed by the board, and such application shall be accompanied by the fee established under K.S.A. 65-6314, and amendments thereto. A licensee practicing under a six-month reinstatement temporary license shall complete the~~

continuing education requirements required for a permanent license prior to the expiration of the temporary license and notify the board upon such completion. A six-month reinstatement temporary license shall not be extended or renewed.

~~(e)~~(f) In case of a lost or destroyed license, and upon satisfactory proof of the loss or destruction thereof, the board may issue a duplicate license and shall charge a fee as set forth in K.S.A. 65-6314, and amendments thereto, for such duplicate license.

~~(f)~~(g) Within 30 days after any change of permanent address, a licensee shall notify the board of such change.

Sec. 13. K.S.A. 65-6314 is hereby amended to read as follows: 65-6314. (a) The following fees may be established by the board in accordance with the following limitations, and any such fees shall be established by rules and regulations adopted by the board:

(1) Renewal or reinstatement fee for a license as a social work associate shall be not more than \$150.

(2) Application, new license, reinstatement or renewal fee for a license as a baccalaureate social worker shall be not more than \$150.

(3) Application, new license, reinstatement or renewal fee for a license as master social worker shall be not more than \$150.

(4) Application, new license, reinstatement or renewal fee for a license in a social work specialty shall be not more than \$150.

(5) Replacement fee for reissuance of a license certificate due to loss or name change shall be not more than \$20.

(6) Replacement fee for reissuance of a wallet card shall be not more than \$5.

(7) Temporary license fee for a baccalaureate social worker, master social worker or a social work specialty shall be not more than \$50.

(8) Temporary candidacy license fee for a baccalaureate social worker, master social worker or a social work specialty shall be not more than \$75.

(9) Six-month reinstatement temporary license fee for a baccalaureate social worker, master social worker or a social work specialty shall be not more than \$50.

(10) Community-based license fee for a baccalaureate social worker, master social worker or social work specialty shall be not more than \$175.

(11) Application fee for approval as board-approved continuing education sponsors shall be as follows:

(A) Initial application fee for one year provisionally approved providers shall be not more than \$125;

(B) three-year renewal fees for approved providers shall be not more than \$350; and

(C) application fees for single program providers shall be not more than \$50 for each separately offered continuing education activity for which prior approval is sought.

(b) Fees paid to the board are not refundable.

Sec. 14. K.S.A. 2022 Supp. 65-6322 is hereby amended to read as follows: 65-6322. (a) The board may issue a license to an individual who is currently registered, certified or licensed to practice social work in another jurisdiction, if the board determines that:

(1) The standards for registration, certification or licensure to practice social work at the baccalaureate level in another jurisdiction are substantially the equivalent of the requirements in the social workers licensure act and rules and regulations of the board

for licensure as a baccalaureate social worker; or

(2) the applicant demonstrates compliance on forms set by the board; with the following standards as adopted by the board:

(A) Registration, certification or licensure to practice social work at the baccalaureate level with a similar scope of practice for at least ~~48 of the last 54~~ 12 months immediately preceding the application, ~~with at least the minimum professional experience as established by rules and regulations of the board;~~

(B) the absence of disciplinary actions of a serious nature brought by a registration, certification or licensing board or agency; and

(C) completion of a baccalaureate degree in social work from a regionally accredited university.

(b) The board may issue a license to an individual who is currently registered, certified or licensed to practice social work in another jurisdiction, if the board determines that:

(1) The standards for registration, certification or licensure to practice social work at the master's level in another jurisdiction are substantially the equivalent of the requirements in the social workers licensure act and rules and regulations of the board for licensure as a master social worker; or

(2) the applicant demonstrates compliance on forms set by the board; with the following standards as adopted by the board:

(A) Registration, certification or licensure to practice social work at the master level with a similar scope of practice for at least ~~48 of the last 54~~ 12 months immediately preceding the application ~~with at least the minimum professional experience as established by rules and regulations of the board;~~

(B) the absence of disciplinary actions of a serious nature brought by a registration, certification or licensing board or agency; and

(C) completion of a master's degree in social work from a regionally accredited university.

(c) Applicants for licensure as a specialist clinical social worker shall demonstrate:

(1) That the applicant meets the requirements of subsection (b);

(2) that the applicant is currently licensed to practice social work at the clinical level in another state; and

(3) competence to diagnose and treat mental disorders by meeting at least two of the following areas acceptable to the board:

(A) Passing a national clinical examination approved by the board;

(B) three years of clinical practice with demonstrated experience in diagnosing or treating mental disorders; or

(C) attestation from a professional licensed to diagnose and treat mental disorders in independent practice or licensed to practice medicine and surgery, stating that the applicant is competent to diagnose and treat mental disorders.

(d) An applicant for a license under this section shall pay an application fee established by the board under K.S.A. 65-6411, and amendments thereto, if required by the board. Upon notification from the board that all eligibility requirements have been satisfied, the applicant shall submit the license fee as provided in K.S.A. 65-6411, and amendments thereto.

Sec. 15. K.S.A. 65-6402 is hereby amended to read as follows: 65-6402. As used in the marriage and family therapists licensure act:

(a) "Board" means the behavioral sciences regulatory board created under K.S.A. 74-7501 and amendments thereto.

~~(b) "Marriage and family therapy" means the assessment and treatment of cognitive, affective or behavioral problems within the context of marital and family systems and includes the diagnosis and treatment of mental disorders as authorized under the marriage and family therapists licensure act.~~

~~(c) "Licensed marriage and family therapist" means a person who engages in the practice of marriage and family therapy and who is licensed under this act except that on and after January 1, 2002, such person shall engage in the practice of marriage and family therapy only under the direction of a licensed clinical marriage and family therapist, a licensed psychologist, a person licensed to practice medicine and surgery or a person licensed to provide mental health services as an independent practitioner and whose licensure allows for the diagnosis and treatment of mental disorders. "Extenuating circumstances" means any condition or situation caused by events beyond an individual's control that is sufficiently extreme in nature to result in the:~~

~~(1) Individual's inability to comply with requirements; or~~

~~(2) inadvisability of requiring the individual to comply with requirements.~~

~~(d)(c) "Licensed clinical marriage and family therapist" means a person who engages in the independent practice of marriage and family therapy including the diagnosis and treatment of mental disorders specified in the edition of the diagnostic and statistical manual of mental disorders of the American psychiatric association designated by the board by rules and regulations and is licensed under this act.~~

~~(d) "Licensed marriage and family therapist" means a person who engages in the practice of marriage and family therapy, is licensed under this act and engages in the practice of marriage and family therapy only under the direction of a licensed clinical marriage and family therapist, a licensed psychologist, a person licensed to practice medicine and surgery or a person licensed to provide mental health services as an independent practitioner and whose licensure allows for the diagnosis and treatment of mental disorders.~~

~~(e) "Marriage and family therapy" means the assessment and treatment of cognitive, affective or behavioral problems within the context of marital and family systems and includes the diagnosis and treatment of mental disorders as authorized under the marriage and family therapists licensure act.~~

Sec. 16. K.S.A. 2022 Supp. 65-6404 is hereby amended to read as follows: 65-6404. (a) An applicant for licensure as a marriage and family therapist shall furnish evidence that the applicant has:

(1) Attained 21 years of age;

(2) (A) completed a master's or doctoral degree from a marriage and family therapy program, in an educational institution with standards approved by the board; (B) has completed a master's or doctoral degree from an educational institution in a related field for which the course work is considered by the board to be equivalent to that provided in subparagraph (A) and consists of a minimum of nine semester hours in human development, nine semester hours in theories of marriage and family functioning, nine semester hours of marital and family assessment and therapy, three semester hours in professional studies and three semester hours in research and has completed an academically supervised practicum in the master's degree program with at least 300

hours of direct client contact or a combined 300 hours of direct client contact and additional postgraduate supervised experience; or (C) completed a master's or doctoral degree from an educational institution in a related field with additional work from an educational program in marriage and family therapy approved by the board and such degree program and additional work includes the course work requirements provided in subparagraph (B);

(3) passed an examination approved by the board;

(4) satisfied the board that the applicant is a person who merits the public trust; and

(5) paid the application fee established by the board under K.S.A. 65-6411, and amendments thereto.

(b) (1) Applications for licensure as a clinical marriage and family therapist shall be made to the board on a form and in the manner prescribed by the board. Each applicant shall furnish evidence satisfactory to the board that the applicant:

(A) Is licensed by the board as a licensed marriage and family therapist or meets all requirements for licensure as a marriage and family therapist;

(B) has completed 15 credit hours as part of or in addition to the requirements under subsection (a) supporting diagnosis or treatment of mental disorders with use of the American psychiatric association's diagnostic and statistical manual, through identifiable study of the following content areas: Psychopathology, diagnostic assessment, interdisciplinary referral and collaboration, treatment approaches and professional ethics;

(C) has completed a graduate level supervised clinical practicum of supervised professional experience including psychotherapy and assessment with individuals, couples, families or groups, integrating diagnosis and treatment of mental disorders with use of the American psychiatric association's diagnostic and statistical manual, with not less than ~~350~~ 300 hours of direct client contact or additional postgraduate supervised experience as determined by the board;

(D) has completed not less than two years of postgraduate supervised professional experience in accordance with a clinical supervision plan approved by the board of not less than 3,000 hours of supervised professional experience including at least 1,500 hours of direct client contact conducting psychotherapy and assessments with individuals, couples, families or groups and not less than 100 hours of face-to-face clinical supervision, as defined by the board in rules and regulations, including not less than 50 hours of individual supervision, except that the board may waive the requirement that such supervision be face-to-face upon a finding of extenuating circumstances, integrating diagnosis and treatment of mental disorders with use of the American psychiatric association's diagnostic and statistical manual, except that the board may waive $\frac{1}{2}$ of the hours required by this subparagraph for an individual who has a doctor's degree in marriage and family therapy or a related field acceptable to the board and who completes the required $\frac{1}{2}$ of the hours in not less than one year of supervised professional experience;

(E) for persons who earned a degree under subsection (a) prior to July 1, 2003, in lieu of the education and training requirements under subparagraphs (B) and (C), has completed the education requirements for licensure as a marriage and family therapist in effect on the day immediately preceding the effective date of this act;

(F) for persons who apply for and are eligible for a temporary permit to practice as a licensed marriage and family therapist on the day immediately preceding the effective

date of this act, in lieu of the education and training requirements under subparagraphs (B), (C) and (D), has completed the education and training requirements for licensure as a marriage and family therapist in effect on the day immediately preceding the effective date of this act;

(G) has passed an examination approved by the board; and

(H) has paid the application fee ~~fixed~~ set under K.S.A. 65-6411, and amendments thereto.

(2) A person who was licensed or registered as a marriage and family therapist in Kansas at any time prior to the effective date of this act, who has been actively engaged in the practice of marriage and family therapy as a registered or licensed marriage and family therapist within five years prior to the effective date of this act and whose last license or registration in Kansas prior to the effective date of this act was not suspended or revoked, upon application to the board, payment of fees and completion of applicable continuing education requirements, shall be licensed as a licensed clinical marriage and family therapist by providing demonstration of competence to diagnose and treat mental disorders through at least two of the following areas acceptable to the board:

(A) Either: (i) Graduate coursework; or (ii) passing a national, clinical examination;

(B) either: (i) Three years of clinical practice in a community mental health center, its contracted affiliate or a state mental hospital; or (ii) three years of clinical practice in other settings with demonstrated experience in diagnosing or treating mental disorders;

or

(C) attestation from one professional licensed to diagnose and treat mental disorders in independent practice or licensed to practice medicine and surgery that the applicant is competent to diagnose and treat mental disorders.

(3) A licensed clinical marriage and family therapist may engage in the independent practice of marriage and family therapy and is authorized to diagnose and treat mental disorders specified in the edition of the diagnostic and statistical manual of mental disorders of the American psychiatric association designated by the board by rules and regulations. When a client has symptoms of a mental disorder, a licensed clinical marriage and family therapist shall consult with the client's primary care physician or psychiatrist to determine if there may be a medical condition or medication that may be causing or contributing to the client's symptoms of a mental disorder. A client may request in writing that such consultation be waived and such request shall be made a part of the client's record. A licensed clinical marriage and family therapist may continue to evaluate and treat the client until such time that the medical consultation is obtained or waived.

(4) On and after January 1, 2002, a licensed marriage and family therapist may diagnose and treat mental disorders specified in the edition of the diagnostic and statistical manual of mental disorders of the American psychiatric association designated by the board by rules and regulations only under the direction of a licensed clinical marriage and family therapist, licensed psychologist, person licensed to practice medicine and surgery or person licensed to provide mental health services as an independent practitioner and whose licensure allows for the diagnosis and treatment of mental disorders. When a client has symptoms of a mental disorder, a licensed marriage and family therapist shall consult with the client's primary care physician or psychiatrist to determine if there may be a medical condition or medication that may be causing or contributing to the client's symptoms of a mental disorder. A client may request in

writing that such consultation be waived and such request shall be made a part of the client's record. A licensed marriage and family therapist may continue to evaluate and treat the client until such time that the medical consultation is obtained or waived.

(c) (1) An individual may apply to the board for a community-based marriage and family therapist license to practice marriage and family therapy in the scope of employment by a community mental health center, as defined in K.S.A. 39-2002, and amendments thereto, a federally qualified health center, as defined in K.S.A. 65-7402, and amendments thereto, a psychiatric residential treatment facility as defined in K.S.A. 39-2002, and amendments thereto, or a private treatment facility as defined in K.S.A. 59-29b46, and amendments thereto.

(2) A community-based marriage and family therapist license may be issued by the board after the board reviews and approves the application and the applicant has paid the fee set by the board for issuance of a community-based marriage and family therapist license.

(3) (A) Absent extenuating circumstances approved by the board, a community-based marriage and family therapist license issued by the board shall expire:

(i) Upon the date the board issues or denies a license to practice marriage and family therapy; or

(ii) 24 months after the date of issuance of the community-based marriage and family therapist license.

(B) No community-based marriage and family therapist license shall be renewed or issued again on any subsequent application for the same license level. This paragraph shall not be construed to limit the number of times an applicant may take the examination.

(4) A person practicing marriage and family therapy with a community-based marriage and family therapist license may use the title "licensed marriage and family therapist" or the initials "LMFT" independently.

(5) No person may practice marriage and family therapy under a community-based marriage and family therapist license except under the supervision of a person licensed by the board to practice at the independent level.

(6) The board shall not issue a community-based marriage and family therapist license or temporary marriage and family therapist license to an individual who has previously been issued a community-based marriage and family therapist license or temporary marriage and family therapist license.

Sec. 17. K.S.A. 2022 Supp. 65-6405 is hereby amended to read as follows: 65-6405. (a) A person who is waiting to take the examination required by the board may apply to the board for a temporary marriage and family therapy license to practice as a licensed marriage and family therapist by:

(1) Paying an application a temporary license fee as established by the board under K.S.A. 65-6411, and amendments thereto; and

(2) meeting the application requirements as stated in K.S.A. 65-6404(a)(1), (a)(2) and (a)(4) and (a)(5), and amendments thereto.

(b) A person who is waiting to take the license examination required by the board, and who has not completed a practicum including 300 hours of direct client contact but has been approved by the board to complete other postgraduate experience totaling 300 hours, may apply to the board for a temporary marriage and family therapy license to practice as a licensed marriage and family therapist by:

(1) Paying a temporary license fee established by the board under K.S.A. 65-6411, and amendments thereto; and

(2) meeting the application requirements as stated in K.S.A. 65-6404(a)(1), (a)(2), (a)(4) and (a)(5), and amendments thereto, and, except for the requirement to complete a practicum or other postgraduate experience, the requirements of K.S.A. 65-6404(a)(2), and amendments thereto.

(c) (1) A temporary marriage and family therapy license may be issued by the board after the application has been reviewed and approved by the board and the applicant has paid the appropriate fee as established by the board under K.S.A. 65-6411, and amendments thereto.

(2) Absent extenuating circumstances approved by the board, a temporary license issued by the board shall expire upon the date the board issues or denies the person a license to practice marriage and family therapy or ~~12~~ 24 months after the date of issuance of the temporary license.

(3) No temporary license shall be renewed or issued again on any subsequent application for the same license level. The preceding provision in no way limits the number of times an applicant may take the examination.

(c) A person practicing marriage and family therapy with a temporary marriage and family therapy license may not use the title "licensed marriage and family therapist" or the initials "LMFT" independently. The word "licensed" may be used only when followed by the words "by temporary license."

(d) No person may practice marriage and family therapy under a temporary marriage and family therapy license except under the supervision of a person licensed by the behavioral sciences regulatory board at the independent level.

(e) Nothing in this section shall affect any temporary license to practice issued under this section prior to the effective date of this act and in effect on the effective date of this act. Such temporary license shall be subject to the provisions of this section in effect at the time of its issuance and shall continue to be effective until the date of expiration of the license as provided under this section at the time of issuance of such temporary license.

Sec. 18. K.S.A. 2022 Supp. 65-6406 is hereby amended to read as follows: 65-6406. (a) The board may issue a license to an individual who is currently registered, certified or licensed to practice marriage and family therapy in another jurisdiction if the board determines that:

(1) The standards for registration, certification or licensure to practice marriage and family therapy in the other jurisdiction are substantially the equivalent of the requirements of the marriage and family therapists licensure act and rules and regulations of the board; or

(2) the applicant demonstrates on forms provided by the board compliance with the following standards as adopted by the board:

(A) Registration, certification or licensure to practice marriage and family therapy with a similar scope of practice for at least ~~48 of the last~~ 54 12 months immediately preceding the application ~~with at least the minimum professional experience as established by rules and regulations of the board;~~

(B) the absence of disciplinary actions of a serious nature brought by a registration, certification or licensing board or agency; and

(C) completion of at least a master's degree in marriage and family therapy or a

related field as approved by the board from a regionally accredited university.

(b) Applicants for licensure as a clinical marriage and family therapist shall additionally demonstrate competence to diagnose and treat mental disorders through meeting the requirements of either subsection (a)(1) or (a)(2) and at least two of the following areas acceptable to the board:

(1) Either graduate coursework as established by rules and regulations of the board or passing a national clinical examination approved by the board;

(2) three years of clinical practice with demonstrated experience in diagnosing or treating mental disorders; or

(3) attestation from a professional licensed to diagnose and treat mental disorders in independent practice or licensed to practice medicine and surgery stating that the applicant is competent to diagnose and treat mental disorders.

(c) An applicant for a license under this section shall pay an application fee established by the board under K.S.A. 65-6411, and amendments thereto, if required by the board. Upon notification from the board that all eligibility requirements have been satisfied, the applicant shall pay the license fee as provided in K.S.A. 65-6411, and amendments thereto.

Sec. 19. K.S.A. 65-6407 is hereby amended to read as follows: 65-6407. (a) An applicant who meets the requirements for licensure pursuant to this act, has paid the license fee provided for by K.S.A. 65-6411, and amendments thereto, and has otherwise complied with the provisions of this act shall be licensed by the board.

(b) Licenses issued pursuant to this act shall expire 24 months from the date of issuance unless revoked prior to that time. A license may be renewed upon application and payment of the fee provided for by K.S.A. 65-6411, and amendments thereto. The application for renewal shall be accompanied by evidence satisfactory to the board that the applicant has completed during the previous 24 months the continuing education required by rules and regulations of the board. Prior to July 1, 2025, as part of such continuing education, the applicant shall complete not less than six continuing education hours relating to diagnosis and treatment of mental disorders and not less than three continuing education hours of professional ethics. On and after July 1, 2025, as part of such continuing education, a licensee shall complete not less than three continuing education hours relating to diagnosis and treatment of mental disorders and not less than three continuing education hours of professional ethics.

(c) (1) A licensee who is unable to complete the required continuing education hours for renewal may request additional time to complete any remaining continuing education hours. Such request shall be made to the board not later than 30 calendar days prior to the expiration of the license and shall include:

(A) The licensee's reason for requesting additional time, showing extenuating circumstances for why the hours could not be completed during the license period; and

(B) a plan outlining the manner in which the licensee intends to complete the remaining continuing education hours.

(2) The board may grant a licensee up to three additional months beyond the license expiration date to complete the required continuing education hours.

(3) A licensee who receives additional time to complete continuing education hours under this subsection shall:

(A) Renew the license prior to the license expiration date and report to the board the number of continuing education hours completed on such date;

(B) notify the board upon completing the remaining continuing education hours; and

(C) be subject to an audit by the board of the total number of continuing education hours completed for the applicable license period.

(4) Continuing education hours completed during additional time granted under this subsection shall be credited only toward the requirements for the license period for which additional time is granted.

(5) A licensee shall not be approved for additional time to complete continuing education requirements in consecutive license periods.

(d) A person whose license has been suspended or revoked may make written application to the board requesting reinstatement of the license upon termination of the period of suspension or revocation in a manner prescribed by the board, which application shall be accompanied by the fee provided for by K.S.A. 65-6411, and amendments thereto.

(e) (1) A person whose license has expired may make written application to the board requesting reinstatement of the license in a manner prescribed by the board, and such application shall be accompanied by:

(A) The renewal fee established under K.S.A. 65-6411, and amendments thereto, and, for any person whose license has been expired for one year or less, an additional fee equal to the renewal fee; and

(B) evidence satisfactory to the board that the person has completed during the previous 24 months the continuing education requirements for one license period.

(2) A person requesting to reinstate a license that has been expired for longer than one year who has not completed the necessary continuing education hours for reinstatement may submit an application for a six-month reinstatement temporary license in a manner prescribed by the board, and such application shall be accompanied by the fee established under K.S.A. 65-6411, and amendments thereto. A licensee practicing under a six-month reinstatement temporary license shall complete the continuing education requirements required for a permanent license prior to the expiration of the temporary license and notify the board upon such completion. A six-month reinstatement temporary license shall not be extended or renewed.

(f) Within 30 days after any change of permanent address, a licensee shall notify the board of such change.

Sec. 20. K.S.A. 2022 Supp. 65-6411 is hereby amended to read as follows: 65-6411. (a) The board may ~~fix~~ collect the following fees, and any such fees shall be established by rules and regulations adopted by the board:

(1) For application for licensure as a marriage and family therapist, not to exceed \$150;

(2) for temporary licensure as a marriage and family therapist, not to exceed \$175;

(3) for original licensure as a marriage and family therapist, not to exceed \$175;

(4) for renewal for licensure as a marriage and family therapist, not to exceed \$175;

(5) for a six-month reinstatement temporary license as a marriage and family therapist, not to exceed \$50;

(6) for application for licensure as a clinical marriage and family therapist, not to exceed \$175;

(7) for original licensure as a clinical marriage and family therapist, not to exceed \$175;

~~(7)~~(8) for renewal for licensure as a clinical marriage and family therapist, not to exceed \$175;

(9) for a six-month reinstatement temporary license as a clinical marriage and family therapist, not more than \$50;

~~(8)~~(10) for community-based licensure as a marriage and family therapist, not to exceed \$175;

(11) for reinstatement of a license, not to exceed \$175;

~~(9)~~(12) for replacement of a license, not to exceed \$20;

~~(10)~~(13) for renewal penalty, an amount equal to the renewal of license;

~~(11)~~(14) for a wallet card license, not to exceed \$5; and

~~(12)~~(15) for application for approval as a board-approved clinical supervisor, not to exceed \$50.

(b) Fees paid to the board are not refundable.

Sec. 21. K.S.A. 65-6608 is hereby amended to read as follows: 65-6608. As used in the addiction counselor licensure act:

~~(a) "Board" means the behavioral sciences regulatory board created under K.S.A. 74-7501, and amendments thereto.~~

~~(b) "Addiction counseling" means the utilization of special skills to assist persons with addictions, and to assist such persons' families and friends to achieve resolution of addiction through the exploration of the disease and its ramifications, the examination of attitudes and feelings, the consideration of alternative solutions and decision making, as these relate specifically to addiction. Evaluation and assessment, treatment including treatment plan development, crisis intervention, referral, record keeping and clinical consultation specifically related to addiction are within the scope of addiction counseling. Additionally, at the clinical level of licensure, addiction counseling includes independent practice and the diagnosis and treatment of substance use disorders.~~

(b) "Board" means the behavioral sciences regulatory board created under K.S.A. 74-7501, and amendments thereto.

(c) "Extenuating circumstances" means any condition or situation caused by events beyond an individual's control that is sufficiently extreme in nature to result in the:

(1) Individual's inability to comply with requirements; or

(2) inadvisability of requiring the individual to comply with requirements.

(d) "Licensed addiction counselor" means a person who engages in the practice of addiction counseling limited to substance use disorders and who is licensed under this act. Such person shall engage in the practice of addiction counseling in a state-licensed or certified alcohol and other drug treatment program or in completing a Kansas domestic violence offender assessment for participants in a certified batterer intervention program pursuant to K.S.A. 75-7d01 through 75-7d13, and amendments thereto, unless otherwise exempt from licensure under K.S.A. 59-29b46(n), and amendments thereto.

~~(d) "Licensed master's addiction counselor" means a person who engages in the practice of addiction counseling limited to substance use disorders and who is licensed under this act. Such person may diagnose substance use disorders only under the direction of a licensed clinical addiction counselor, a licensed psychologist, a person licensed to practice medicine and surgery or a person licensed to provide mental health services as an independent practitioner and whose licensure allows for the diagnosis and treatment of substance abuse disorders or mental disorders.~~

(e) "Licensed clinical addiction counselor" means a person who engages in the independent practice of addiction counseling and diagnosis and treatment of substance use disorders specified in the edition of the American psychiatric association's diagnostic and statistical manual of mental disorders (DSM) designated by the board by rules and regulations and is licensed under this act.

(f) "Licensed master's addiction counselor" means a person who engages in the practice of addiction counseling limited to substance use disorders and who is licensed under the addiction counselor licensure act. Such person may diagnose substance use disorders only under the direction of a licensed clinical addiction counselor, a licensed psychologist, a person licensed to practice medicine and surgery or a person licensed to provide mental health services as an independent practitioner and whose licensure allows for the diagnosis and treatment of substance abuse disorders or mental disorders.

Sec. 22. K.S.A. 2022 Supp. 65-6610 is hereby amended to read as follows: 65-6610. (a) An applicant for licensure as an addiction counselor shall furnish evidence that the applicant:

(1) Has attained 21 years of age;
(2) (A) has completed at least a baccalaureate degree from an addiction counseling program that is part of a college or university approved by the board;

(B) has completed at least a baccalaureate degree from a college or university approved by the board. As part of, or in addition to, the baccalaureate degree coursework, such applicant shall also complete a minimum number of semester hours of coursework on substance use disorders as approved by the board;

(C) is currently licensed in Kansas as a licensed baccalaureate social worker and has completed a minimum number of semester hours of coursework on substance use disorders as approved by the board; or

(D) is currently licensed in Kansas by the board as a master social worker, specialist clinical social worker, professional counselor, clinical professional counselor, marriage and family therapist, clinical marriage and family therapist, master's level psychologist, clinical psychotherapist or psychologist. Such licensees shall be eligible to take the examination as required by paragraph (3);

(3) has passed an examination approved by the board;

(4) has satisfied the board that the applicant is a person who merits the public trust; and

(5) has paid the application fee established by the board under K.S.A. 65-6618, and amendments thereto, and, upon notification from the board that all eligibility requirements have been satisfied, paid the license fee established under K.S.A. 65-6618, and amendments thereto.

(b) Applications for licensure as a master's addiction counselor shall be made to the board on a form and in the manner prescribed by the board. Each applicant shall furnish evidence satisfactory to the board that the applicant:

(1) (A) Has attained 21 years of age;

(B) (i) has completed at least a master's degree from an addiction counseling program that is part of a college or university approved by the board;

(ii) has completed at least a master's degree from a college or university approved by the board. As part of or in addition to the master's degree coursework, such applicant shall also complete a minimum number of semester hours of coursework supporting the diagnosis and treatment of substance use disorders as approved by the board; or

(iii) is currently licensed in Kansas as a licensed master social worker, licensed professional counselor, licensed marriage and family therapist or licensed master's level psychologist;

(C) has passed an examination approved by the board;

(D) has satisfied the board that the applicant is a person who merits the public trust; and

(E) has paid the application fee ~~fixed set~~ under K.S.A. 65-6618, and amendments thereto, and, upon notification from the board that all eligibility requirements have been satisfied, paid the license fee as provided by K.S.A. 65-6618, and amendments thereto; or

(2) (A) has met the following requirements on or before July 1, 2016:

(i) Holds an active license by the board as an addiction counselor; and

(ii) has completed at least a master's degree in a related field from a college or university approved by the board; and

(B) has completed six hours of continuing education in the diagnosis and treatment of substance use disorders during the three years immediately preceding the application date.

(c) Applications for licensure as a clinical addiction counselor shall be made to the board on a form and in the manner prescribed by the board. Each applicant shall furnish evidence satisfactory to the board that the applicant:

(1) Has attained 21 years of age;

(2) (A) (i) has completed at least a master's degree from an addiction counseling program that is part of a college or university approved by the board; and

(ii) has completed not less than two years of postgraduate supervised professional experience in accordance with a clinical supervision plan approved by the board of not less than 3,000 hours of supervised professional experience, including at least 1,500 hours of direct client contact conducting substance abuse assessments and treatment with individuals, couples, families or groups and not less than 100 hours of face-to-face clinical supervision, as defined by the board in rules and regulations, including not less than 50 hours of individual supervision, except that the board may waive the requirement that such supervision be face-to-face upon a finding of extenuating circumstances, integrating diagnosis and treatment of substance use disorders with use of the diagnostic and statistical manual of mental disorders of the American psychiatric association, except that the board may waive $\frac{1}{2}$ of the hours required by this clause for an individual who has a doctoral degree in addiction counseling or a related field approved by the board and who completes the required $\frac{1}{2}$ of the hours in not less than one year of supervised professional experience; or

(B) (i) has completed at least a master's degree from a college or university approved by the board. As part of or in addition to the master's degree coursework, such applicant shall also complete a minimum number of semester hours of coursework supporting the diagnosis and treatment of substance use disorders as approved by the board; and

(ii) has completed not less than two years of postgraduate supervised professional experience in accordance with a clinical supervision plan approved by the board of not less than 3,000 hours of supervised professional experience, including at least 1,500 hours of direct client contact conducting substance abuse assessments and treatment with individuals, couples, families or groups and not less than 100 hours of face-to-face

clinical supervision, as defined by the board in rules and regulations, including not less than 50 hours of individual supervision, except that the board may waive the requirement that such supervision be face-to-face upon a finding of extenuating circumstances, integrating diagnosis and treatment of substance use disorders with use of the diagnostic and statistical manual of mental disorders of the American psychiatric association, except that the board may waive $\frac{1}{2}$ of the hours required by this clause for an individual who has a doctoral degree in addiction counseling or a related field approved by the board and who completes the required $\frac{1}{2}$ of the hours in not less than one year of supervised professional experience; or

(C) (i) has completed a master's degree from a college or university approved by the board and is licensed by the board as a licensed master's addiction counselor; and

(ii) has completed not less than two years of postgraduate supervised professional experience in accordance with a clinical supervision plan approved by the board of not less than 3,000 hours of supervised professional experience, including at least 1,500 hours of direct client contact conducting substance abuse assessments and treatment with individuals, couples, families or groups and not less than 100 hours of face-to-face clinical supervision, as defined by the board in rules and regulations, including not less than 50 hours of individual supervision, except that the board may waive the requirement that such supervision be face-to-face upon a finding of extenuating circumstances, integrating diagnosis and treatment of substance use disorders with use of the diagnostic and statistical manual of mental disorders of the American psychiatric association, except that the board may waive $\frac{1}{2}$ of the hours required by this clause for an individual who has a doctoral degree in addiction counseling or a related field approved by the board and who completes the required $\frac{1}{2}$ of the hours in not less than one year of supervised professional experience; or

(D) is currently licensed in Kansas as a licensed psychologist, licensed specialist clinical social worker, licensed clinical professional counselor, licensed clinical psychotherapist or licensed clinical marriage and family therapist and provides to the board an attestation from a professional licensed to diagnose and treat mental disorders, or substance use disorders, or both, in independent practice or licensed to practice medicine and surgery stating that the applicant is competent to diagnose and treat substance use disorders;

(3) has passed an examination approved by the board;

(4) has satisfied the board that the applicant is a person who merits the public trust; and

(5) has paid the application fee ~~fixed set~~ under K.S.A. 65-6618, and amendments thereto, and, upon notification from the board that all eligibility requirements have been satisfied, paid the license fee established under K.S.A. 65-6618, and amendments thereto.

Sec. 23. K.S.A. 2022 Supp. 65-6611 is hereby amended to read as follows: 65-6611. (a) A person who is waiting to take the examination for licensure as an addiction counselor may apply to the board for a temporary addiction counselor license to practice as a licensed addiction counselor by:

(1) Paying a fee for a temporary license ~~fixed set~~ under K.S.A. 65-6618, and amendments thereto; and

(2) meeting the application requirements as stated in K.S.A. 65-6610(a)(1), (a)(2), (a)(4) and (a)(5), and amendments thereto.

(b) A person who is waiting to take the examination for licensure as a master's addiction counselor may apply to the board for a temporary master's addiction counselor license to practice as a licensed master's addiction counselor by:

(1) Paying a fee for a temporary license ~~fixed set~~ under K.S.A. 65-6618, and amendments thereto; and

(2) meeting the application requirements as stated in K.S.A. 65-6610(b)(1)(A), (b)(1)(B), (b)(1)(D) and (b)(1)(E), and amendments thereto.

(c) (1) A temporary addiction counselor license or temporary master's addiction counselor license may be issued by the board after the application has been reviewed and approved by the board and the applicant has paid the appropriate fee ~~set by the board for issuance of new licenses~~.

(2) Absent extenuating circumstances approved by the board, a temporary addiction counselor license or a temporary master's addiction counselor license issued by the board shall expire upon the date the board issues or denies the person a license to practice addiction counseling or ~~12~~ 24 months after the date of issuance of the temporary addiction counselor license or temporary master's addiction counselor license.

(3) No temporary addiction counselor license or temporary master's addiction counselor license will be renewed or issued again on any subsequent application for the same license level. The preceding provision in no way limits the number of times an applicant may take the examination.

(d) A person practicing addiction counseling with a temporary addiction counselor license or a temporary master's addiction counselor license may not use the title "licensed addiction counselor" or "licensed master's addiction counselor" or use the initials "LAC" or "LMAC" independently. The word "licensed" may be used only when followed by the words "by temporary license."

(e) No person may practice addiction counseling under a temporary addiction counselor license or a temporary master's addiction counselor license except in a licensed or certified alcohol and other drug abuse program, under the direction of a person licensed by the behavioral sciences regulatory board at the clinical level or a person licensed to practice medicine and surgery.

(f) Nothing in this section shall affect any temporary license to practice issued under this section prior to the effective date of this act and in effect on the effective date of this act. Such temporary license shall be subject to the provisions of this section in effect at the time of its issuance and shall continue to be effective until the date of expiration of the license as provided under this section at the time of issuance of such license.

(g) A person may apply to the board for a student temporary addiction counselor license to practice as a student temporary addiction counselor, on a form and in the manner prescribed by the board, by:

(1) Providing documentation of completing at least 60 credit hours from an institution of higher education with an emphasis in addiction counseling or a related field, as defined by the board in rules and regulations;

(2) providing a signed attestation indicating the applicant's intention to pursue licensure as a licensed addiction counselor with a plan to complete the education requirements toward a licensed addiction counseling license within 48 months;

(3) providing an education plan, signed by an official of the institution of higher

education, including steps to obtain coursework necessary to receive an addiction counselor license;

(4) providing a signed attestation from a prospective employer who intends to offer employment when the applicant receives the student temporary addiction counselor license;

(5) submitting a supervision plan signed by a person who is employed by the prospective employer and who would be providing supervision to the applicant under K.S.A. 65-6611(i), and amendments thereto. Such supervision plan shall include not less than four hours of supervision per month and not fewer than two supervision meetings per month. A maximum of two hours per month may be in group supervision;

(6) satisfying the board that the applicant is a person who merits the public trust;

(7) attaining 20 years of age; and

(8) paying a fee for a student temporary addiction counselor license established under K.S.A. 65-6618, and amendments thereto.

(h) A student temporary addiction counselor license issued by the board shall expire upon the date the board issues the person a permanent license to practice addiction counseling or 24 months after the date of issuance of the student temporary addiction counselor license. A student temporary addiction counselor license may be renewed for one additional 24-month period by demonstrating:

(1) Evidence of the person's compliance with the education plan, including completion of coursework and remaining in good standing with the institution of higher education;

(2) changes or updates to the education plan signed by a representative of the institution of higher education;

(3) evidence of supervision logs signed by the supervisor and student for the periods of supervision; and

(4) paying a fee for renewal of a student temporary addiction counselor license established under K.S.A. 65-6618, and amendments thereto.

(i) No person may practice addiction counseling under a student temporary addiction counselor license except in a licensed or certified alcohol and other drug abuse program, a certified community behavioral health clinic or a community mental health center, supervised by a person licensed by the behavioral sciences regulatory board as an addiction counselor, master's addiction counselor or clinical addiction counselor or other individual licensed by the behavioral sciences regulatory board holding a license as a master's social worker, specialist clinical social worker, professional counselor, clinical professional counselor, marriage and family therapist, clinical marriage and family therapist, master's level psychologist, clinical psychotherapist or psychologist.

Sec. 24. K.S.A. 2022 Supp. 65-6613 is hereby amended to read as follows: 65-6613. (a) The board may issue a license to an individual who is currently registered, certified or licensed to practice addiction counseling in another jurisdiction if the board determines that:

(1) The standards for registration, certification or licensure to practice addiction counseling in the other jurisdiction are substantially the equivalent of the requirements of the addiction counselor licensure act and rules and regulations of the board; or

(2) the applicant demonstrates on forms provided by the board compliance with the following standards as adopted by the board:

(A) Registration, certification or licensure to practice as an addiction counselor with a similar scope of practice for at least ~~48~~ of the last 54 12 months immediately preceding the application ~~with at least the minimum professional experience as established by rules and regulations of the board;~~

(B) the absence of disciplinary actions of a serious nature brought by a registration, certification or licensing board or agency; and

(C) completion of at least a baccalaureate degree from a college or university approved by the board.

(b) The board may issue a license to an individual who is currently registered, certified or licensed to practice addiction counseling at the master's level in another jurisdiction if the board determines that:

(1) (A) The standards for registration, certification or licensure to practice addiction counseling at the master's level in the other jurisdiction are substantially the equivalent of the requirements of the addiction counselor licensure act and rules and regulations of the board; and

(B) completion of at least a master's degree from a college or university approved by the board; or

(2) the applicant demonstrates on forms provided by the board compliance with the following standards as adopted by the board:

(A) Registration, certification or licensure to practice addiction counseling at the master's level with a similar scope of practice for at least ~~48~~ of the last 54 12 months immediately preceding the application ~~with at least the minimum professional experience as established by rules and regulations of the board;~~

(B) the absence of disciplinary actions of a serious nature brought by a registration, certification or licensing board or agency; and

(C) completion of at least a master's degree from a college or university approved by the board.

(c) The board may issue a license to an individual who is currently registered, certified or licensed to practice addiction counseling at the clinical level in another jurisdiction if the board determines that:

(1) (A) The standards for registration, certification or licensure to practice addiction counseling at the clinical level in the other jurisdiction are substantially the equivalent of the requirements of the addiction counselor licensure act and rules and regulations of the board; and

(B) the applicant demonstrates completion of at least a master's degree from a college or university approved by the board; or

(2) the applicant demonstrates on forms provided by the board compliance with the following standards as adopted by the board:

(A) Registration, certification or licensure to practice addiction counseling at the clinical level with a similar scope of practice for at least ~~48~~ of the last 54 12 months immediately preceding the application ~~with at least the minimum professional experience as established by rules and regulations of the board;~~

(B) the absence of disciplinary actions of a serious nature brought by a registration, certification or licensing board or agency;

(C) completion of at least a master's degree from a college or university approved by the board; and

(D) at least two of the following areas acceptable to the board:

- (i) Either coursework as established by rules and regulations of the board or passing a national clinical examination approved by the board;
- (ii) three years of clinical practice with demonstrated experience supporting diagnosing or treating substance use disorders; or
- (iii) attestation from a professional licensed to diagnose and treat mental disorders, or substance use disorders, or both, in independent practice or licensed to practice medicine and surgery, stating that the applicant is competent to diagnose and treat substance use disorders.

(d) An applicant for a license under this section shall pay an application fee established by the board under K.S.A. 65-6618, and amendments thereto, if required by the board. Upon notification from the board that all eligibility requirements have been satisfied, the applicant shall submit the license fee as provided in K.S.A. 65-6618, and amendments thereto.

Sec. 25. K.S.A. 65-6614 is hereby amended to read as follows: 65-6614. (a) An applicant who meets the requirements for licensure pursuant to this act, has paid the license fee provided for by K.S.A. 65-6618, and amendments thereto, and has otherwise complied with the provisions of this act shall be licensed by the board.

(b) Licenses issued pursuant to this act shall expire 24 months from the date of issuance unless revoked prior to that time. A license may be renewed upon application and payment of the fee provided for by K.S.A. 65-6618, and amendments thereto. The application for renewal shall be accompanied by evidence satisfactory to the board that the applicant has completed during the previous 24 months the continuing education required by rules and regulations of the board, including not less than three hours in ethics. ~~In addition~~ Prior to July 1, 2025, as part of such continuing education, the master's addiction counselor applicant and the clinical addiction counselor applicant shall complete not less than six continuing education hours relating to diagnosis and treatment of substance use disorders. On and after July 1, 2025, as part of such continuing education, a master's addiction counselor applicant or clinical addiction counselor applicant shall complete not less than three continuing education hours relating to diagnosis and treatment of substance use disorders.

(c) (1) A licensee who is unable to complete the required continuing education hours for renewal may request additional time to complete any remaining continuing education hours. Such request shall be made to the board not later than 30 calendar days prior to the expiration of the license and shall include:

(A) The licensee's reason for requesting additional time, showing extenuating circumstances for why the hours could not be completed during the license period; and

(B) a plan outlining the manner in which the licensee intends to complete the remaining continuing education hours.

(2) The board may grant a licensee up to three additional months beyond the license expiration date to complete the required continuing education hours.

(3) A licensee who receives additional time to complete continuing education hours under this subsection shall:

(A) Renew the license prior to the license expiration date and report to the board the number of continuing education hours completed on such date;

(B) notify the board upon completing the remaining continuing education hours; and

(C) be subject to an audit by the board of the total number of continuing education

hours completed for the applicable license period.

(4) Continuing education hours completed during additional time granted under this subsection shall be credited only toward the requirements for the license period for which additional time is granted.

(5) A licensee shall not be approved for additional time to complete continuing education requirements in consecutive license periods.

(d) A person whose license has been suspended or revoked may make written application to the board requesting reinstatement of the license upon termination of the period of suspension or revocation in a manner prescribed by the board, which application shall be accompanied by the fee provided for by K.S.A. 65-6618, and amendments thereto.

(e) (1) A person whose license has expired may make written application to the board requesting reinstatement of the license in a manner prescribed by the board, and such application shall be accompanied by:

(A) The renewal fee established under K.S.A. 65-6618, and amendments thereto, and, for any person whose license has been expired for one year or less, an additional fee equal to the renewal fee; and

(B) evidence satisfactory to the board that the person has completed during the previous 24 months the continuing education requirements for one license period.

(2) A person requesting to reinstate a license that has been expired for longer than one year who has not completed the necessary continuing education hours for reinstatement may submit an application for a six-month reinstatement temporary license in a manner prescribed by the board, and such application shall be accompanied by the fee established under K.S.A. 65-6618, and amendments thereto. A licensee practicing under a six-month reinstatement temporary license shall complete the continuing education requirements required for a permanent license prior to the expiration of the temporary license and notify the board upon such completion. A six-month reinstatement temporary license shall not be extended or renewed.

(d)(f) Within 30 days after any change of permanent address, a licensee shall notify the board of such change.

Sec. 26. K.S.A. 65-6618 is hereby amended to read as follows: 65-6618. (a) The board may ~~fix~~ collect the following fees, and any such fees shall be established by rules and regulations adopted by the board:

- (1) For application for licensure as an addiction counselor, not to exceed \$150;
- (2) for original licensure as an addiction counselor, not to exceed \$150;
- (3) for renewal for licensure as an addiction counselor, not to exceed \$150;
- (4) for a temporary license as an addiction counselor, not to exceed \$100;
- (5) for a six-month reinstatement temporary license as an addiction counselor, not to exceed \$50;

(6) for a student temporary addiction counselor license, not to exceed \$100;

(7) for renewal for a student temporary addiction counselor license, not to exceed \$100;

(8) for application for licensure as a master's addiction counselor, not to exceed \$150;

(6)(9) for original licensure as a master's addiction counselor, not to exceed \$150;

(7)(10) for renewal for licensure as a master's addiction counselor, not to exceed \$150;

~~(11) for a temporary license as a master's addiction counselor, not to exceed \$100;~~
~~(12) for a six-month reinstatement temporary license as a master's addiction counselor, not to exceed \$50;~~

~~(8)(13) for application for licensure as a clinical addiction counselor, not to exceed \$150;~~

~~(9)(14) for original licensure as a clinical addiction counselor, not to exceed \$150;~~

~~(10)(15) for renewal for licensure as a clinical addiction counselor, not to exceed \$150;~~

~~(16) for a six-month reinstatement temporary license as a clinical addiction counselor, not to exceed \$50;~~

~~(11)(17) for a temporary permit to practice clinical addiction counseling, not to exceed \$200;~~

~~(12)(18) for extension of a temporary permit to practice clinical addiction counseling, not to exceed \$200;~~

~~(13)(19) for reinstatement of a license, not to exceed \$150;~~

~~(14)(20) for replacement of a license, not to exceed \$20;~~

~~(15)(21) for late renewal penalty, an amount equal to the fee for renewal; and~~

~~(16)(22) for a wallet license, not more than \$5.~~

(b) The board shall require that fees paid for any examination under the addiction counselor licensure act be paid directly to the examination services by the person taking the examination.

(c) Fees paid to the board are not refundable.

Sec. 27. K.S.A. 65-7504 is hereby amended to read as follows: 65-7504. (a) ~~The board may deny, suspend, revoke or refuse renewal of any license issued under this act if the board finds that the applicant or license holder has refuse to issue, renew or reinstate a license, may condition, limit, revoke or suspend a license, may publicly or privately censure a licensee or may impose a fine not to exceed \$1,000 per violation upon a finding that a licensee or an applicant for licensure has:~~

(1) Used any controlled substance or alcoholic beverage to an extent that such use impairs such person's ability to perform the work of any profession licensed or regulated by this act.

(2) ~~The person has~~ Been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions or duties of any professional licensed or regulated under this act, for any offense an essential element of which is fraud, dishonesty or an act of violence, or for any offense involving moral turpitude, whether or not a sentence is imposed.

(3) Used any fraud, deception or misrepresentation in securing any license issued under this act.

(4) Obtained or attempted to obtain any fee, charge, tuition or other compensation by fraud, deception or misrepresentation.

(5) Committed any act of incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of the functions or duties of any profession licensed by the board.

(6) Committed any violation of or assisted or enabled any person to violate any provision of this act or any rule and regulation promulgated thereunder.

(7) Impersonated any person holding a certificate of registration or authority,

permit or license or allowed any other person to use such person's certificate of registration or authority, permit, license or diploma from any school.

(8) Been disciplined in any action by another state, territory, federal agency or country which would constitute grounds for a license issued under this act being suspended or revoked.

(9) Been finally adjudged insane or incapacitated by a court of competent jurisdiction.

(10) Assisted or enabled any person to practice or offer to practice any profession licensed or regulated by the board when such person is not eligible to practice such profession as required by law.

(11) Issued any certificate of registration or authority, permit or license based upon a material mistake of fact.

(12) Failed to display a valid certificate or license if so required by this act or any rules and regulations promulgated thereunder.

(13) Violated any professional trust or confidence.

(14) Used any advertisement or solicitation which is false, misleading or deceptive to the general public or persons to whom the advertisement or solicitation is primarily directed.

(15) Been found ~~guilty of to have engaged in~~ unprofessional conduct ~~or professional incompetency~~ as defined by the board by applicable rules and regulations adopted by the board.

(16) Violated any lawful order or directive of the board previously entered by the board.

~~(b) Any action taken under this section which affects any license or imposes any administrative penalty shall be taken only after notice and an opportunity for a hearing conducted in accordance with the provisions of Administrative proceedings and disciplinary actions regarding licensure under the applied behavior analysis licensure act shall be conducted in accordance with the Kansas administrative procedure act. Judicial review and civil enforcement of agency actions under the applied behavior analysis licensure act shall be in accordance with the Kansas judicial review act.~~

Sec. 28. K.S.A. 65-7505 is hereby amended to read as follows: 65-7505. The board shall ~~promulgate~~ adopt rules and regulations necessary to implement and administer this act. Such rules and regulations shall include, but not be limited to:

(a) The form and content of license applications required and the procedures for filing an application for an initial or renewal license or reinstatement in this state;

(b) the establishment of fees for licenses; and ~~the renewal and reinstatement~~ thereof; to cover all or any part of the cost of administering the provisions of this act;

(c) the educational and training requirements for licensed behavior analysts and licensed assistant behavior analysts;

(d) the roles, responsibilities and duties of licensed behavior analysts and licensed assistant behavior analysts;

(e) the characteristics of supervision and supervised clinical practicum experience for the licensed behavior analysts and the licensed assistant behavior analysts;

(f) the supervision of licensed behavior analysts and licensed assistant behavior analysts;

(g) the requirements for continuing education for licensed behavior analysts and licensed assistant behavior analysts;

- (h) standards of professional competency;
- (i) standards of professional conduct; and
- (j) such other rules and regulations as the board deems necessary to carry out the provisions of this act.

Sec. 29. K.S.A. 74-5302 is hereby amended to read as follows: 74-5302. ~~For the purpose of this act the following definitions shall apply~~As used in the licensure of psychologists act of the state of Kansas:

(a) "Board" means the behavioral sciences regulatory board created by K.S.A. 74-7501, and amendments thereto.

(b) "Extenuating circumstances" means any condition or situation caused by events beyond an individual's control that is sufficiently extreme in nature to result in the:

(1) Individual's inability to comply with requirements; or

(2) inadvisability of requiring the individual to comply with requirements.

(c) "License" means a license as a psychologist issued by the board.

(d) "Licensed psychologist" means a person licensed by the board under the provisions of the licensure of psychologists act of the state of Kansas.

(e) "Merits the public trust" means that an applicant or licensee possesses the high standard of good moral character and fitness that is required to practice psychology as demonstrated by the following personal qualities:

(1) Good judgment;

(2) integrity;

(3) honesty;

(4) fairness;

(5) credibility;

(6) reliability;

(7) respect for others;

(8) respect for the laws of this state and the nation;

(9) self-discipline;

(10) self-evaluation;

(11) initiative; and

(12) commitment to the psychology profession and its values and ethics.

(f) "Practice of psychology" means the application of established principles of learning, motivation, perception, thinking and emotional relationships to problems of behavior adjustment, group relations and behavior modification, by persons trained in psychology. The application of such principles includes, but is not restricted to, counseling and the use of psychological remedial measures with persons, in groups or individually, having adjustment or emotional problems in the areas of work, family, school and personal relationships; measuring and testing personality, intelligence, aptitudes, public opinion, attitudes and skills; the teaching of such subject matter; and the conducting of research on problems relating to human behavior, except that in all cases involving the care of the sick and ill as defined by the laws of this state, the primary responsibility devolves upon those licensed under the Kansas healing arts act. The practice of psychology includes the diagnosis and treatment of mental disorders specified in the edition of the diagnostic and statistical manual of mental disorders of the American psychiatric association designated by the board by rules and regulations. If a licensed psychologist cannot make an independent diagnosis of a mental disorder, such psychologist shall consult with the client's primary care physician or psychiatrist to

determine if there may be a medical condition or medication that may be causing or contributing to the client's symptoms of a mental disorder. A client may request in writing that such consultation be waived and such request shall be made a part of the client's record. A licensed psychologist may continue to evaluate and treat the client until such time that the medical consultation is obtained or waived.

~~(b)(g)~~ "Represents oneself to be a psychologist" means that a person engages in the practice of psychology for a fee, monetary or otherwise, or holds oneself out to the public by any title or description of services incorporating the word "psychologic," "psychological," "psychologist" or "psychology" and under such title or description offers to render or renders services to individuals, corporations or the public for a fee, monetary or otherwise.

~~(c)~~ "Board" means the behavioral sciences regulatory board created by K.S.A. 74-7501 and amendments thereto.

~~(d)~~ "License" means a license as a psychologist issued by the board.

~~(e)~~ "Licensed psychologist" means a person licensed by the board under the provisions of this act.

Sec. 30. K.S.A. 2022 Supp. 74-5310 is hereby amended to read as follows: 74-5310. (a) The board shall issue a license as a psychologist to any person who pays a nonrefundable application fee prescribed by the board, if required by the board, not in excess of \$225 and, if required by the board, a nonrefundable original license fee not in excess of \$150, who satisfies the board as to such person's training and experience after a thorough review of such person's credentials and who passes a satisfactory examination in psychology. Any person paying the fee ~~must~~ shall also submit evidence verified by oath and satisfactory to the board that such person:

- (1) Is at least 21 years of age;
- (2) ~~is of good moral character a person who merits the public trust;~~
- (3) has received the doctor's degree based on a program of studies in content primarily psychological from an educational institution having a graduate program with standards consistent with those of the state universities of Kansas, or the substantial equivalent of such program in both subject matter and extent of training; and
- (4) has had at least two years of supervised experience, a significant portion of which shall have been spent in rendering psychological services satisfying the board's approved standards for the psychological service concerned.

(b) The board shall adopt rules and regulations establishing the criteria which an educational institution shall satisfy in meeting the requirements established under subsection (a)(3). The board may send a questionnaire developed by the board to any educational institution for which the board does not have sufficient information to determine whether the educational institution meets the requirements of subsection (a) (3) and rules and regulations adopted under this section. The questionnaire providing the necessary information shall be completed and returned to the board in order for the educational institution to be considered for approval. The board may contract with investigative agencies, commissions or consultants to assist the board in obtaining information about educational institutions. In entering such contracts the authority to approve educational institutions shall remain solely with the board.

(c) (1) An individual may apply to the board for a community-based psychologist license to practice psychology in the scope of employment by a community mental health center, as defined in K.S.A. 39-2002, and amendments thereto, a federally

qualified health center, as defined in K.S.A. 65-7402, and amendments thereto, a psychiatric residential treatment facility as defined in K.S.A. 39-2002, and amendments thereto, or a private treatment facility as defined in K.S.A. 59-29b46, and amendments thereto.

(2) A community-based psychologist license may be issued by the board after the board reviews and approves the application and the applicant has paid the fee set by the board for issuance of a community-based psychologist license.

(3) (A) Absent extenuating circumstances approved by the board, a community-based psychologist license issued by the board shall expire:

(i) Upon the date the board issues or denies a license to practice psychology; or

(ii) 24 months after the date of issuance of the community-based psychologist license.

(B) No community-based psychologist license shall be renewed or issued again on any subsequent application for the same license level. This paragraph shall not be construed to limit the number of times an applicant may take the examination.

(4) A person practicing psychology with a community-based psychologist license may use the title "licensed psychologist" or the initials "LP" independently.

(5) No person may practice psychology under a community-based psychologist license except under the supervision of a person licensed by the board to practice at the independent level.

(6) The board shall adopt rules and regulations to set the fee, if required by the board, for the issuance of a community-based psychologist license in an amount not to exceed \$225.

(7) The board shall not issue a community-based psychologist license or temporary psychologist license to an individual who has previously been issued a community-based psychologist license or temporary psychologist license.

Sec. 31. K.S.A. 2022 Supp. 74-5315 is hereby amended to read as follows: 74-5315. (a) The board may grant a license to any person who, at the time of application, is registered, certified or licensed as a psychologist at the doctoral level in another jurisdiction if the board determines that:

(1) The requirements of such jurisdiction for such certification or licensure are substantially the equivalent of the requirements of this state; or

(2) the applicant demonstrates on forms provided by the board compliance with the following standards as adopted by the board:

(A) Registration, certification or licensure as a psychologist at the doctoral level with a similar scope of practice for at least ~~48 of the last 54~~ 12 months immediately preceding the application ~~with at least the minimum professional experience as established by rules and regulations of the board;~~

(B) the absence of disciplinary actions of a serious nature brought by a registration, certification or licensing board or agency; and

(C) a doctoral degree in psychology from a regionally accredited university or college.

(b) An applicant for a license under this section shall pay an application fee established by the board under K.S.A. 74-5310, and amendments thereto, if required by the board. Upon notification from the board that all eligibility requirements have been satisfied, the applicant shall pay the license fee as provided in K.S.A. 74-5310, and amendments thereto.

Sec. 32. K.S.A. 2022 Supp. 74-5316 is hereby amended to read as follows: 74-5316. (a) Upon application, the board may issue temporary licenses to persons who have met all qualifications for licensure under the provisions of the licensure of psychologists act of the state of Kansas, except passage of the required examination, pursuant to K.S.A. 74-5310, and amendments thereto, who have paid the required application and temporary license fees and who have submitted documentation as required by the board, under the following:

(1) Absent extenuating circumstances approved by the board, a temporary license issued by the board shall expire upon the earlier of the date the board issues or denies a license to practice psychology or two years after the date of issuance of the temporary license. No temporary license shall be renewed or issued again on any subsequent application for licensure under the provisions of the licensure of psychologists act of the state of Kansas. This paragraph shall not limit the number of times that an applicant may take the required examination;

~~(2) the board shall adopt rules and regulations prescribing continuing education requirements for temporary licensees, including, but not limited to, a requirement that temporary licensees shall complete a minimum of 25 contact hours of continuing education during the two-year period of temporary licensure, which shall include a minimum of three hours in psychology ethics;~~

~~(3) no person may shall~~ work under a temporary license except under the supervision of a licensed psychologist as prescribed in rules and regulations adopted by the board; and

~~(4)(3)~~ the fee for such temporary license may be fixed set by the board and shall not exceed \$200, and any such fee shall be established by rules and regulations adopted by the board.

(b) Upon application, the board may issue temporary licenses not to exceed two years to persons who have completed all requirements for a doctoral degree approved by the board but have not received such degree conferral or who have met all qualifications for licensure under provisions of such act, except completion of the postdoctoral supervised work experience pursuant to K.S.A. 74-5310(a)(4), and amendments thereto, who have paid the required application and temporary license fees and who have submitted documentation as required by the board, under the following:

(1) The temporary license shall expire at the end of the two-year period after issuance or if such temporary licensee is denied a license to practice psychology;

(2) the temporary license may be renewed for one additional two-year period;

(3) no temporary license shall be issued again on any subsequent application for licensure under the provisions of the licensure of psychologists act of the state of Kansas. This paragraph shall not limit the number of times that an applicant may take the required examination;

(4) temporary licensees shall be working toward the completion of the postdoctoral supervised work experience prescribed in K.S.A. 74-5310(a)(4), and amendments thereto;

~~(5) the board shall adopt rules and regulations prescribing continuing education requirements for temporary licensees, including, but not limited to, a requirement that temporary licensees shall complete a minimum of 25 contact hours of continuing education during the two-year period of temporary licensure, which shall include a minimum of three hours in psychology ethics;~~

(6) no temporary licensee ~~may shall~~ work under a temporary license except under the supervision of a licensed psychologist as prescribed in rules and regulations adopted by the board; and

(7)(6) the fee for a renewal of the temporary license may be ~~fixed set~~ by the board and shall not exceed \$200 per issuance, and any such fee shall be established by rules and regulations adopted by the board.

(c) A person practicing psychology with a temporary license ~~may shall~~ not use the title "licensed psychologist" or the initials "LP," independently. The word "licensed" may be used only when preceded by the word "temporary."

(d) This section shall be a part of and supplemental to the provisions of article 53 of chapter 74 of the Kansas Statutes Annotated, and amendments thereto.

(e) As used in this section, "temporary licensee" means any person practicing psychology with a temporary license pursuant to subsection (a) or (b).

Sec. 33. K.S.A. 74-5318 is hereby amended to read as follows: 74-5318. (a) An application for renewal shall be accompanied by evidence satisfactory to the board that the applicant has completed, during the previous 24 months, the continuing education required by rules and regulations of the board. Prior to July 1, 2025, as part of such continuing education, a licensed psychologist shall complete not less than six continuing education hours relating to diagnosis and treatment of mental disorders and not less than three continuing education hours of professional ethics. On and after July 1, 2025, as part of such continuing education, a licensee shall complete not less than three continuing education hours relating to diagnosis and treatment of mental disorders and not less than three continuing education hours of professional ethics.

(b)(1) A licensee who is unable to complete the required continuing education hours for renewal may request additional time to complete any remaining continuing education hours. Such request shall be made to the board not later than 30 calendar days prior to the expiration of the license and shall include:

(A) The licensee's reason for requesting additional time, showing extenuating circumstances for why the hours could not be completed during the license period; and

(B) a plan outlining the manner in which the licensee intends to complete the remaining continuing education hours.

(2) The board may grant a licensee up to three additional months beyond the license expiration date to complete the required continuing education hours.

(3) A licensee who receives additional time to complete continuing education hours under this subsection shall:

(A) Renew the license prior to the license expiration date and report to the board the number of continuing education hours completed on such date;

(B) notify the board upon completing the remaining continuing education hours; and

(C) be subject to an audit by the board of the total number of continuing education hours completed for the applicable license period.

(4) Continuing education hours completed during additional time granted under this subsection shall be credited only toward the requirements for the license period for which additional time is granted.

(5) A licensee shall not be approved for additional time to complete continuing education requirements in consecutive license periods.

(c) A licensee shall submit the application to the board with a renewal fee ~~fixed set~~

by rules and regulations of the board not to exceed \$200. Upon receipt of such application and fee, the board shall issue a renewal license for the period commencing on the date on which the license is issued and expiring on June 30 of the next even-numbered year. Initial licenses shall be for the current biennium of registration.

~~(e)~~(d) Applications for renewal of a license shall be made biennially on or before ~~July 1~~ June 30 and, if not so made, an additional fee equal to the renewal fee shall be added to the regular renewal fee.

~~(d)~~(e) Any psychologist who has failed to renew a license and continues to represent oneself as a psychologist after ~~July 1~~ June 30 shall be in violation of the licensure of psychologists act of the state of Kansas. ~~The board may suspend or revoke such psychologist's license under the provisions of K.S.A. 74-5324, and amendments thereto.~~

(f) A person whose license has been suspended or revoked may make written application to the board requesting reinstatement of the license upon termination of the period of suspension or revocation. Such application shall be in a manner prescribed by the board and accompanied by a reinstatement fee not to exceed \$200 prescribed by the board in rules and regulations.

(g) (1) A person whose license has expired may make written application to the board requesting reinstatement of the license in a manner prescribed by the board, and such application shall be accompanied by:

(A) The required renewal fee and, for any person whose license has been expired for one year or less, an additional fee equal to the renewal fee; and

(B) evidence satisfactory to the board that the person has completed during the previous 24 months the continuing education requirements for one license period.

(2) A person requesting to reinstate a license that has been expired for longer than one year who has not completed the necessary continuing education hours for reinstatement may submit an application for a six-month reinstatement temporary license in a manner prescribed by the board, and such application shall be accompanied by a fee not to exceed \$50 prescribed by the board in rules and regulations. A licensee practicing under a six-month reinstatement temporary license shall complete the continuing education requirements required for a permanent license prior to the expiration of the temporary license and notify the board upon such completion. A six-month reinstatement temporary license shall not be extended or renewed.

~~(e)~~(h) Within 30 days after any change of permanent address, a licensee shall notify the board of such change.

Sec. 34. K.S.A. 74-5361 is hereby amended to read as follows: 74-5361. As used in ~~this~~ the licensure of master's level psychologists act:

~~(a) "Practice of psychology" shall have the meaning ascribed thereto in K.S.A. 74-5302 and amendments thereto.~~

~~(b) "Board" means the behavioral sciences regulatory board created by K.S.A. 74-7501, and amendments thereto.~~

(b) "Extenuating circumstances" means any condition or situation caused by events beyond an individual's control that is sufficiently extreme in nature to result in the:

(1) Individual's inability to comply with requirements; or

(2) inadvisability of requiring the individual to comply with requirements.

(c) "Licensed clinical psychotherapist" means a person licensed by the board under the licensure of master's level psychologists act who engages in the independent

practice of master's level psychology, including the diagnosis and treatment of mental disorders specified in the edition of the diagnostic and statistical manual of mental disorders of the American psychiatric association designated by the board by rules and regulations.

(d) "Licensed master's level psychologist" means a person licensed by the board under the provisions of this act.

~~(d) "Licensed clinical psychotherapist" means a person licensed by the board under this act who engages in the independent practice of master's level psychology including the diagnosis and treatment of mental disorders specified in the edition of the diagnostic and statistical manual of mental disorders of the American psychiatric association designated by the board by rules and regulations.~~

(e) "Master's level psychology" means the practice of psychology pursuant to the restrictions set out in K.S.A. 74-5362, and amendments thereto, and includes the diagnosis and treatment of mental disorders as authorized under K.S.A. 74-5361 et seq., and amendments thereto.

(f) "Practice of psychology" means the same as defined in K.S.A. 74-5302, and amendments thereto.

Sec. 35. K.S.A. 2022 Supp. 74-5363 is hereby amended to read as follows: 74-5363. (a) Any person who desires to be licensed under this act shall apply to the board in writing, on forms prepared and furnished by the board. Each application shall contain appropriate documentation of the particular qualifications required by the board and shall be accompanied by the required fee.

(b) The board shall license as a licensed master's level psychologist any applicant for licensure who pays the fee prescribed by the board under K.S.A. 74-5365, and amendments thereto, which shall not be refunded, who has satisfied the board as to such applicant's training and who complies with the provisions of this subsection. An applicant for licensure also shall submit evidence satisfactory to the board that such applicant:

- (1) Is at least 21 years of age;
- (2) has satisfied the board that the applicant is a person who merits public trust;
- (3) has received at least 60 graduate hours including a master's degree in psychology based on a program of studies in psychology from an educational institution having a graduate program in psychology consistent with state universities of Kansas; or until July 1, 2003, has received at least a master's degree in psychology and during such master's or post-master's coursework completed a minimum of 12 semester hours or its equivalent in psychological foundation courses such as, but not limited to, philosophy of psychology, psychology of perception, learning theory, history of psychology, motivation, and statistics and 24 semester hours or its equivalent in professional core courses such as, but not limited to, two courses in psychological testing, psychopathology, two courses in psychotherapy, personality theories, developmental psychology, research methods, social psychology; or has passed comprehensive examinations or equivalent final examinations in a doctoral program in psychology and during such graduate program completed a minimum of 12 semester hours or its equivalent in psychological foundation courses such as, but not limited to, philosophy of psychology, psychology of perception, learning theory, history of psychology, motivation; and statistics and 24 semester hours or its equivalent in professional core courses such as, but not limited to, two courses in psychological

testing, psychopathology, two courses in psychotherapy, personality theories, developmental psychology, research methods, social psychology;

(4) has completed 750 clock hours of academically supervised practicum in the master's degree program or 1,500 clock hours of postgraduate supervised work experience; and

(5) has passed an examination approved by the board with a minimum score set by the board by rules and regulations.

(c) (1) Applications for licensure as a clinical psychotherapist shall be made to the board on a form and in the manner prescribed by the board. Each applicant shall furnish evidence satisfactory to the board that the applicant:

(A) Is licensed by the board as a licensed master's level psychologist or meets all requirements for licensure as a master's level psychologist;

(B) has completed 15 credit hours as part of or in addition to the requirements under subsection (b) supporting diagnosis or treatment of mental disorders with use of the American psychiatric association's diagnostic and statistical manual, through identifiable study of: Psychopathology, diagnostic assessment, interdisciplinary referral and collaboration, treatment approaches and professional ethics;

(C) has completed a graduate level supervised clinical practicum of supervised professional experience including psychotherapy and assessment with individuals, couples, families or groups, integrating diagnosis and treatment of mental disorders with use of the American psychiatric association's diagnostic and statistical manual, with not less than 350 hours of direct client contact or additional postgraduate supervised experience as determined by the board;

(D) has completed not less than two years of postgraduate supervised professional experience in accordance with a clinical supervision plan approved by the board of not less than 3,000 hours of supervised professional experience including at least 1,500 hours of direct client contact conducting psychotherapy and assessments with individuals, couples, families or groups and not less than 100 hours of face-to-face clinical supervision, as defined by the board in rules and regulations, including not less than 50 hours of individual supervision, except that the board may waive the requirement that such supervision be face-to-face upon a finding of extenuating circumstances, integrating diagnosis and treatment of mental disorders with use of the American psychiatric association's diagnostic and statistical manual;

(E) for persons earning a degree under subsection (b) prior to July 1, 2003, in lieu of the education requirements under subparagraphs (B) and (C), has completed the education requirements for licensure as a licensed master's level psychologist in effect on the day immediately preceding the effective date of this act;

(F) for persons who apply for and are eligible for a temporary master's level psychology license to practice as a licensed master's level psychologist on the day immediately preceding the effective date of this act, in lieu of the education and training requirements under subparagraphs (B), (C) and (D), has completed the education and training requirements for licensure as a master's level psychologist in effect on the day immediately preceding the effective date of this act;

(G) has passed an examination approved by the board with the same minimum passing score as that set by the board for licensed psychologists; and

(H) has paid the application fee; if required by the board and, upon notification from the board that all eligibility requirements have been satisfied, paid the license fee.

(2) A person who was licensed or registered as a master's level psychologist in Kansas at any time prior to the effective date of this act, who has been actively engaged in the practice of master's level psychology as a registered or licensed master's level psychologist within five years prior to the effective date of this act and whose last license or registration in Kansas prior to the effective date of this act was not suspended or revoked, upon application to the board, payment of fees and completion of applicable continuing education requirements, shall be licensed as a licensed clinical psychotherapist by providing demonstration of competence to diagnose and treat mental disorders through at least two of the following areas acceptable to the board:

(A) Either: (i) Graduate coursework; or (ii) passing a national, clinical examination;

(B) either: (i) Three years of clinical practice in a community mental health center, its contracted affiliate or a state mental hospital; or (ii) three years of clinical practice in other settings with demonstrated experience in diagnosing or treating mental disorders;

or

(C) attestation from one professional licensed to diagnose and treat mental disorders in independent practice or licensed to practice medicine and surgery that the applicant is competent to diagnose and treat mental disorders.

(3) A licensed clinical psychotherapist may engage in the independent practice of master's level psychology and is authorized to diagnose and treat mental disorders specified in the edition of the diagnostic and statistical manual of mental disorders of the American psychiatric association designated by the board by rules and regulations. When a client has symptoms of a mental disorder, a licensed clinical psychotherapist shall consult with the client's primary care physician or psychiatrist to determine if there may be a medical condition or medication that may be causing or contributing to the client's symptoms of a mental disorder. A client may request in writing that such consultation be waived and such request shall be made a part of the client's record. A licensed clinical psychotherapist may continue to evaluate and treat the client until such time that the medical consultation is obtained or waived.

(d) The board shall adopt rules and regulations establishing the criteria that an educational institution shall satisfy in meeting the requirements established under subsection (b)(3). The board may send a questionnaire developed by the board to any educational institution for which the board does not have sufficient information to determine whether the educational institution meets the requirements of subsection (b)(3) and rules and regulations adopted under this section. The questionnaire providing the necessary information shall be completed and returned to the board in order for the educational institution to be considered for approval. The board may contract with investigative agencies, commissions or consultants to assist the board in obtaining information about educational institutions. In entering such contracts the authority to approve educational institutions shall remain solely with the board.

(e) (1) An individual may apply to the board for a community-based master's level psychologist license to practice master's level psychology in the scope of employment by a community mental health center, as defined in K.S.A. 39-2002, and amendments thereto, a federally qualified health center as defined in KSA 65-7402, and amendments thereto, a psychiatric residential treatment facility as defined in KSA 39-2002, and amendments thereto, or a private treatment facility as defined in K.S.A. 59-29b46, and amendments thereto.

(2) A community-based master's level psychologist license may be issued by the

board after the board reviews and approves the application and the applicant has paid the fee set by the board for issuance of a community-based master's level psychologist license.

(3) (A) Absent extenuating circumstances approved by the board, a community-based master's level psychologist license issued by the board shall expire:

(i) Upon the date the board issues or denies a license to practice master's level psychology; or

(ii) 24 months after the date of issuance of the community-based master's level psychologist license.

(B) No community-based master's level psychologist license shall be renewed or issued again on any subsequent application for the same license level. This paragraph shall not be construed to limit the number of times an applicant may take the examination.

(4) A person practicing master's level psychology with a community-based master's level psychologist license may use the title "licensed master's level psychologist" or the initials "LMLP" independently.

(5) No person may practice master's level psychology under a community-based master's level psychologist license except under the supervision of a person licensed to practice psychology or master's level psychology in Kansas.

(6) The board shall adopt rules and regulations to set the fee, if required by the board, for the issuance of a community-based master's level psychologist license in an amount not to exceed \$100.

(7) The board shall not issue a community-based master's level psychologist license or temporary master's level psychologist license to an individual who has previously been issued a community-based master's level psychologist license or temporary master's level psychologist license.

Sec. 36. K.S.A. 74-5365 is hereby amended to read as follows: 74-5365. (a) The following fees may be ~~fixed set~~ by the board for licensure under the licensure of master's level psychologists act: For application, issuance of a new license and renewal of a license, an amount not to exceed \$200; for replacement of a license, an amount not to exceed \$20; and for a wallet card license, an amount not to exceed \$5. Any such fees required by the board shall be established by rules and regulations adopted by the board.

(b) Fees paid to the board are not refundable.

(c) The application for renewal shall be accompanied by evidence satisfactory to the board that the applicant has completed, during the previous 24 months, the continuing education required by rules and regulations of the board. Prior to July 1, 2025, as part of such continuing education, a licensed master's level psychologist and a licensed clinical psychotherapist shall complete not less than six continuing education hours relating to diagnosis and treatment of mental disorders and not less than three continuing education hours of professional ethics. On and after July 1, 2025, as part of such continuing education, a licensee shall complete not less than three continuing education hours relating to diagnosis and treatment of mental disorders and not less than three continuing education hours of professional ethics.

(d) (1) A licensee who is unable to complete the required continuing education hours for renewal may request additional time to complete any remaining continuing education hours. Such request shall be made to the board not later than 30 calendar days prior to the expiration of the license and shall include:

(A) The licensee's reason for requesting additional time, showing extenuating circumstances for why the hours could not be completed during the license period; and
(B) a plan outlining the manner in which the licensee intends to complete the remaining continuing education hours.

(2) The board may grant a licensee up to three additional months beyond the license expiration date to complete the required continuing education hours.

(3) A licensee who receives additional time to complete continuing education hours under this subsection shall:

(A) Renew the license prior to the license expiration date and report to the board the number of continuing education hours completed on such date;

(B) notify the board upon completing the remaining continuing education hours; and

(C) be subject to an audit by the board of the total number of continuing education hours completed for the applicable license period.

(4) Continuing education hours completed during additional time granted under this subsection shall be credited only toward the requirements for the license period for which additional time is granted.

(5) A licensee shall not be approved for additional time to complete continuing education requirements in consecutive license periods.

(e) Within 30 days after any change of permanent address, a licensee shall notify the board of such change.

Sec. 37. K.S.A. 74-5366 is hereby amended to read as follows: 74-5366. (a) All licenses shall be effective upon the date issued and shall expire at the end of 24 months from the date of issuance.

(b) A license may be renewed by the payment of the renewal fee and the execution and submission of a signed statement, on a form provided by the board, attesting that the applicant's license has been neither revoked nor currently suspended and that the applicant has met the requirements for continuing education set forth in this act.

~~(c) If the application for renewal, including payment of the required renewal fee, is not made on or before the date of the expiration of the license, the license is void, and no license shall be reinstated except upon payment of the required renewal fee, plus a penalty equal to the renewal fee, and proof satisfactory to the board of compliance with the continuing education requirements. Upon receipt of such payment and proof, the board shall reinstate the license.~~

~~(d) A person whose license has been suspended or revoked may make written application to the board requesting reinstatement of the license upon termination of the period of suspension or revocation. Such application shall be in a manner prescribed by the board and accompanied by a reinstatement fee.~~

(d) (1) A person whose license has expired may make written application to the board requesting reinstatement of the license in a manner prescribed by the board, and such application shall be accompanied by:

(A) A reinstatement fee, and, for any person whose license has been expired for one year or less, a penalty established by the board in rules and regulations; and

(B) evidence satisfactory to the board that the person has completed during the previous 24 months the continuing education requirements for one license period.

(2) A person requesting to reinstate a license that has been expired for longer than one year who has not completed the necessary continuing education hours for

reinstatement may submit an application for a six-month reinstatement temporary license in a manner prescribed by the board, and such application shall be accompanied by a fee of \$25. A licensee practicing under a six-month reinstatement temporary license shall complete the continuing education requirements required for a permanent license prior to the expiration of the temporary license and notify the board upon such completion. A six-month reinstatement temporary license shall not be extended or renewed.

(e) A duplicate license shall be issued by the board upon receipt of a \$20 fee.

~~(e)(f)~~ A person registered as a masters level psychologist on December 30, 1996, shall be deemed to be a licensed masters level psychologist under this act. Such person shall not be required to file an original application for licensure under this act, but shall apply to the board for a license in lieu of registration upon payment of the fee set by the board for renewal of license. Any application for registration filed but which has not been granted prior to January 1, 1997, shall be processed as an application for licensure pursuant to this act. For exchange of a license in lieu of registration pursuant to this subsection, a fee not to exceed \$100.

~~(f)(g)~~ The board shall collect a fee not to exceed \$100 for exchange of a license in lieu of a registration pursuant to subsection ~~(e)(f)~~.

Sec. 38. K.S.A. 74-5367 is hereby amended to read as follows: 74-5367. (a) The board may issue a temporary master's level psychology license to practice as a licensed master's level psychologist to any person who pays a nonrefundable fee prescribed by the board under this section, ~~which shall not be refunded~~, and who meets all the requirements for licensure under K.S.A. 74-5361 et seq., and amendments thereto, as a licensed master's level psychologist except the requirement of postgraduate supervised work experience or passing the licensing examination, or both.

(b) Absent extenuating circumstances approved by the board, a temporary master's level psychology license issued by the board shall expire upon the date the board issues or denies a license to practice master's level psychology or 24 months after the date of issuance of the temporary master's level psychology license. No temporary master's level psychology license issued by the board ~~will shall~~ be renewed or issued again on any subsequent applications for the same license level. ~~The preceding provision in no way limits~~ This subsection shall not limit the number of times an applicant may take the examination.

(c) The board may fix a fee for the application of the temporary master's level psychology license. The application fee shall not exceed \$100. Any such fee shall be established by rules and regulations adopted by the board.

(d) A person practicing master's level psychology with a temporary master's level psychology license ~~may shall~~ not use the title "licensed master's level psychologist" or the initials "LMLP" independently. The word "licensed" may be used only when followed by the words "by temporary license" such as licensed master's level psychologist by temporary license, or master's level psychologist licensed by temporary license.

(e) No person ~~may shall~~ work under a temporary master's level psychology license except under the supervision of a person licensed to practice psychology or master's level psychology in Kansas.

(f) The application for a temporary master's level psychology license may be denied or a temporary master's level psychology license ~~which that~~ has been issued may

be suspended or revoked on the same grounds as provided for suspension or revocation of a license under K.S.A. 74-5369, and amendments thereto.

(g) Nothing in this section shall affect any temporary license to practice issued under this section prior to the effective date of this act and in effect on the effective date of this act. Such temporary license shall be subject to the provisions of this section in effect at the time of its issuance and shall continue to be effective until the date of expiration of the license as provided under this section at the time of issuance of such temporary license.

Sec. 39. K.S.A. 2022 Supp. 74-5375 is hereby amended to read as follows: 74-5375. (a) The behavioral sciences regulatory board may issue a license to an individual who is currently registered, certified or licensed to practice psychology at the master's level in another jurisdiction if the board determines that:

(1) The standards for registration, certification or licensure to practice psychology at the master's level in the other jurisdiction are substantially equivalent to the requirements of this state; or

(2) the applicant demonstrates, on forms provided by the board, compliance with the following standards adopted by the board:

(A) Registration, certification or licensure to practice psychology at the master's level with a similar scope of practice for at least ~~48 of the last 54~~ 12 months immediately preceding the application ~~with at least the minimum professional experience as established by rules and regulations of the board;~~

(B) the absence of disciplinary actions of a serious nature brought by a registration, certification or licensing board or agency; and

(C) at least a master's degree in psychology from a regionally accredited university or college.

(b) Applicants for licensure as a clinical psychotherapist shall additionally demonstrate competence to diagnose and treat mental disorders through meeting the requirements of either subsection (a)(1) or (a)(2) and at least two of the following areas acceptable to the board:

(1) Either graduate coursework as established by rules and regulations of the board or passing a national clinical examination approved by the board;

(2) three years of clinical practice with demonstrated experience in diagnosing or treating mental disorders; or

(3) attestation from a professional licensed to diagnose and treat mental disorders in independent practice or licensed to practice medicine and surgery, stating that the applicant is competent to diagnose and treat mental disorders.

(c) An applicant for a license under this section shall pay an application fee established by the board under K.S.A. 74-5365, and amendments thereto, if required by the board. Upon notification from the board that all eligibility requirements have been satisfied, the applicant shall pay the license fee as provided in K.S.A. 74-5365, and amendments thereto.

Sec. 40. K.S.A. 74-7501 is hereby amended to read as follows: 74-7501. (a) There is hereby created a behavioral sciences regulatory board consisting of 12 members appointed by the governor. The membership of the board shall be as follows: Two members of the board shall be licensed psychologists; two members of the board shall be licensed to engage in the practice of social work; one member of the board shall be a professional counselor; one member of the board shall be a marriage and family

therapist ~~and~~; one member of the board shall be a licensed ~~masters~~ master's level psychologist ~~or a licensed clinical psychotherapist~~; one member of the board shall be a licensed addiction counselor, a licensed master's addiction counselor or a licensed clinical addiction counselor; and four members of the board shall be from and represent the general public. Each member of the board shall be a citizen of the United States and a resident of this state.

(b) The term of office of each member of the board shall be four years. No member of the board shall be appointed for more than two successive terms. Upon the expiration of a member's term of office, the governor shall appoint a qualified successor. Each member shall serve until a successor is appointed and qualified. Whenever a vacancy occurs in the membership of the board prior to the expiration of a term of office, the governor shall appoint a qualified successor to fill the unexpired term. The governor may remove any member of the board for misconduct, incompetency or neglect of duty.

(c) The board shall organize annually at its first meeting subsequent to June 30 and shall select from its members a chairperson and ~~a vice-chairperson~~ vice chairperson. Other meetings shall be held as the board designates. A majority of members appointed to the board shall constitute a quorum for the transaction of business.

(d) The board may appoint an executive director who shall be in the unclassified service of the Kansas civil service act and shall receive an annual salary ~~fixed set~~ set by the board, subject to approval by the governor. The board may employ clerical personnel and other assistants, all of whom shall be in the ~~classified~~ unclassified service under the Kansas civil service act. The board may make and enter into contracts of employment with such professional personnel as necessary, in the board's judgment, for the performance of its duties and functions and the execution of its powers.

(e) Members of the behavioral sciences regulatory board attending meetings of the board, or attending a subcommittee meeting thereof authorized by the board, shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3223, and amendments thereto.";

Also on page 6, in line 31, by striking "is" and inserting ", 65-5802, 65-5806, 65-6302, 65-6313, 65-6314, 65-6402, 65-6407, 65-6608, 65-6614, 65-6618, 65-7504, 65-7505, 74-5302, 74-5318, 74-5339, 74-5361, 74-5365, 74-5366, 74-5367 and 74-7501 and K.S.A. 2022 Supp. 65-5804a, 65-5807, 65-5808, 65-6306, 65-6309, 65-6322, 65-6404, 65-6405, 65-6406, 65-6411, 65-6610, 65-6611, 65-6613, 74-5310, 74-5315, 74-5316, 74-5363 and 74-5375 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "the"; in line 2, by striking "thereof" and inserting "of the state board of healing arts"; in line 8, by striking all after "thereto"; by striking all in lines 9 and 10; in line 11, by striking all before the semicolon; in line 13, after the semicolon by inserting "relating to the behavioral sciences; relating to licensure and regulation of professional counselors, social workers, marriage and family therapists, addiction counselors, behavior analysts, psychologists and master's level psychologists; requiring the behavioral sciences regulatory board to process applications within a certain time and establish an expedited application process; providing reduced diagnosis and treatment continuing education requirements; establishing license categories for applicants from social work programs in candidacy for accreditation and for temporary reinstatement; extending the license period of temporary licenses; establishing a community-based license for professional counselors,

social workers, master's level social workers; marriage and family therapists, psychologists and master's level psychologists;"; also in line 13, after "65-1635a" by inserting ", 65-5802, 65-5806, 65-6302, 65-6313, 65-6314, 65-6402, 65-6407, 65-6608, 65-6614, 65-6618, 65-7504, 65-7505, 74-5302, 74-5318, 74-5361, 74-5365, 74-5366, 74-5367 and 74-7501 and K.S.A. 2022 Supp. 65-5804a, 65-5807, 65-5808, 65-6306, 65-6309, 65-6322, 65-6404, 65-6405, 65-6406, 65-6411, 65-6610, 65-6611, 65-6613, 74-5310, 74-5315, 74-5316, 74-5363 and 74-5375"; in line 14, by striking "section" and inserting "sections; also repealing K.S.A. 74-5339";

And your committee on conference recommends the adoption of this report.

BRENDA LANDWEHR

JOHN EPLEE

SUSAN RUIZ

Conferees on part of House

BEVERLY GOSSAGE

RENEE ERICKSON

PAT PETTEY

Conferees on part of Senate

On motion of Rep. Landwehr, the conference committee report on **Sub SB 131** was adopted.

On roll call, the vote was: Yeas 118; Nays 4; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Garber, Houser, Jacobs, Penn.

Present but not voting: None.

Absent or not voting: Boyd, Poetter Parshall, Thomas.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2060** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed as Senate Substitute for House Bill No. 2060, as follows:

On page 4, following line 23, by inserting:

"Sec. 2. On and after July 1, 2023, K.S.A. 74-3265 is hereby amended to read as follows: 74-3265. (a) Within the limits of appropriations for osteopathic medical service scholarships, and in accordance with the provisions of this section, the state board of regents may award such scholarships to Kansas residents who are undergraduate students enrolled in or admitted to accredited or pre-accredited schools of osteopathic medicine in a course of instruction leading to the degree of doctor of osteopathy and who enter into a written agreement with the state board of regents as provided in K.S.A. 74-3266, and amendments thereto.

(b) Osteopathic medical service scholarships shall be in effect for the period of time specified in subsection (c) and shall provide to the person receiving the scholarship the payment of an amount not to exceed the maximum amount of a loan authorized to be made under the medical student loan act.

(c) Osteopathic medical service scholarships shall be awarded on an annual basis and shall be in effect for one year unless otherwise terminated before the expiration of such period of time. A Kansas resident who is an undergraduate student enrolled in or admitted to an accredited or pre-accredited school of osteopathic medicine in a course of instruction leading to the degree of doctor of osteopathy may be awarded a scholarship for each year the student enters into a written agreement with the state board of regents as provided in K.S.A. 74-3266, and amendments thereto, up to a maximum of four years. For each year a student is awarded a scholarship, the student shall engage in the practice of medicine and surgery in Kansas for the period of time specified in ~~subsection (a)(3) of K.S.A. 74-3266(a)(3)~~, and amendments thereto, unless such obligation is otherwise satisfied as provided in K.S.A. 74-3268, and amendments thereto.

(d) The state board of regents shall not award more than ~~45~~ 25 osteopathic medical service scholarships in any year to persons who have not previously been awarded such a scholarship and, in any case, the state board shall not award more than ~~60~~ 80 such scholarships in any year. In selecting Kansas residents to be awarded osteopathic medical service scholarships, the state board shall give primary consideration to students commencing their first year of instruction at accredited or pre-accredited schools of osteopathic medicine and thereafter shall consider students in later years of instruction.

Sec. 3. On and after July 1, 2023, K.S.A. 74-3268 is hereby amended to read as follows: 74-3268. (a) An obligation to engage in the practice of medicine and surgery in accordance with an agreement under K.S.A. 74-3266, and amendments thereto, shall be postponed during any period of time: (1) ~~During any~~ Of required ~~period of~~ active military service; (2) ~~during any period~~ of service as a part of volunteers in service to America (VISTA); (3) ~~during any period~~ of service in the peace corps; (4) ~~during any period~~ of service commitment to the United States public health service; (5) ~~during any period~~ of religious missionary work conducted by an organization exempt from tax under section 501(c)(3) of the federal internal revenue code as in effect on December 31, 2000; (6) ~~during any period of time~~ the person obligated is engaged solely in the teaching of medicine; (7) ~~during any period of time~~ the person obligated is engaged solely in medical research; (8) ~~during any period of time~~ the person obligated is unable because of temporary medical disability to practice medicine and surgery; (9) ~~during any period of time~~ the person obligated is on job-protected leave under the federal family and medical leave act of 1993; ~~or~~ (10) ~~during any period of time~~ the state board

of regents determines that the person obligated is unable because of special circumstances to practice medicine and surgery; or (11) not longer than one year during which the person participates in a healthcare-related fellowship program.

~~(b)~~ Except for ~~clauses~~ subsection (a)(8), (9) and (10), an obligation to engage in the practice of medicine and surgery in accordance with an agreement under K.S.A. 74-3266, and amendments thereto, shall not be postponed more than five years from the time the practice of medicine and surgery was to have been commenced under any such agreement. An obligation to engage in the practice of medicine and surgery in accordance with an agreement under K.S.A. 74-3266, and amendments thereto, shall be postponed under ~~clause~~ subsection (a)(8) during the period of time the medical disability exists. An obligation to engage in the practice of medicine and surgery in accordance with an agreement under K.S.A. 74-3266, and amendments thereto, shall be postponed under ~~clause~~ subsection (a)(9) during the period of time the person obligated remains on FMLA leave. An obligation to engage in the practice of medicine and surgery in accordance with an agreement under K.S.A. 74-3266, and amendments thereto, shall be postponed under ~~clause~~ subsection (a)(10) during the period of time the state board of regents determines that the special circumstances exist. The state board of regents shall adopt rules and regulations prescribing criteria or guidelines for determination of the existence of special circumstances causing an inability to practice medicine and surgery, and shall determine the documentation required to prove the existence of such circumstances.

~~(b)(c)~~ An obligation to engage in the practice of medicine and surgery in accordance with an agreement under K.S.A. 74-3266, and amendments thereto, shall be satisfied: (1) If the obligation to engage in the practice of medicine and surgery has been completed in accordance with the agreement; (2) if the person obligated dies; (3) if, because of permanent physical disability, the person obligated is unable to practice medicine and surgery; (4) if the person obligated fails to satisfy the requirements for a degree of doctor of osteopathy after making the best effort possible to obtain such degree; or (5) if the person obligated fails to satisfy all requirements for a permanent license to practice medicine and surgery in Kansas or any other jurisdiction or has been denied a license after the person has applied for a license and has made the best effort possible to obtain a license."

On page 8, following line 28, by inserting:

"Sec. 6. On and after July 1, 2023, K.S.A. 76-381 is hereby amended to read as follows: 76-381. As used in K.S.A. 76-380 through 76-386, and amendments thereto:

(a) "Act" means the medical student loan act;

(b) "approved postgraduate residency training program" means a residency training program in general pediatrics, general internal medicine, family medicine, family practice, emergency medicine, obstetrics and gynecology, general psychiatry, child psychiatry or fellowship training in geriatric medicine;

(c) "service commitment area" means: (1) Any community within any county in Kansas other than Douglas, Johnson, Sedgwick, Shawnee or Wyandotte county; (2) any state medical care facility or institution; (3) any medical center operated by the veterans administration of the United States; (4) ~~the full-time faculty of the university of Kansas school of medicine in family medicine, family practice, general psychiatry or child psychiatry if serving as full-time faculty as provided in K.S.A. 76-384(c), and amendments thereto;~~ or (5) any community within Wyandotte county for purposes of

any practice obligation under an agreement entered into by a person who is enrolled for the first time after July 1, 2004, in a course of study leading to the medical degree; and

(d) "state medical care facility or institution" includes, but is not limited to, the Kansas state school for the ~~visually handicapped blind~~, the Kansas state school for the deaf, any institution under the secretary for aging and disability services, as defined by ~~in~~ K.S.A. 76-12a01, and amendments thereto, any institution ~~under the commissioner of juvenile justice~~ as defined by ~~in~~ K.S.A. 38-2302, and amendments thereto, the Kansas soldiers' home, the Kansas veterans' home and any correctional institution under the secretary of corrections, as defined by ~~in~~ K.S.A. 75-5202, and amendments thereto, but shall not include any state educational institution under the state board of regents, as defined by ~~in~~ K.S.A. 76-711, and amendments thereto, except as specifically provided by statute.

Sec. 7. On and after July 1, 2023, K.S.A. 76-382 is hereby amended to read as follows: 76-382. (a) There is hereby established the medical student loan program at the university of Kansas school of medicine.

(b) Subject to the provisions of appropriation acts, the university of Kansas school of medicine may make medical student loans in accordance with the provisions of ~~this~~ the medical student loan act to undergraduate students enrolled in or admitted to the university of Kansas school of medicine in a course of instruction leading to the degree of doctor of medicine who enter into a written medical student loan agreement with the university of Kansas school of medicine in accordance with K.S.A. 76-383, and amendments thereto.

(c) Each medical student loan agreement under ~~this~~ the medical student loan act shall provide to the person receiving the loan the payment of all tuition and a stipend for living expenses in an amount of up to \$2,000 per month for each month enrolled in such school during a year. Subject to the maximum amount, the amount of the monthly stipend shall be determined on an annual basis by the student receiving the loan.

(d) Subject to the provisions of appropriation acts, medical student loan agreements under ~~this~~ the medical student loan act may be entered into on an annual basis and shall provide the payment of the amounts specified under subsection (c) for one year unless otherwise terminated before such period of time. Subject to the provisions of appropriation acts, an undergraduate student enrolled in or admitted to the university of Kansas school of medicine in a course of instruction leading to the degree of doctor of medicine may receive a separate loan under ~~this~~ the medical student loan act for each separate year the student enters into a written medical student loan agreement with the university of Kansas school of medicine in accordance with K.S.A. 76-383, and amendments thereto. Loans may be awarded retroactively for any academic year that a student has completed successfully at the university of Kansas medical school; but for which a loan had not previously been awarded. Retroactive loans shall be in an amount equal to the amount of tuition paid by the student, plus a stipend in an amount not to exceed the maximum amount of the stipend for such academic year multiplied by the number of months for which the student was enrolled at the medical school during such year. For each separate year a student receives a loan under ~~this~~ the medical student loan act, the student shall engage in the full-time practice of medicine and surgery in an appropriate service commitment area for a period of 12 months unless such obligation is otherwise satisfied as provided in K.S.A. 76-386, and amendments thereto.

(e) Medical student loans shall be awarded on a priority basis as follows: First, to

qualified applicants who are Kansas residents at the time of entry into the university of Kansas school of medicine; and second, to qualified applicants who are not Kansas residents at the time of entry into the university of Kansas school of medicine. As used in this subsection, "Kansas residents" means persons who meet the residence requirements established in K.S.A. 76-729, and amendments thereto.

(f) Subject to appropriations, the university of Kansas school of medicine shall enter into medical student loan agreements with ~~six~~ up to 12 individuals who commit to satisfy obligations to engage in the full-time practice of medicine and surgery in a service commitment area by:

(1) Serving as a full-time faculty member of the university of Kansas school of medicine in general psychiatry or child psychiatry pursuant to K.S.A. 76-384(c), and amendments thereto; or

(2) performing at least 100 hours per month of on-site mental ~~health care~~ healthcare pursuant to K.S.A. 76-384(d), and amendments thereto.

(g) For any student who has entered into a medical student loan agreement pursuant to the medical student loan act, the university of Kansas school of medicine shall not prohibit or otherwise create any substantial impediment to such student switching between approved postgraduate residency training programs.

Sec. 8. On and after July 1, 2023, K.S.A. 76-383 is hereby amended to read as follows: 76-383. A medical student loan agreement entered into by the university of Kansas school of medicine and an undergraduate student enrolled in or admitted to the university of Kansas school of medicine in a course of instruction leading to the degree of doctor of medicine for the purpose of receiving a medical student loan under this act shall require that the person receiving the loan:

(a) Complete the required course of instruction and receive the degree of doctor of medicine and apply for, enter and complete an approved postgraduate residency training program;

(b) apply for and obtain a license to practice medicine and surgery in Kansas;

(c) except as otherwise provided in K.S.A. 76-384, and amendments thereto, engage in the full-time practice of medicine and surgery for a period of 12 months within a service commitment area, ~~except as otherwise provided in K.S.A. 76-384(e), and amendments thereto, for service as a full-time faculty member of the university of Kansas school of medicine in family medicine, family practice, general psychiatry or child psychiatry;~~

(d) commence such full-time practice of medicine and surgery within nine months after completion of an approved postgraduate residency training program and licensure in a service commitment area and continue such full-time practice in such service commitment area for a consecutive period of months equal to the total number of months required under the agreement;

(e) agree that the service commitment for each agreement entered into under this act is in addition to the service commitment contained in any other agreement ~~which~~ that has been or may be entered into under this act for the purpose of obtaining a medical student loan or under other agreements for the purpose of obtaining scholarship aid;

(f) maintain records and make reports to the university of Kansas school of medicine to document the satisfaction of the obligation under such agreement to engage in the full-time practice of medicine and surgery within a service commitment area and

to continue such full-time practice in such service commitment area for a consecutive period of months equal to the total number of months required under the agreement; and

(g) upon failure to satisfy an agreement to engage in the full-time practice of medicine and surgery within a service commitment area for the required period of time under any such agreement, the person receiving a medical student loan under this act shall repay amounts to the university of Kansas school of medicine as provided in K.S.A. 76-385, and amendments thereto.

Sec. 9. On and after July 1, 2023, K.S.A. 76-385 is hereby amended to read as follows: 76-385. (a) (1) Except as otherwise provided in paragraphs (2), ~~(3), (4) and (5)~~ through (6) or in K.S.A. 76-386, and amendments thereto, upon the failure of any person to satisfy the obligation to engage in the full-time practice of medicine and surgery within a service commitment area of this state for the required period of time under any medical student loan agreement entered into under this act, such person shall repay to the university of Kansas school of medicine in accordance with subsection (b) an amount equal to the total of: (A) The amount of money received by such person pursuant to such agreement, or the amount of money determined under rules and regulations of the university of Kansas; plus (B) annual interest at a rate of 15% from the date such money was received.

(2) Any person who fails to apply for and enter an approved postgraduate residency training program shall be required to repay all moneys received pursuant to an agreement entered into for any such medical student loan, plus accumulated interest at an annual rate of 15% and shall commence such repayment in accordance with subsection (b) within 90 days of graduation from the school of medicine or upon termination or completion of a residency training program ~~which that~~ does not comply with the provisions of this act, whichever is later.

(3) If at any time a person is failing to satisfy an obligation to engage in the full-time practice of medicine and surgery in Kansas for the required period of time under an agreement entered into under this act because such person is engaged in the full-time practice of medicine and surgery in a state other than Kansas, or within Kansas in an area that is not a service commitment area or in the practice of medicine and surgery which does not otherwise comply with the agreement entered into under this act, and if such person is subject to or currently making repayments under this section and if such person subsequently commences the practice of medicine and surgery in this state which is in a service commitment area or which otherwise complies with the agreement entered into under this act, the balance of the repayment amount, including interest thereon, from the time of such commencement of practice until the obligation of such person is satisfied, or until the time such person again becomes subject to repayments, shall be waived. All repayment amounts due prior to such commencement of practice, including interest thereon, shall continue to be payable as provided in this section. If subsequent to such commencement of practice, the person fails to satisfy such obligation, the person again shall be subject to repayments, including interest thereon, as otherwise provided in this section.

(4) If, during the time a person is satisfying the service requirement of an agreement entered into under this act, such person desires to engage in less than the full-time practice of medicine and surgery within a service commitment area of the state and remain in satisfaction of such service requirement, such person may make application to the chancellor of the university of Kansas or the designee of the

chancellor for permission to engage in less than such full-time practice of medicine and surgery. Upon a finding of exceptional circumstances made by the chancellor of the university of Kansas, or the designee of the chancellor, such person may be authorized to engage in less than the full-time practice of medicine and surgery within a service commitment area of the state for the remaining required period of time under such agreement and for an additional period of time which shall be equal to the length of the originally required period of time multiplied by the decimal fraction which is equal to the reduction of the full-time practice of medicine and surgery to be authorized hereunder, multiplied by two. In any such determination of the period required to be engaged in the less than full-time practice of medicine and surgery, the decimal fraction utilized shall not exceed 0.5 and any person granted permission to engage in less than the full-time practice of medicine and surgery in accordance with the provisions of this paragraph shall be required to engage in at least the half-time practice of medicine and surgery.

(5) Any person who enters but fails to complete an approved postgraduate residency training program, or who enters and completes an approved postgraduate residency training program but fails to satisfy the obligation to engage in the full-time practice of medicine and surgery within a service commitment area of this state for the required period of time shall be required to repay all money received pursuant to an agreement entered into under this act ~~a for any such~~ medical student loan, plus accumulated interest at an annual rate of 15%, and shall commence such repayment in accordance with subsection (b) within 90 days of failure to complete an approved postgraduate residency training program or 90 days of failure to commence qualifying practice, whichever occurs first. Any person who fails to satisfy the obligation to engage in the full-time practice of medicine and surgery in accordance with this section due to active military service of such person or such person's spouse shall not be required to pay the 15% annual interest rate on any moneys received under such agreement.

(6) For any person who entered and completed an approved postgraduate residency training program in obstetrics and gynecology, if during the time such person is satisfying the service requirement of an agreement entered into pursuant to this act, such person is employed by, provides services at or establishes any clinic or facility as such terms are defined in K.S.A. 65-4a01, and amendments thereto, or performs or induces, or attempts to perform or induce, an abortion, except in the case of a medical emergency as defined in K.S.A. 65-6701, and amendments thereto, or in the case of a pregnancy resulting from rape or incest, such person shall be deemed to have failed to complete such person's service requirement and shall be required to repay all money received pursuant to an agreement entered into under this act for any such medical student loan, plus accumulated interest at an annual rate of 15%, and shall commence such repayment in accordance with subsection (b).

(b) For any repayment requirement under this section, the person shall repay an amount totaling the entire amount to be repaid under all such agreements for which such obligations are not satisfied, including all amounts of interest at the rate prescribed. The repayment shall be made in not more than 10 equal annual installment payments.

(c) All installment payments under this section shall commence six months after the date of the action or circumstance that causes the failure of the person to satisfy the obligations of such agreements, as determined by the university of Kansas school of

medicine based upon the circumstances of each individual case. In all cases, if an installment payment becomes 91 days overdue, the entire amount outstanding shall become immediately due and payable, including all amounts of interest at the rate prescribed.

(d) The total repayment obligation imposed under all agreements entered into under this act may be satisfied by the person who entered into the agreements at any time prior to graduation from the university of Kansas school of medicine by making a single lump-sum payment equal to the total of: (1) The entire amount to be repaid under all such agreements upon failure to satisfy the obligations under such agreements to practice in Kansas; plus (2) all amounts of interest thereon at the rate prescribed to the date of payment.

(e) The university of Kansas school of medicine shall remit all moneys received under this section to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the medical loan repayment fund.

(f) There is hereby created in the state treasury the medical loan repayment fund. All expenditures from the medical loan repayment fund shall be for medical student loans under the medical student loan act and for the expenses of administration of the medical student loan act and shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the chancellor of the university of Kansas or by a person designated by the chancellor, except that expenditures shall not be made from the medical loan repayment fund for medical student loans for medical students who intend to enter and complete an approved postgraduate residency training program in obstetrics and gynecology, general psychiatry or child psychiatry. On the effective date of this act, the director of accounts and reports shall transfer all moneys in the medical scholarship and loan repayment fund to the medical loan repayment fund. On the effective date of this act, all liabilities of the medical scholarship and loan repayment fund are hereby imposed on the medical loan repayment fund and the medical scholarship and loan repayment fund is hereby abolished. Whenever the medical scholarship and loan repayment fund, or words of like effect, is referred to or designated by any statute, contract or other document, such reference or designation shall be deemed to apply to the medical loan repayment fund.

(g) There is hereby established in the state treasury the psychiatry medical loan repayment fund. All moneys credited to the psychiatry medical loan repayment fund shall be expended only for medical student loans for general psychiatry or child psychiatry students under the medical student loan act and for the expenses of administration of the medical student loan act associated with such students. All expenditures from the psychiatry medical loan repayment fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the chancellor of the university of Kansas or the chancellor's designee.

(h) There is hereby established in the state treasury the OBGYN medical loan repayment fund. All moneys credited to the OBGYN medical loan repayment fund shall be expended only for medical student loans for medical students who intend to enter and complete an approved postgraduate residency training program in obstetrics and gynecology under the medical student loan act and for the expenses of administration of

the medical student loan act associated with such students. All expenditures from the OBGYN medical loan repayment fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the chancellor of the university of Kansas or the chancellor's designee.

~~(h)(i)~~ Notwithstanding any other provision of law to the contrary, no moneys shall be transferred from the comprehensive grant program account of the state board of regents to the medical loan repayment fund, the OBGYN medical loan repayment fund or the psychiatry medical loan repayment fund or expended for any purposes related thereto.

Sec. 10. On and after July 1, 2023, K.S.A. 76-386 is hereby amended to read as follows: 76-386. (a) An obligation to engage in the practice of medicine and surgery in accordance with an agreement under this act shall be postponed during any period of time for: (1) During any Required period of active military service of the person obligated or such person's spouse; (2) during any period of service as a part of volunteers in service to America (VISTA); (3) during any period of service in the peace corps; (4) during any period of service commitment to the United States public health service; (5) during any period of religious missionary work conducted by an organization exempt from tax under subsection (c) of section 501 of the federal internal revenue code of 1986; or (6) during any period of temporary medical disability during which the person obligated is unable because of such medical disability to practice medicine and surgery; or (7) not more than one year during which the person participates in a healthcare-related fellowship program.

(b) Except for ~~clause (6) of this subsection (a)(6)~~, an obligation to engage in the practice of medicine and surgery in accordance with an agreement under this act shall not be postponed more than five years from the time the practice of medicine and surgery was to have been commenced under any such agreement. An obligation to engage in the practice of medicine and surgery in accordance with an agreement under this act shall be postponed under ~~clause (6) of this subsection (a)(6)~~ during the period of time the medical disability exists.

~~(b)(c)~~ An obligation to engage in the practice of medicine and surgery in accordance with an agreement under this act shall be satisfied: (1) If the obligation to engage in the practice of medicine and surgery in accordance with an agreement under this act has been completed; (2) if the person obligated dies; or (3) if, because of permanent physical disability, the person obligated is unable to practice medicine and surgery.

Sec. 11. On and after July 1, 2023, K.S.A. 76-387 is hereby amended to read as follows: 76-387. (a) (1) There is hereby established the Kansas medical residency bridging program at the university of Kansas school of medicine, which shall be developed and implemented in order to provide encouragement, opportunities and incentives for persons ~~in primary care or mental health care to:~~

(A) Enter and complete medical residency training programs in general pediatrics, general internal medicine, family medicine, family practice, obstetrics and gynecology, general psychiatry or child psychiatry that are operated by or affiliated with the university of Kansas school of medicine or other such primary care or mental health care medical residency training program that is operated in Kansas and approved by the state board of healing arts; and a person under subsection (i) to

(B) locate their medical practice in rural Kansas communities upon completion of such residency training.

(2) The Kansas medical residency bridging program shall be administered by the institute for rural health care of the university of Kansas school of medicine.

(b) Subject to the provisions of appropriation acts, the university of Kansas school of medicine may enter into residency bridging loan agreements, ~~in accordance with the provisions of this section:~~ (A) with any person who has completed the first year of a ~~primary care or mental health care~~ medical residency training program in general pediatrics, general internal medicine, family medicine, family practice, obstetrics and gynecology, general psychiatry or child psychiatry that is operated by or affiliated with the university of Kansas school of medicine or other such ~~primary care or mental health care~~ medical residency training program that is operated in Kansas and approved by the state board of healing arts; ~~and (B) with a person under subsection (i).~~

(c) Subject to the provisions of appropriation acts, each person entering into a residency bridging loan agreement under this section shall receive a payment of \$5,000 each year of ~~primary care or mental health care~~ medical residency training, or any part of a year of such training, after the date that the residency bridging loan agreement is entered into by the resident and the university of Kansas school of medicine and, upon completion of the ~~primary care or mental health care~~ medical residency training program, a payment of \$6,000.

(d) Each residency bridging loan agreement shall require that the person receiving the loan:

(1) Complete the ~~primary care or mental health care~~ medical residency training program;

(2) engage in the full-time practice of medicine and surgery in any county in Kansas other than Douglas, Johnson, Sedgwick, Shawnee or Wyandotte for three years under a practice commitment agreement;

(3) commence such full-time practice of medicine and surgery within 90 days after completing the ~~primary care or mental health care~~ medical residency training program; and

(4) upon failure to satisfy the obligation to engage in the full-time practice of medicine and surgery in accordance with the provisions of the residency bridging loan agreement and this section, the person receiving the loan under this section shall repay to the university of Kansas school of medicine, within 90 days of such failure, the amount equal to the amount of ~~money~~ moneys received by such person from the university of Kansas school of medicine, less credits earned, under such agreement plus interest at the annual rate of 15% from the date such ~~money was~~ moneys were received. Any person who fails to satisfy the obligation to engage in the full-time practice of medicine and surgery in accordance with this section due to active military service of such person or such person's spouse shall not be required to pay the 15% annual interest rate on any moneys received under such agreement.

(e) An obligation to engage in the practice of medicine and surgery in accordance with the provisions of a residency bridging loan agreement and this section shall be postponed during: (1) Any period of temporary medical disability during which the person obligated is unable to practice medicine and surgery because of such medical disability; (2) any period of not more than one year during which the person participates in a healthcare-related fellowship program; (3) any required period of active military service of the person obligated or such person's spouse; or ~~(2) (4) any other period of~~ (4) any other period of postponement agreed to or determined in accordance with criteria agreed to in the

practice commitment agreement.

(f) Except as otherwise provided in subsection (g), an obligation to engage in the practice of medicine and surgery in accordance with the provisions of a residency bridging loan agreement and this section shall be satisfied: (1) If the obligation to engage in the practice of medicine and surgery in accordance with such agreement has been completed; (2) if the person obligated dies; or (3) if, because of permanent physical disability, the person obligated is unable to practice medicine and surgery.

(g) For any person who completed a medical residency training program in obstetrics and gynecology pursuant to this section, such person's obligation to engage in the practice of medicine and surgery in accordance with the provisions of a residency bridging loan agreement and this section shall be deemed to not be satisfied if such person is employed by, provides services at or establishes any clinic or facility as such terms are defined in K.S.A. 65-4a01, and amendments thereto, or performs or induces, or attempts to perform or induce, an abortion, except in the case of a medical emergency as defined in K.S.A. 65-6701, and amendments thereto, or in the case of a pregnancy resulting from rape or incest, at any time in which such person is obligated to satisfy the provisions of such person's loan agreement made pursuant to this section.

(h) The university of Kansas school of medicine may adopt additional provisions, requirements or conditions for participation in the Kansas medical residency bridging program as are practicable and appropriate to accomplish the purposes of the program or as may be required for the implementation or administration of the program and, in any case, as are not inconsistent with the provisions of this section or the provisions of appropriation acts.

~~(h)~~(i) As used in this section, "practice commitment agreement" means an agreement to commence the full-time practice of medicine and surgery in a city located in any county in Kansas other than Douglas, Johnson, Sedgwick, Shawnee or Wyandotte county, that:

(1) Was entered into: ~~(A) by a person in a primary care or mental health care~~ medical residency training program in general pediatrics, general internal medicine, family medicine, family practice, obstetrics and gynecology, general psychiatry or child psychiatry, that is operated by or affiliated with the university of Kansas school of medicine or other such ~~primary care or mental health care~~ medical residency training program that is operated in Kansas and approved by the state board of healing arts; ~~or~~ ~~(B) by a person under subsection (i), with the city where such practice is to commence or another contracting entity other than the university of Kansas school of medicine that is representative of the interests of such city; and~~

(2) provides benefits to such person that have an aggregate monetary value equal to or greater than the aggregate amount of payments to such person from the university of Kansas school of medicine under a residency bridging loan agreement under this section.

~~(i) A person who graduated from the university of Kansas school of medicine prior to July 1, 1992, who has completed the first year of a primary care residency training program in family practice which is operated outside the state of Kansas and who has entered into a practice commitment agreement with the north central Kansas health care foundation is eligible to enter into a residency bridging loan agreement under this section.~~

(j) Notwithstanding any other provision of law to the contrary, no moneys

appropriated for the Kansas medical residency bridging program at the university of Kansas school of medicine, except moneys appropriated to the OBGYN medical residency bridging fund or the rural health bridging psychiatry fund, shall be expended for residency bridging loan agreements for medical residents training in obstetrics and gynecology, general psychiatry or child psychiatry.

(k) Subject to appropriations, the university of Kansas school of medicine shall enter into residency bridging loan agreements with three medical residents training in general psychiatry or child psychiatry.

(l) There is hereby established in the state treasury the rural health bridging psychiatry fund. All moneys credited to the rural health bridging psychiatry fund shall be used only for purposes related to residency bridging loan agreements for medical residents training in general psychiatry or child psychiatry pursuant to ~~K.S.A. 76-387, and amendments thereto~~ this section. All expenditures from the rural health bridging psychiatry fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the chancellor of the university of Kansas or the chancellor's designee.

(m) There is hereby established in the state treasury the OBGYN medical residency bridging fund. All moneys credited to the OBGYN medical residency bridging fund shall be used only for purposes related to residency bridging loan agreements for medical residents training in obstetrics and gynecology pursuant to this section. All expenditures from the OBGYN medical residency bridging fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the chancellor of the university of Kansas or the chancellor's designee.

(n) Notwithstanding any other provision of law to the contrary, no moneys shall be transferred from the comprehensive grant program account of the state board of regents to the rural health bridging psychiatry fund or the OBGYN medical residency bridging fund or expended for any purposes related to the Kansas medical residency bridging program.";

On page 8, in line 30, after the first "K.S.A." by inserting "74-3265, 74-3268,"; also in line 30, after "74-32,434" by inserting ", 76-381, 76-382, 76-383, 76-385, 76-386, 76-386a and 76-387";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "educational"; in line 2, by striking "institutions" and inserting "and postgraduate programs"; in line 3, after the semicolon by inserting "increasing the number of osteopathic medical service scholarships; including obstetrics and gynecology in the medical student loan act and medical residency bridging program; increasing the number of loan agreements in the medical student loan act; establishing the OBGYN medical loan repayment fund and the OBGYN medical residency bridging fund"; in line 7, by striking the first "and" and inserting ", 74-3265, 74-3268,"; also in line 7, after "74-32,434" by inserting ", 76-381, 76-382, 76-383, 76-385, 76-386 and 76-387"; in line 8, after "sections" by inserting "; also repealing K.S.A. 76-386a";

And your committee on conference recommends the adoption of this report.

MOLLY BAUMGARDNER
RENEE ERICKSON
DINAH SYKES

Conferees on part of Senate

KRISTEY WILLIAMS
 BRENDA LANDWEHR
 VALDENIA WINN

Conferees on part of House

On motion of Rep. Landwehr, the conference committee report on **S Sub for HB 2060** was adopted.

On roll call, the vote was: Yeas 83; Nays 39; Present but not voting: 0; Absent or not voting: 3.

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

Nays: Alcalá, Amyx, Ballard, Carlin, Carmichael, Carr, Concannon, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Underhill, Vaughn, Weigel, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Boyd, Poetter Parshall, Thomas.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2002** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee of the Whole amendments, as follows:

On page 1, by striking all in lines 17 through 34;

By striking all on pages 2 through 15;

On page 16, by striking all in lines 1 through 7 and inserting:

"New Section 1. On and after January 1, 2024, for any warrant issued by the secretary of revenue, or the secretary's designee, that is the result of the taxpayer's failure to pay a tax owed to the state of Kansas, the secretary shall file a release of such warrant in the county where such warrant is docketed upon the taxpayer's full payment of the tax owed, including any interest, penalty and fees required for the filing and release or satisfaction of the warrant.

Sec. 2. K.S.A. 12-187 is hereby amended to read as follows: 12-187. (a) No city shall impose a retailers' sales tax under the provisions of this act without the governing body of such city having first submitted such proposition to and having received the approval of a majority of the electors of the city voting thereon at an election called and held therefor. The governing body of any city may submit the question of imposing a

retailers' sales tax and the governing body shall be required to submit the question upon submission of a petition signed by electors of such city equal in number to not less than 10% of the electors of such city.

(b) (1) The board of county commissioners of any county may submit the question of imposing a countywide retailers' sales tax to the electors at an election called and held thereon, and any such board shall be required to submit the question upon submission of a petition signed by electors of such county equal in number to not less than 10% of the electors of such county who voted at the last preceding general election for the office of secretary of state, or upon receiving resolutions requesting such an election passed by not less than $\frac{2}{3}$ of the membership of the governing body of each of one or more cities within such county that contains a population of not less than 25% of the entire population of the county, or upon receiving resolutions requesting such an election passed by $\frac{2}{3}$ of the membership of the governing body of each of one or more taxing subdivisions within such county that levy not less than 25% of the property taxes levied by all taxing subdivisions within the county.

(2) The board of county commissioners of Anderson, Atchison, Barton, Brown, Butler, Chase, Cowley, Cherokee, Crawford, Ford, Franklin, Grant, Jefferson, Linn, Lyon, Marion, Miami, Montgomery, Neosho, Osage, Ottawa, Reno, Riley, Saline, Seward, Sumner, Thomas, Wabaunsee, Wilson and Wyandotte counties may submit the question of imposing a countywide retailers' sales tax and pledging the revenue received therefrom for the purpose of financing the construction or remodeling of a courthouse, jail, law enforcement center facility or other county administrative facility, to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire when sales tax sufficient to pay all of the costs incurred in the financing of such facility has been collected by retailers as determined by the secretary of revenue. Nothing in this paragraph shall be construed to allow the rate of tax imposed by Butler, Chase, Cowley, Lyon, Montgomery, Neosho, Riley, Sumner or Wilson county pursuant to this paragraph to exceed or be imposed at any rate other than the rates prescribed in K.S.A. 12-189, and amendments thereto.

(3) (A) Except as otherwise provided in this paragraph, the result of the election held on November 8, 1988, on the question submitted by the board of county commissioners of Jackson county for the purpose of increasing its countywide retailers' sales tax by 1% is hereby declared valid, and the revenue received therefrom by the county shall be expended solely for the purpose of financing the Banner Creek reservoir project. The tax imposed pursuant to this paragraph shall take effect on the effective date of this act and shall expire not later than five years after such date.

(B) The result of the election held on November 8, 1994, on the question submitted by the board of county commissioners of Ottawa county for the purpose of increasing its countywide retailers' sales tax by 1% is hereby declared valid, and the revenue received therefrom by the county shall be expended solely for the purpose of financing the erection, construction and furnishing of a law enforcement center and jail facility.

(C) Except as otherwise provided in this paragraph, the result of the election held on November 2, 2004, on the question submitted by the board of county commissioners of Sedgwick county for the purpose of increasing its countywide retailers' sales tax by 1% is hereby declared valid, and the revenue received therefrom by the county shall be used only to pay the costs of: (i) Acquisition of a site and constructing and equipping thereon a new regional events center, associated parking and infrastructure

improvements and related appurtenances thereto, to be located in the downtown area of the city of Wichita, Kansas, (the "downtown arena"); (ii) design for the Kansas coliseum complex and construction of improvements to the pavilions; and (iii) establishing an operating and maintenance reserve for the downtown arena and the Kansas coliseum complex. The tax imposed pursuant to this paragraph shall commence on July 1, 2005, and shall terminate not later than 30 months after the commencement thereof.

(D) Except as otherwise provided in this paragraph, the result of the election held on August 5, 2008, on the question submitted by the board of county commissioners of Lyon county for the purpose of increasing its countywide retailers' sales tax by 1% is hereby declared valid, and the revenue received therefrom by the county shall be expended for the purposes of ad valorem tax reduction and capital outlay. The tax imposed pursuant to this paragraph shall terminate not later than five years after the commencement thereof.

(E) Except as otherwise provided in this paragraph, the result of the election held on August 5, 2008, on the question submitted by the board of county commissioners of Rawlins county for the purpose of increasing its countywide retailers' sales tax by 0.75% is hereby declared valid, and the revenue received therefrom by the county shall be expended for the purposes of financing the costs of a swimming pool. The tax imposed pursuant to this paragraph shall terminate not later than 15 years after the commencement thereof or upon payment of all costs authorized pursuant to this paragraph in the financing of such project.

(F) The result of the election held on December 1, 2009, on the question submitted by the board of county commissioners of Chautauqua county for the purpose of increasing its countywide retailers' sales tax by 1% is hereby declared valid, and the revenue received from such tax by the county shall be expended for the purposes of financing the costs of constructing, furnishing and equipping a county jail and law enforcement center and necessary improvements appurtenant to such jail and law enforcement center. Any tax imposed pursuant to authority granted in this paragraph shall terminate upon payment of all costs authorized pursuant to this paragraph incurred in the financing of the project described in this paragraph.

(G) The result of the election held on April 7, 2015, on the question submitted by the board of county commissioners of Bourbon county for the purpose of increasing its retailers' sales tax by 0.4% is hereby declared valid, and the revenue received therefrom by the county shall be expended solely for the purpose of financing the costs of constructing, furnishing and operating a courthouse, law enforcement center or jail facility improvements. Any tax imposed pursuant to authority granted in this paragraph shall terminate upon payment of all costs authorized pursuant to this paragraph incurred in the financing of the project described in this paragraph.

(H) The result of the election held on November 7, 2017, on the question submitted by the board of county commissioners of Finney county for the purpose of increasing its countywide retailers' sales tax by 0.3% is hereby declared valid, and the revenues of such tax shall be used by Finney county and the city of Garden City, Kansas, as agreed in an interlocal cooperation agreement between the city and county, and as detailed in the ballot question approved by voters. The tax imposed pursuant to this subparagraph shall be levied for a period of 15 years from the date it is first levied.

(I) The result of the election held on November 3, 2020, on the question submitted

by the board of county commissioners of Cherokee county for the purpose of increasing its retailers' sales tax by 0.5% is hereby declared valid, and the revenue received therefrom by the county shall be expended solely for the purpose of financing: (i) Ambulance services within the county; (ii) renovations and maintenance of county buildings and facilities; or (iii) any other projects within the county deemed necessary by the governing body of Cherokee county. The tax imposed pursuant to this subparagraph shall terminate prior to January 1, 2033.

(4) The board of county commissioners of Finney and Ford counties may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25% and pledging the revenue received therefrom for the purpose of financing all or any portion of the cost to be paid by Finney or Ford county for construction of highway projects identified as system enhancements under the provisions of K.S.A. 68-2314(b)(5), and amendments thereto, to the electors at an election called and held thereon. Such election shall be called and held in the manner provided by the general bond law. The tax imposed pursuant to this paragraph shall expire upon the payment of all costs authorized pursuant to this paragraph in the financing of such highway projects. Nothing in this paragraph shall be construed to allow the rate of tax imposed by Finney or Ford county pursuant to this paragraph to exceed the maximum rate prescribed in K.S.A. 12-189, and amendments thereto. If any funds remain upon the payment of all costs authorized pursuant to this paragraph in the financing of such highway projects in Finney county, the state treasurer shall remit such funds to the treasurer of Finney county and upon receipt of such moneys shall be deposited to the credit of the county road and bridge fund. If any funds remain upon the payment of all costs authorized pursuant to this paragraph in the financing of such highway projects in Ford county, the state treasurer shall remit such funds to the treasurer of Ford county and upon receipt of such moneys shall be deposited to the credit of the county road and bridge fund.

(5) The board of county commissioners of any county may submit the question of imposing a retailers' sales tax at the rate of 0.25%, 0.5%, 0.75% or 1% and pledging the revenue received therefrom for the purpose of financing the provision of health care services, as enumerated in the question, to the electors at an election called and held thereon. Whenever any county imposes a tax pursuant to this paragraph, any tax imposed pursuant to subsection (a)(2) by any city located in such county shall expire upon the effective date of the imposition of the countywide tax, and thereafter the state treasurer shall remit to each such city that portion of the countywide tax revenue collected by retailers within such city as certified by the director of taxation. The tax imposed pursuant to this paragraph shall be deemed to be in addition to the rate limitations prescribed in K.S.A. 12-189, and amendments thereto. As used in this paragraph, health care services shall include, but not be limited to, the following: Local health departments, city or county hospitals, city or county nursing homes, preventive health care services including immunizations, prenatal care and the postponement of entry into nursing homes by home care services, mental health services, indigent health care, physician or health care worker recruitment, health education, emergency medical services, rural health clinics, integration of health care services, home health services and rural health networks.

(6) The board of county commissioners of Allen county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of operation and construction

of a solid waste disposal area or the modification of an existing landfill to comply with federal regulations to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon the payment of all costs incurred in the financing of the project undertaken. Nothing in this paragraph shall be construed to allow the rate of tax imposed by Allen county pursuant to this paragraph to exceed or be imposed at any rate other than the rates prescribed in K.S.A. 12-189, and amendments thereto.

(7) (A) The board of county commissioners of Clay and Miami county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.50% in the case of Clay county and at a rate of up to 1% in the case of Miami county, and pledging the revenue received therefrom for the purpose of financing the costs of roadway construction and improvement to the electors at an election called and held thereon. Except as otherwise provided, the tax imposed pursuant to this subparagraph shall expire after five years from the date such tax is first collected. The result of the election held on November 2, 2004, on the question submitted by the board of county commissioners of Miami county for the purpose of extending for an additional five-year period the countywide retailers' sales tax imposed pursuant to this subsection in Miami county is hereby declared valid. The countywide retailers' sales tax imposed pursuant to this subsection in Clay and Miami county may be extended or reenacted for additional five-year periods upon the board of county commissioners of Clay and Miami county submitting such question to the electors at an election called and held thereon for each additional five-year period as provided by law.

(B) The board of county commissioners of Dickinson county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of roadway construction and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this subparagraph shall expire after 10 years from the date such tax is first collected.

(8) The board of county commissioners of Sherman county may submit the question of imposing a countywide retailers' sales tax at the rate of 1% and pledging the revenue received therefrom for the purpose of financing the costs of street and roadway improvements to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized pursuant to this paragraph in the financing of such project.

(9) (A) The board of county commissioners of Cowley, Crawford and Woodson county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% in the case of Crawford and Woodson county and at a rate of up to 0.25%, in the case of Cowley county and pledging the revenue received therefrom for the purpose of financing economic development initiatives or public infrastructure projects. The tax imposed pursuant to this subparagraph shall expire after five years from the date such tax is first collected.

(B) The board of county commissioners of Russell county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue received therefrom for the purpose of financing economic development initiatives or public infrastructure projects. The tax imposed pursuant to this subparagraph shall expire after 10 years from the date such tax is first collected.

(10) The board of county commissioners of Franklin county may submit the

question of imposing a countywide retailers' sales tax at the rate of 0.25% and pledging the revenue received therefrom for the purpose of financing recreational facilities. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized in financing such facilities.

(11) The board of county commissioners of Douglas county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25% and pledging the revenue received therefrom for the purposes of conservation, access and management of open space; preservation of cultural heritage; and economic development projects and activities.

(12) The board of county commissioners of Shawnee county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25% and pledging the revenue received therefrom to the city of Topeka for the purpose of financing the costs of rebuilding the Topeka boulevard bridge and other public infrastructure improvements associated with such project to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized in financing such project.

(13) The board of county commissioners of Jackson county may submit the question of imposing a countywide retailers' sales tax at a rate of 0.4% and pledging the revenue received therefrom for the purpose of financing public infrastructure projects to the electors at an election called and held thereon. Such tax shall expire after seven years from the date such tax is first collected.

(14) The board of county commissioners of Neosho county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of roadway construction and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized pursuant to this paragraph in the financing of such project.

(15) The board of county commissioners of Saline county may submit the question of imposing a countywide retailers' sales tax at the rate of up to 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of construction and operation of an expo center to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after five years from the date such tax is first collected.

(16) The board of county commissioners of Harvey county may submit the question of imposing a countywide retailers' sales tax at the rate of 1.0% and pledging the revenue received therefrom for the purpose of financing the costs of property tax relief, economic development initiatives and public infrastructure improvements to the electors at an election called and held thereon.

(17) The board of county commissioners of Atchison county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25% and pledging the revenue received therefrom for the purpose of financing the costs of construction and maintenance of sports and recreational facilities to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized in financing such facilities.

(18) The board of county commissioners of Wabaunsee county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of bridge and

roadway construction and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after 15 years from the date such tax is first collected. On and after July 1, 2019, the countywide retailers' sales tax imposed pursuant to this paragraph may be extended or reenacted for one additional period not to exceed 15 years upon the board of county commissioners of Wabaunsee county submitting such question to the electors at an election called and held thereon as provided by law. For any countywide retailers' sales tax that is extended or reenacted pursuant to this paragraph, such tax shall expire not later than 15 years from the date such tax is first collected.

(19) The board of county commissioners of Jefferson county may submit the question of imposing a countywide retailers' sales tax at the rate of 1% and pledging the revenue received therefrom for the purpose of financing the costs of roadway construction and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after six years from the date such tax is first collected. The countywide retailers' sales tax imposed pursuant to this paragraph may be extended or reenacted for additional six-year periods upon the board of county commissioners of Jefferson county submitting such question to the electors at an election called and held thereon for each additional six-year period as provided by law.

(20) The board of county commissioners of Riley county may submit the question of imposing a countywide retailers' sales tax at the rate of up to 1% and pledging the revenue received therefrom for the purpose of financing the costs of bridge and roadway construction and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after five years from the date such tax is first collected.

(21) The board of county commissioners of Johnson county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25% and pledging the revenue received therefrom for the purpose of financing the construction and operation costs of public safety projects, including, but not limited to, a jail, detention center, sheriff's resource center, crime lab or other county administrative or operational facility dedicated to public safety, to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after 10 years from the date such tax is first collected. The countywide retailers' sales tax imposed pursuant to this subsection may be extended or reenacted for additional periods not exceeding 10 years upon the board of county commissioners of Johnson county submitting such question to the electors at an election called and held thereon for each additional ten-year period as provided by law.

(22) The board of county commissioners of Wilson county may submit the question of imposing a countywide retailers' sales tax at the rate of up to 1% and pledging the revenue received therefrom for the purpose of financing the costs of roadway construction and improvements to federal highways, the development of a new industrial park and other public infrastructure improvements to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized pursuant to this paragraph in the financing of such project or projects.

(23) The board of county commissioners of Butler county may submit the question of imposing a countywide retailers' sales tax at the rate of either 0.25%, 0.5%, 0.75% or

1% and pledging the revenue received therefrom for the purpose of financing the costs of public safety capital projects or bridge and roadway construction projects, or both, to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized in financing such projects.

(24) The board of county commissioners of Barton county may submit the question of imposing a countywide retailers' sales tax at the rate of up to 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of roadway and bridge construction and improvement and infrastructure development and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after 10 years from the date such tax is first collected.

(25) The board of county commissioners of Jefferson county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25% and pledging the revenue received therefrom for the purpose of financing the costs of the county's obligation as participating employer to make employer contributions and other required contributions to the Kansas public employees retirement system for eligible employees of the county who are members of the Kansas police and firemen's retirement system, to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized in financing such purpose.

(26) The board of county commissioners of Pottawatomie county may submit the question of imposing a countywide retailers' sales tax at the rate of up to 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of construction or remodeling of a courthouse, jail, law enforcement center facility or other county administrative facility, or public infrastructure improvements, or both, to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized in financing such project or projects.

(27) The board of county commissioners of Kingman county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25%, 0.5%, 0.75% or 1% and pledging the revenue received therefrom for the purpose of financing the costs of constructing and furnishing a law enforcement center and jail facility and the costs of roadway and bridge improvements to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire not later than 20 years from the date such tax is first collected.

(28) The board of county commissioners of Edwards county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.375% and pledging the revenue therefrom for the purpose of financing the costs of economic development initiatives to the electors at an election called and held thereon.

(29) The board of county commissioners of Rooks county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue therefrom for the purpose of financing the costs of constructing or remodeling and furnishing a jail facility to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon the payment of all costs authorized in financing such project or projects.

(30) The board of county commissioners of Douglas county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue received therefrom for the purpose of financing the construction or remodeling of a courthouse, jail, law enforcement center facility, detention facility or

other county administrative facility, specifically including mental health and for the operation thereof.

(31) The board of county commissioners of Bourbon county may submit the question of imposing a countywide retailers' sales tax at the rate of up to 1%, in increments of 0.05%, and pledging the revenue received therefrom for the purpose of financing the costs of constructing, furnishing and operating a courthouse, law enforcement center or jail facility improvements to the electors at an election called and held thereon.

(32) The board of county commissioners of Marion county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of property tax relief, economic development initiatives and the construction of public infrastructure improvements, including buildings, to the electors at an election called and held thereon.

(33) The board of county commissioners of Wilson county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25%, 0.5%, 0.75% or 1% and pledging the revenue received therefrom for the purpose of supporting emergency medical and ambulance services in the county to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after 10 years from the date such tax is first collected. The countywide retailers' sales tax imposed pursuant to this paragraph may be extended or reenacted for additional periods not exceeding 10 years per period upon the board of county commissioners of Wilson county submitting such question to the electors at an election called and held thereon for each additional period as provided by law. This paragraph shall not be construed to cause the expiration, repeal or termination of any existing city retailers' sales tax for health care services as defined in paragraph (5).

(34) The board of county commissioners of Atchison county may submit the question of imposing a countywide retailers' sales tax at the rate of up to 1% and pledging the revenue received for the purpose of joint law enforcement communications and solid waste disposal in Atchison county to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after 10 years from the date such tax is first collected.

(35) The board of county commissioners of Dickinson county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25% and pledging the revenue received therefrom for the purpose of financing the costs of public safety capital projects to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after five years from the date such tax is first collected. The countywide retailers' sales tax imposed pursuant to this paragraph may be extended or reenacted for additional five-year periods upon the board of county commissioners of Dickinson county submitting such question to the electors at an election called and held thereon for each additional five-year period as provided by law.

(c) The boards of county commissioners of any two or more contiguous counties, upon adoption of a joint resolution by such boards, may submit the question of imposing a retailers' sales tax within such counties to the electors of such counties at an election called and held thereon and such boards of any two or more contiguous counties shall be required to submit such question upon submission of a petition in each of such counties, signed by a number of electors of each of such counties where

submitted equal in number to not less than 10% of the electors of each of such counties who voted at the last preceding general election for the office of secretary of state, or upon receiving resolutions requesting such an election passed by not less than $\frac{2}{3}$ of the membership of the governing body of each of one or more cities within each of such counties that contains a population of not less than 25% of the entire population of each of such counties, or upon receiving resolutions requesting such an election passed by $\frac{2}{3}$ of the membership of the governing body of each of one or more taxing subdivisions within each of such counties that levy not less than 25% of the property taxes levied by all taxing subdivisions within each of such counties.

(d) Notwithstanding any provision of law to the contrary, including subsection (b) (5), any city retailers' sales tax being levied by a city prior to July 1, 2006, shall continue in effect until repealed in the manner provided herein for the adoption and approval of such tax or until repealed by the adoption of an ordinance for such repeal. Any countywide retailers' sales tax in the amount of 0.5% or 1% in effect on July 1, 1990, shall continue in effect until repealed in the manner provided herein for the adoption and approval of such tax.

(e) Any city or county proposing to adopt a retailers' sales tax shall give notice of its intention to submit such proposition for approval by the electors in the manner required by K.S.A. 10-120, and amendments thereto. The notices shall state the time of the election and the rate and effective date of the proposed tax. If a majority of the electors voting thereon at such election fail to approve the proposition, such proposition may be resubmitted under the conditions and in the manner provided in this act for submission of the proposition. If a majority of the electors voting thereon at such election shall approve the levying of such tax, the governing body of any such city or county shall provide by ordinance or resolution, as the case may be, for the levy of the tax. Any repeal of such tax or any reduction or increase in the rate thereof, within the limits prescribed by K.S.A. 12-189, and amendments thereto, shall be accomplished in the manner provided herein for the adoption and approval of such tax except that the repeal of any such city retailers' sales tax may be accomplished by the adoption of an ordinance so providing.

(f) The sufficiency of the number of signers of any petition filed under this section shall be determined by the county election officer. Every election held under this act shall be conducted by the county election officer.

(g) (1) The governing body of the city or county proposing to levy any retailers' sales tax shall specify the purpose or purposes for which the revenue would be used, and a statement generally describing such purpose or purposes shall be included as a part of the ballot proposition.

(2) In addition to the requirements set forth in paragraph (1), the governing body of the county proposing to levy a countywide retailers' sales tax shall include as a part of the ballot proposition whether:

(A) The apportionment formula provided in K.S.A. 12-192, and amendments thereto, will apply to the revenue;

(B) an interlocal agreement was entered whereby the county will retain either all or part of the revenue; or

(C) pursuant to law, the county retains the revenue in its entirety.

Sec. 3. K.S.A. 12-189 is hereby amended to read as follows: 12-189. The rate of any city retailers' sales tax shall be fixed in increments of 0.05% and in an amount not

to exceed 2% for general purposes and not to exceed 1% for special purposes, which shall be determined by the governing body of the city. For any retailers' sales tax imposed by a city for special purposes, such city shall specify the purposes for which such tax is imposed. All such special purpose retailers' sales taxes imposed by a city shall expire after 10 years from the date such tax is first collected. The rate of any countywide retailers' sales tax shall be fixed in an amount not to exceed 1% and shall be fixed in increments of 0.25%, and which amount shall be determined by the board of county commissioners, except that:

(a) The board of county commissioners of Wabaunsee county, for the purposes of K.S.A. 12-187(b)(2), and amendments thereto, may fix such rate at 1.25%; the board of county commissioners of Osage or Reno county, for the purposes of K.S.A. 12-187(b)(2), and amendments thereto, may fix such rate at 1.25% or 1.5%; the board of county commissioners of Cherokee, Crawford, Ford, Saline, Seward or Wyandotte county, for the purposes of K.S.A. 12-187(b)(2), and amendments thereto, may fix such rate at 1.5%; the board of county commissioners of Atchison or Thomas county, for the purposes of K.S.A. 12-187(b)(2), and amendments thereto, may fix such rate at 1.5% or 1.75%; the board of county commissioners of Anderson, Barton, Jefferson or Ottawa county, for the purposes of K.S.A. 12-187(b)(2), and amendments thereto, may fix such rate at 2%; the board of county commissioners of Marion county, for the purposes of K.S.A. 12-187(b)(2), and amendments thereto, may fix such rate at 2.5%; the board of county commissioners of Franklin, Linn and Miami counties, for the purposes of K.S.A. 12-187(b)(2), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate allowed to be imposed by the respective board of county commissioners on July 1, 2007, plus up to 1.0%; and the board of county commissioners of Brown or Grant county, for the purposes of K.S.A. 12-187(b)(2), and amendments thereto, may fix such rate at up to 2%;

(b) the board of county commissioners of Jackson county, for the purposes of K.S.A. 12-187(b)(3), and amendments thereto, may fix such rate at 2%;

(c) the boards of county commissioners of Finney and Ford counties, for the purposes of K.S.A. 12-187(b)(4), and amendments thereto, may fix such rate at 0.25%;

(d) the board of county commissioners of any county, for the purposes of K.S.A. 12-187(b)(5), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate allowed to be imposed by a board of county commissioners on the effective date of this act plus 0.25%, 0.5%, 0.75% or 1%, as the case requires;

(e) the board of county commissioners of Dickinson county, for the purposes of K.S.A. 12-187(b)(7), and amendments thereto, may fix such rate at 1.5%, and the board of county commissioners of Miami county, for the purposes of K.S.A. 12-187(b)(7), and amendments thereto, may fix such rate at 1.25%, 1.5%, 1.75% or 2%;

(f) the board of county commissioners of Sherman county, for the purposes of K.S.A. 12-187(b)(8), and amendments thereto, may fix such rate at 2.25%;

(g) the board of county commissioners of Crawford or Russell county for the purposes of K.S.A. 12-187(b)(9), and amendments thereto, may fix such rate at 1.5%;

(h) the board of county commissioners of Franklin county, for the purposes of K.S.A. 12-187(b)(10), and amendments thereto, may fix such rate at 1.75%;

(i) the board of county commissioners of Douglas county, for the purposes of K.S.A. 12-187(b)(11) and (b)(30), and amendments thereto, may fix such rate at 1.75%;

(j) the board of county commissioners of Jackson county, for the purposes of

K.S.A. 12-187(b)(13), and amendments thereto, may fix such rate at 1.4%;

(k) the board of county commissioners of Sedgwick county, for the purposes of K.S.A. 12-187(b)(3)(C), and amendments thereto, may fix such rate at 2%;

(l) the board of county commissioners of Neosho county, for the purposes of K.S.A. 12-187(b)(14), and amendments thereto, may fix such rate at 1.0% or 1.5%;

(m) the board of county commissioners of Saline county, for the purposes of K.S.A. 12-187(b)(15), and amendments thereto, may fix such rate at up to 1.5%;

(n) the board of county commissioners of Harvey county, for the purposes of K.S.A. 12-187(b)(16), and amendments thereto, may fix such rate at 2.0%;

(o) the board of county commissioners of Atchison county, for the purpose of K.S.A. 12-187(b)(17), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate allowed to be imposed by the board of county commissioners of Atchison county on the effective date of this act plus 0.25%;

(p) the board of county commissioners of Wabaunsee county, for the purpose of K.S.A. 12-187(b)(18), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate allowed to be imposed by the board of county commissioners of Wabaunsee county on July 1, 2007, plus 0.5%;

(q) the board of county commissioners of Jefferson county, for the purpose of K.S.A. 12-187(b)(19) and (25), and amendments thereto, may fix such rate at 2.25%;

(r) the board of county commissioners of Riley county, for the purpose of K.S.A. 12-187(b)(20), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate allowed to be imposed by the board of county commissioners of Riley county on July 1, 2007, plus up to 1%;

(s) the board of county commissioners of Johnson county, for the purposes of K.S.A. 12-187(b)(21), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate allowed to be imposed by the board of county commissioners of Johnson county on July 1, 2007, plus 0.25%;

(t) the board of county commissioners of Wilson county, for the purposes of K.S.A. 12-187(b)(22), and amendments thereto, may fix such rate at up to 2%;

(u) the board of county commissioners of Butler county, for the purposes of K.S.A. 12-187(b)(23), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate otherwise allowed pursuant to this section, plus 0.25%, 0.5%, 0.75% or 1%;

(v) the board of county commissioners of Barton county, for the purposes of K.S.A. 12-187(b)(24), and amendments thereto, may fix such rate at up to 1.5%;

(w) the board of county commissioners of Lyon county, for the purposes of K.S.A. 12-187(b)(3)(D), and amendments thereto, may fix such rate at 1.5%;

(x) the board of county commissioners of Rawlins county, for the purposes of K.S.A. 12-187(b)(3)(E), and amendments thereto, may fix such rate at 1.75%;

(y) the board of county commissioners of Chautauqua county, for the purposes of K.S.A. 12-187(b)(3)(F), and amendments thereto, may fix such rate at 2.0%;

(z) the board of county commissioners of Pottawatomie county, for the purposes of K.S.A. 12-187(b)(26), and amendments thereto, may fix such rate at up to 1.5%;

(aa) the board of county commissioners of Kingman county, for the purposes of K.S.A. 12-187(b)(27), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate otherwise allowed pursuant to this section, plus 0.25%, 0.5%, 0.75%, or 1%;

(bb) the board of county commissioners of Edwards county, for the purposes of K.S.A. 12-187(b)(28), and amendments thereto, may fix such rate at 1.375%;

(cc) the board of county commissioners of Rooks county, for the purposes of K.S.A. 12-187(b)(29), and amendments thereto, may fix such rate at up to 1.5%;

(dd) the board of county commissioners of Bourbon county, for the purposes of K.S.A. 12-187(b)(3)(G) and (b)(31), and amendments thereto, may fix such rate at up to 2.0%;

(ee) the board of county commissioners of Marion county, for the purposes of K.S.A. 12-187(b)(32), and amendments thereto, may fix such rate at 2.5%;

(ff) the board of county commissioners of Finney county, for the purposes of K.S.A. 12-187(b)(3)(H), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate otherwise allowed pursuant to this section, plus 0.3%;

(gg) the board of county commissioners of Cherokee county, for the purposes of K.S.A. 12-187(b)(3)(I), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate otherwise allowed pursuant to this section, plus 0.5%;

(hh) the board of county commissioners of Wilson county, for the purposes of K.S.A. 12-187(b)(33), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate otherwise allowed pursuant to this section, plus 0.25%, 0.5%, 0.75% or 1%; ~~and~~

(ii) the board of county commissioners of Atchison county, for the purposes of K.S.A. 12-187(b)(34), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate otherwise allowed pursuant to this section, plus up to 1%; ~~and~~

(jj) the board of county commissioners of Dickinson county, for the purposes of K.S.A. 12-187(b)(35), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate otherwise allowed pursuant to this section, plus 0.25%.

Any county or city levying a retailers' sales tax is hereby prohibited from administering or collecting such tax locally, but shall utilize the services of the state department of revenue to administer, enforce and collect such tax. Except as otherwise specifically provided in K.S.A. 12-189a, and amendments thereto, such tax shall be identical in its application, and exemptions therefrom, to the Kansas retailers' sales tax act and all laws and administrative rules and regulations of the state department of revenue relating to the Kansas retailers' sales tax shall apply to such local sales tax insofar as such laws and rules and regulations may be made applicable. The state director of taxation is hereby authorized to administer, enforce and collect such local sales taxes and to adopt such rules and regulations as may be necessary for the efficient and effective administration and enforcement thereof.

Upon receipt of a certified copy of an ordinance or resolution authorizing the levy of a local retailers' sales tax, the director of taxation shall cause such taxes to be collected within or without the boundaries of such taxing subdivision at the same time and in the same manner provided for the collection of the state retailers' sales tax. Such copy shall be submitted to the director of taxation within 30 days after adoption of any such ordinance or resolution. The director of taxation shall confirm that all provisions of law applicable to the authorization of local sales tax have been followed prior to causing the collection. If the director of taxation discovers that a city or county did not comply with any provision of law applicable to the authorization of a local sales tax after collection has commenced, the director shall immediately notify the city or county and cease

collection of such sales tax until such noncompliance is remedied. All moneys collected by the director of taxation under the provisions of this section shall be credited to a county and city retailers' sales tax fund which fund is hereby established in the state treasury, except that all moneys collected by the director of taxation pursuant to the authority granted in K.S.A. 12-187(b)(22), and amendments thereto, shall be credited to the Wilson county capital improvements fund. Any refund due on any county or city retailers' sales tax collected pursuant to this act shall be paid out of the sales tax refund fund and reimbursed by the director of taxation from collections of local retailers' sales tax revenue. Except for local retailers' sales tax revenue required to be deposited in the redevelopment bond fund established under K.S.A. 74-8927, and amendments thereto, all local retailers' sales tax revenue collected within any county or city pursuant to this act shall be apportioned and remitted at least quarterly by the state treasurer, on instruction from the director of taxation, to the treasurer of such county or city.

Revenue that is received from the imposition of a local retailers' sales tax that exceeds the amount of revenue required to pay the costs of a special project for which such revenue was pledged shall be credited to the city or county general fund, as the case requires.

The director of taxation shall provide, upon request by a city or county clerk or treasurer or finance officer of any city or county levying a local retailers' sales tax, monthly reports identifying each retailer doing business in such city or county or making taxable sales sourced to such city or county, setting forth the tax liability and the amount of such tax remitted by each retailer during the preceding month and identifying each business location maintained by the retailer and such retailer's sales or use tax registration or account number. Such report shall be made available to the clerk or treasurer or finance officer of such city or county within a reasonable time after it has been requested from the director of taxation. The director of taxation shall be allowed to assess a reasonable fee for the issuance of such report. Information received by any city or county pursuant to this section shall be confidential, and it shall be unlawful for any officer or employee of such city or county to divulge any such information in any manner. Any violation of this paragraph by a city or county officer or employee is a class A misdemeanor, and such officer or employee shall be dismissed from office. Reports of violations of this paragraph shall be investigated by the attorney general. The district attorney or county attorney and the attorney general shall have authority to prosecute violations of this paragraph.

Sec. 4. K.S.A. 12-192 is hereby amended to read as follows: 12-192. (a) Except as otherwise provided by subsection (b), (d) or (h), all revenue received by the director of taxation from a countywide retailers' sales tax shall be apportioned among the county and each city located in such county in the following manner:

(1) $\frac{1}{2}$ of all revenue received by the director of taxation shall be apportioned among the county and each city located in such county in the proportion that the total tangible property tax levies made in such county in the preceding year for all funds of each such governmental unit bear to the total of all such levies made in the preceding year; and

(2) $\frac{1}{2}$ of all revenue received by the director of taxation from such countywide retailers' sales tax shall be apportioned among the county and each city located in such county, first to the county that portion of the revenue equal to the proportion that the population of the county residing in the unincorporated area of the county bears to the

total population of the county, and second to the cities in the proportion that the population of each city bears to the total population of the county, except that no persons residing within the Fort Riley military reservation shall be included in the determination of the population of any city located within Riley county.

All revenue apportioned to a county shall be paid to its county treasurer and shall be credited to the general fund of the county.

(b) (1) In lieu of the apportionment formula provided in subsection (a), all revenue received by the director of taxation from a countywide retailers' sales tax imposed within Johnson county at the rate of 0.75%, 1% or 1.25% after July 1, 2007, shall be apportioned among the county and each city located in such county in the following manner:

(A) The revenue received from the first 0.5% rate of tax shall be apportioned in the manner prescribed by subsection (a); and

(B) the revenue received from the rate of tax exceeding 0.5% shall be apportioned as follows:

(i) $\frac{1}{4}$ shall be apportioned among the county and each city located in such county in the proportion that the total tangible property tax levies made in such county in the preceding year for all funds of each such governmental unit bear to the total of all such levies made in the preceding year;

(ii) $\frac{1}{4}$ shall be apportioned among the county and each city located in such county, first to the county that portion of the revenue equal to the proportion that the population of the county residing in the unincorporated area of the county bears to the total population of the county, and second to the cities in the proportion that the population of each city bears to the total population of the county; and

(iii) $\frac{1}{2}$ shall be retained by the county for its sole use and benefit.

(2) In lieu of the apportionment formula provided in subsection (a), all money received by the director of taxation from a countywide sales tax imposed within Montgomery county pursuant to the election held on November 8, 1994, shall be remitted to and shall be retained by the county and expended only for the purpose for which the revenue received from the tax was pledged. All revenue apportioned and paid from the imposition of such tax to the treasurer of any city prior to the effective date of this act shall be remitted to the county treasurer and expended only for the purpose for which the revenue received from the tax was pledged.

(3) In lieu of the apportionment formula provided in subsection (a), on and after the effective date of this act, all moneys received by the director of taxation from a countywide retailers' sales tax imposed within Phillips county pursuant to the election held on September 20, 2005, shall be remitted to and shall be retained by the county and expended only for the purpose for which the revenue received from the tax was pledged.

(c) (1) Except as otherwise provided by paragraph (2) of this subsection, for purposes of subsections (a) and (b), the term "total tangible property tax levies" means the aggregate dollar amount of tax revenue derived from ad valorem tax levies applicable to all tangible property located within each such city or county. The ad valorem property tax levy of any county or city district entity or subdivision shall be included within this term if the levy of any such district entity or subdivision is applicable to all tangible property located within each such city or county.

(2) For the purposes of subsections (a) and (b), any ad valorem property tax levied

on property located in a city in Johnson county for the purpose of providing fire protection service in such city shall be included within the term "total tangible property tax levies" for such city regardless of its applicability to all tangible property located within each such city. If the tax is levied by a district which extends across city boundaries, for purposes of this computation, the amount of such levy shall be apportioned among each city in which such district extends in the proportion that such tax levied within each city bears to the total tax levied by the district.

(d) (1) All revenue received from a countywide retailers' sales tax imposed pursuant to K.S.A. 12-187(b)(2), (3)(C), (3)(F), (3)(G), (3)(I), (6), (7), (8), (9), (12), (14), (15), (16), (17), (18), (19), (20), (22), (23), (25), (27), (28), (29), (30), (31), (32), (33) ~~and~~, (34) and (35), and amendments thereto, shall be remitted to and shall be retained by the county and expended only for the purpose for which the revenue received from the tax was pledged.

(2) Except as otherwise provided in K.S.A. 12-187(b)(5), and amendments thereto, all revenues received from a countywide retailers' sales tax imposed pursuant to K.S.A. 12-187(b)(5), and amendments thereto, shall be remitted to and shall be retained by the county and expended only for the purpose for which the revenue received from the tax was pledged.

(3) All revenue received from a countywide retailers' sales tax imposed pursuant to K.S.A. 12-187(b)(26), and amendments thereto, shall be remitted to and shall be retained by the county and expended only for the purpose for which the revenue received from the tax was pledged unless the question of imposing a countywide retailers' sales tax authorized by K.S.A. 12-187(b)(26), and amendments thereto, includes the apportionment of revenue prescribed in subsection (a).

(e) All revenue apportioned to the several cities of the county shall be paid to the respective treasurers thereof and deposited in the general fund of the city. Whenever the territory of any city is located in two or more counties and any one or more of such counties do not levy a countywide retailers' sales tax, or whenever such counties do not levy countywide retailers' sales taxes at a uniform rate, the revenue received by such city from the proceeds of the countywide retailers' sales tax, as an alternative to depositing the same in the general fund, may be used for the purpose of reducing the tax levies of such city upon the taxable tangible property located within the county levying such countywide retailers' sales tax.

(f) Prior to March 1 of each year, the secretary of revenue shall advise each county treasurer of the revenue collected in such county from the state retailers' sales tax for the preceding calendar year.

(g) Prior to December 31 of each year, the clerk of every county imposing a countywide retailers' sales tax shall provide such information deemed necessary by the secretary of revenue to apportion and remit revenue to the counties and cities pursuant to this section.

(h) The provisions of subsections (a) and (b) for the apportionment of countywide retailers' sales tax shall not apply to any revenues received pursuant to a county or countywide retailers' sales tax levied or collected under K.S.A. 74-8929, and amendments thereto. All such revenue collected under K.S.A. 74-8929, and amendments thereto, shall be deposited into the redevelopment bond fund established by K.S.A. 74-8927, and amendments thereto, for the period of time set forth in K.S.A. 74-8927, and amendments thereto.

Sec. 5. K.S.A. 2022 Supp. 19-430 is hereby amended to read as follows: 19-430. (a)(1) On July 1, 1993, and on July 1 of each fourth year thereafter, the board of county commissioners or governing body of any unified government of each county shall by resolution appoint a county appraiser for such county who shall serve for a term of four years expiring on June 30 of the fourth year thereafter. No person shall be appointed or reappointed to or serve as county appraiser in any county under the provisions of this act unless such person shall have at least three years of mass appraisal experience and be qualified by the director of property valuation as an eligible Kansas appraiser under the provisions of this act.

(2) Whenever a vacancy shall occur in the office of county appraiser the board of county commissioners or governing body of any unified government shall appoint an eligible Kansas appraiser to fill such vacancy for the unexpired term. The person holding the office of county or district appraiser or performing the duties thereof on the effective date of this act shall continue to hold such office and perform such duties until a county appraiser is appointed under the provisions of this act. No person shall be appointed to the office of county or district appraiser or to fill a vacancy therein unless such person is currently:

(1)(A) A certified general real property appraiser pursuant to article 41 of chapter 58 of the Kansas Statutes Annotated, and amendments thereto; or

(2)(B) a registered mass appraiser pursuant to rules and regulations adopted by the secretary of revenue.

(3) ~~Notwithstanding the foregoing provision~~ provisions of this subsection, the board of county commissioners or governing body of any unified government may appoint an interim county appraiser, subject to the approval of the director of property valuation, for a period not to exceed six months to fill a vacancy in the office of county appraiser pending the appointment of an eligible county appraiser under the provisions of this act.

(b) The secretary of revenue shall adopt rules and regulations necessary to establish qualifications for the designation of a registered mass appraiser.

(c) On and after July 1, ~~2022~~ 2023, all appraisal courses necessary to qualify for the designation of a registered mass appraiser and all continuing education appraisal courses necessary to retain such designation shall be courses:

(1) Developed by the director of property valuation specifically related to the administration of the assessment and tax laws of the state; or

(2) approved by the Kansas real estate appraisal board pursuant to K.S.A. 58-4105, and amendments thereto.

Sec. 6. K.S.A. 2022 Supp. 79-1460 is hereby amended to read as follows: 79-1460.

(a) The county appraiser shall notify each taxpayer in the county annually on or before March 1 for real property and May 1 for personal property, by mail directed to the taxpayer's last known address, of the classification and appraised valuation of the taxpayer's property, except that, the valuation for all real property shall not be increased unless the record of the latest physical inspection was reviewed by the county or district appraiser, and documentation exists to support such increase in valuation in compliance with the directives and specifications of the director of property valuation, and such record and documentation is available to the affected taxpayer. Alternatively, the county appraiser may transmit the classification and appraised valuation to the taxpayer by electronic means if such taxpayer consented to service by electronic means.

(b) The valuation for all real property also shall not be increased solely as the result of normal repair, replacement or maintenance of existing structures, equipment or improvements on the property. ~~For purposes of this section, "normal repair, replacement or maintenance" does not include new construction as defined in this section.~~ For the next two taxable years following the taxable year that the valuation for commercial real property has been reduced due to a final determination made pursuant to the valuation appeals process, the county appraiser shall review the computer-assisted mass-appraisal of the property and if, the valuation in either of those two years exceeds the value of the previous year by more than 5%, excluding new construction, change in use or change in classification, the county appraiser shall either:

(1) Adjust the valuation of the property based on the information provided in the previous appeal; or

(2) order an independent fee simple appraisal of the property to be performed by a Kansas certified real property appraiser. ~~As used in this section, "new construction" means the construction of any new structure or improvements or the remodeling or renovation of any existing structures or improvements on real property.~~

(c) When the valuation for real property has been reduced due to a final determination made pursuant to the valuation appeals process for the prior year, and the county appraiser has already certified the appraisal rolls for the current year to the county clerk pursuant to K.S.A. 79-1466, and amendments thereto, the county appraiser may amend the appraisal rolls and certify the changes to the county clerk to implement the provisions of this subsection and reduce the valuation of the real property to the prior year's final determination, except that such changes shall not be made after October 31 of the current year. ~~For the purposes of this section and in the case of real property, the term "taxpayer" shall be deemed to be the person in ownership of the property as indicated on the records of the office of register of deeds or county clerk and, in the case where the real property or improvement thereon is the subject of a lease agreement, such term shall also be deemed to include the lessee of such property if the lease agreement has been recorded or filed in the office of the register of deeds. Such notice~~

(d) (1) The notice provided under subsection (a) shall specify:

(A) Separately both for the previous and current tax year and the current tax year, the appraised and assessed values for each property class identified on the parcel. Such notice shall also contain:

(B) the uniform parcel identification number prescribed by the director of property valuation. Such notice shall also contain; and

(C) a statement of the taxpayer's right to appeal, the procedure to be followed in making such appeal and the availability without charge of the guide devised pursuant to subsection (b) (g).

(2) Such notice may, and if the board of county commissioners so require, shall provide the parcel identification number, address and the sale date and amount of any or all sales utilized in the determination of appraised value of residential real property.

(e) In any year in which no change in appraised valuation of any real property from its appraised valuation in the next preceding year is determined, an alternative form of notification which has been approved by the director of property valuation may be utilized by a county.

(f) Failure to timely mail or receive such notice shall in no way invalidate the

classification or appraised valuation as changed. The secretary of revenue shall adopt rules and regulations necessary to implement the provisions of this section.

~~(b) For all taxable years commencing after December 31, 1999,~~ (g) There shall be provided to each taxpayer, upon request, a guide to the property tax appeals process. The director of the division of property valuation shall devise and publish such guide, and shall provide sufficient copies thereof to all county appraisers. Such guide shall include, but not be limited to:

(1) A restatement of the law which pertains to the process and practice of property appraisal methodology, including the contents of K.S.A. 79-503a and 79-1460, and amendments thereto;

(2) the procedures of the appeals process, including the order and burden of proof of each party and time frames required by law; and

(3) such other information deemed necessary to educate and enable a taxpayer to properly and competently pursue an appraisal appeal.

(h) As used in this section:

(1) "New construction" means the construction of any new structure or improvements or the remodeling or renovation of any existing structures or improvements on real property.

(2) "Normal repair, replacement or maintenance" does not include new construction.

(3) "Taxpayer" means the person in ownership of the property as indicated on the records of the office of register of deeds or county clerk and includes the lessee of such property if the lease agreement has been recorded or filed in the office of the register of deeds and the real property or improvement thereon is subject of a lease agreement.

Sec. 7. K.S.A. 79-2001 is hereby amended to read as follows: 79-2001. (a) As soon as the county treasurer receives the tax roll of the county, the treasurer shall enter in a column opposite the description of each tract or parcel of land the amount of unpaid taxes and the date of unredeemed sales, if any, for previous years on such land. The treasurer shall cause a notice to be published in the official county paper once each week for three consecutive weeks, stating in the notice the amount of taxes charged for state, county, township, school, city or other purposes for that year, on each \$1,000 of valuation.

(b) Each year after receipt of the tax roll from the county clerk and before December 15, the treasurer shall mail to each taxpayer, as shown by the rolls, a tax statement which indicates the taxing unit, assessed value of real and personal property, the mill levy and tax due. In addition, with respect to land devoted to agricultural use, such statement shall indicate the acreage and description of each parcel of such land. The tax statement shall also indicate separately each parcel of real property which is separately classified for property tax purposes. The county appraiser shall provide the information necessary for the county treasurer to comply with the provisions of this section. The tax statement also may include the intangible tax due the county. All items may be on one statement or may be shown on separate statements and may be on a form prescribed by the county treasurer. The statement shall be mailed to the last known address of the taxpayer or to a designee authorized by the taxpayer to accept the tax statement, if the designee has an interest in receiving the statement. When any statement is returned to the county treasurer for failure to find the addressee, the treasurer shall make a diligent effort to find a forwarding address of the taxpayer and mail the

statement to the new address. All tax statements mailed pursuant to this section shall be mailed by first-class mail. The requirement for mailing a tax statement shall extend only to the initial statement required to be mailed in each year and to any follow-up required by this section. Alternatively, the county treasurer may transmit the tax statement to the taxpayer by electronic means if such taxpayer consented to service by electronic means.

(c) ~~For tax year 1998, and all tax years thereafter,~~ After receipt of the tax roll from the county clerk and before December 15, the treasurer shall mail to each taxpayer, as shown by the tax rolls, a tax information form which indicates the taxing unit, assessed value of real property for the current and next preceding taxable year, the mill levy for the current and next preceding taxable year and, in the case of unified school districts, the mill levy required by K.S.A. 72-5142, and amendments thereto, shall be separately indicated, the tax due and an itemization of each taxing unit's mill levy for the current and next preceding taxable year and the percentage change in the amount of revenue produced therefrom, if any. In addition, with respect to land devoted to agricultural use, such form shall indicate the acreage and description of each parcel of such land. The tax information form shall also indicate separately each parcel of real property which is separately classified for property tax purposes. The county appraiser shall provide the information necessary for the county treasurer to comply with the provisions of this section. The tax information form may be separate from the tax statement or a part of the tax statement. The tax information form shall be in a format prescribed by the director of property valuation. The tax information form shall be mailed to the last known address of the taxpayer. When a tax information form is returned to the county treasurer for failure to find the addressee, the treasurer shall make a diligent effort to find a forwarding address of the taxpayer and mail the tax information form to the new address. All tax information forms mailed pursuant to this section shall be mailed by first class mail. Alternatively, the county treasurer may transmit the tax information forms to the taxpayer by electronic means if such taxpayer consented to service by electronic means.

Sec. 8. K.S.A. 79-2017 is hereby amended to read as follows: 79-2017. In Douglas, Sedgwick, Johnson and Shawnee counties, all taxes on personal property that remain due and unpaid on February 16 or June 1 shall be collected in the following manner:

The county treasurer on or before March 25 shall send a notice by mail to the person, firm, unincorporated association, company or corporation to whom such taxes were assessed, and which remain unpaid on February 16 of any year, to its post office address as shown by the current tax roll. Alternatively, the county treasurer may transmit the notice to the taxpayer by electronic means if such taxpayer consented to service by electronic means.

The county treasurer on or before June 27 shall send a notice by mail to the person, firm, unincorporated association, company or corporation to whom such taxes were assessed, and which remain unpaid on June 1 of any year, to its post office address as shown by the current tax roll. Alternatively, the county treasurer may transmit the notice to the taxpayer by electronic means if such taxpayer consented to service by electronic means.

Failure to receive any such tax notice shall not relieve such person, firm, unincorporated association, company or corporation defaulting in payment of personal taxes from any interest and costs attached thereto. Such notice shall state the amount of personal tax charged against the party, and notify the party that the tax may be paid by

paying the amount of the tax as assessed and interest the amount of which shall be computed in accordance with the provisions of K.S.A. 79-2004a, and amendments thereto, on the delinquent tax.

The county treasurer is hereby authorized to accept payment of delinquent taxes in full without payment of the interest due upon such delinquent taxes if the amount of the interest due is less than \$5 and is further authorized to accept as payment in full, any interest payment in an amount not less than \$5 less than the full amount of the interest due.

Should such taxes, due and unpaid on February 16 remain unpaid for a period of 25 days after the mailing of such notice, or taxes due and unpaid on June 1 remain unpaid for a period of 14 days after the mailing of such notice, the county treasurer shall issue a warrant signed by the treasurer directed to the sheriff of the county, commanding the sheriff to levy the amount of such unpaid taxes and the amount of the interest thereon, together with the sheriff's fees for collecting the taxes, upon any personal property, tangible or intangible, of the person, firm, unincorporated association, company or corporation to whom such taxes were assessed.

To allow the time necessary for preparation of such warrants, the county treasurer shall not receive any payment of delinquent personal property taxes or interest thereon, due and unpaid on February 16, during a period beginning the 26th day after mailing of notices and extending through the last regular business day of April in any year or taxes or interest due and unpaid on June 1, during a period beginning the 15th day after mailing of such notices and extending through the regular business day of July 15 in any year. Such warrant shall be delivered to the sheriff by the county treasurer before the first regular business day in May and the 15th regular business day in July in each year. Upon receipt of such tax warrant, the sheriff shall proceed to collect such taxes the same as upon execution, except that where such taxes were levied and assessed pursuant to K.S.A. 79-329 through 79-334, and amendments thereto, they shall be collected as follows:

The sheriff shall cause notice to be given by registered mail to the purchaser of the oil and gas from such lease of the amount of such delinquent taxes and the name of the person against whom they were assessed and from and after the receipt of such notice such purchaser shall not pay to the person owing the taxes any of the proceeds of the sale of any oil or gas from such lease, but shall pay them to the sheriff until the full amount of such taxes and costs are paid after which the purchaser may resume the payments for such oil or gas to such person, but this exception shall not prevent the levy of an execution and sale of the leasehold interest or the physical personal property on any such lease for the payment of delinquent taxes owed by the owner thereof.

The sheriff, as soon as the sheriff collects the tax warrant, shall make a return thereof and shall make a return of all tax warrants delivered to the sheriff on or before October 1 of the year following the year in which the tax was levied. If the warrant so returned shows that the tax has been collected, the sheriff shall pay the tax to the county treasurer. If such return shows that such tax has not been collected, then the county treasurer shall file with the clerk of the district court of the treasurer's county an abstract of the total amount of unpaid taxes and interest due plus penalties and costs. The clerk shall enter the total amount of the unpaid taxes in the appearance docket and note the entry in the general index. No fee shall be charged for either such entry. The total amount shall become a judgment in the same manner and to the same extent as any

other judgment under the code of civil procedure and shall become a lien on real estate from and after the time of the filing thereof. A transcript of the judgment may be filed with the clerk of the district court in any other county and when the judgment is entered in the manner provided above, the judgment shall become a lien upon real estate located in such county in the same manner as is provided in case of other judgments. No fee shall be made for making the entry. Execution, garnishment or other proceedings in aid of execution may issue within the county or to any other county on the judgment in the same manner as on judgments under the code of civil procedure except that any real estate taken upon execution for the collection of such taxes shall be sold without appraisal. None of the exemptions provided for in the code of civil procedure shall apply to any such judgment but no such judgment secured for taxes on personal property shall be levied against a homestead.

At the time of filing the abstract of the taxes, interest, penalties and costs with the clerk of the district court, the county treasurer shall serve notice, in writing, on the county counselor of such filing. It shall be the duty of the county counselor to commence such proceedings as are necessary for the collection of such judgment. If execution is not issued within five years from the date of the entry of any such judgment, or if five years shall have intervened between the date of the last execution issued on such judgment and the time of issuing another writ of execution thereon, such judgment shall become dormant, and shall cease to operate as a lien on the real estate of the delinquent taxpayer. Such dormant judgment may be revived in like manner as dormant judgments under the code of civil procedure. Any such judgment remaining uncollected after seven years may be allowed to become dormant if the county commissioners determine, after consideration of all relevant facts, that it is not reasonable to expect that such judgment will be collected. The board of county commissioners may allow such judgments to become dormant at any time if the original amount of the judgment was less than \$50.

Sec. 9. K.S.A. 2022 Supp. 79-3606 is hereby amended to read as follows: 79-3606. The following shall be exempt from the tax imposed by this act:

(a) All sales of motor-vehicle fuel or other articles upon which a sales or excise tax has been paid, not subject to refund, under the laws of this state except cigarettes and electronic cigarettes as defined by K.S.A. 79-3301, and amendments thereto, including consumable material for such electronic cigarettes, cereal malt beverages and malt products as defined by K.S.A. 79-3817, and amendments thereto, including wort, liquid malt, malt syrup and malt extract, that is not subject to taxation under the provisions of K.S.A. 79-41a02, and amendments thereto, motor vehicles taxed pursuant to K.S.A. 79-5117, and amendments thereto, tires taxed pursuant to K.S.A. 65-3424d, and amendments thereto, drycleaning and laundry services taxed pursuant to K.S.A. 65-34,150, and amendments thereto, and gross receipts from regulated sports contests taxed pursuant to the Kansas professional regulated sports act, and amendments thereto;

(b) all sales of tangible personal property or service, including the renting and leasing of tangible personal property, purchased directly by the state of Kansas, a political subdivision thereof, other than a school or educational institution, or purchased by a public or private nonprofit hospital, public hospital authority, nonprofit blood, tissue or organ bank or nonprofit integrated community care organization and used exclusively for state, political subdivision, hospital, public hospital authority, nonprofit blood, tissue or organ bank or nonprofit integrated community care organization

purposes, except when: (1) Such state, hospital or public hospital authority is engaged or proposes to engage in any business specifically taxable under the provisions of this act and such items of tangible personal property or service are used or proposed to be used in such business; or (2) such political subdivision is engaged or proposes to engage in the business of furnishing gas, electricity or heat to others and such items of personal property or service are used or proposed to be used in such business;

(c) all sales of tangible personal property or services, including the renting and leasing of tangible personal property, purchased directly by a public or private elementary or secondary school or public or private nonprofit educational institution and used primarily by such school or institution for nonsectarian programs and activities provided or sponsored by such school or institution or in the erection, repair or enlargement of buildings to be used for such purposes. The exemption herein provided shall not apply to erection, construction, repair, enlargement or equipment of buildings used primarily for human habitation, except that such exemption shall apply to the erection, construction, repair, enlargement or equipment of buildings used for human habitation by the cerebral palsy research foundation of Kansas located in Wichita, Kansas, and multi community diversified services, incorporated, located in McPherson, Kansas;

(d) all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any public or private nonprofit hospital or public hospital authority, public or private elementary or secondary school, a public or private nonprofit educational institution, state correctional institution including a privately constructed correctional institution contracted for state use and ownership, that would be exempt from taxation under the provisions of this act if purchased directly by such hospital or public hospital authority, school, educational institution or a state correctional institution; and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any political subdivision of the state or district described in subsection (s), the total cost of which is paid from funds of such political subdivision or district and that would be exempt from taxation under the provisions of this act if purchased directly by such political subdivision or district. Nothing in this subsection or in the provisions of K.S.A. 12-3418, and amendments thereto, shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any political subdivision of the state or any such district. As used in this subsection, K.S.A. 12-3418 and 79-3640, and amendments thereto, "funds of a political subdivision" shall mean general tax revenues, the proceeds of any bonds and gifts or grants-in-aid. Gifts shall not mean funds used for the purpose of constructing, equipping, reconstructing, repairing, enlarging, furnishing or remodeling facilities that are to be leased to the donor. When any political subdivision of the state, district described in subsection (s), public or private nonprofit hospital or public hospital authority, public or private elementary or secondary school, public or private nonprofit educational institution, state correctional institution including a privately constructed correctional institution contracted for state use and ownership shall contract for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it

shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to the political subdivision, district described in subsection (s), hospital or public hospital authority, school, educational institution or department of corrections concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. As an alternative to the foregoing procedure, any such contracting entity may apply to the secretary of revenue for agent status for the sole purpose of issuing and furnishing project exemption certificates to contractors pursuant to rules and regulations adopted by the secretary establishing conditions and standards for the granting and maintaining of such status. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, the political subdivision, district described in subsection (s), hospital or public hospital authority, school, educational institution or the contractor contracting with the department of corrections for a correctional institution concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(e) all sales of tangible personal property or services purchased by a contractor for the erection, repair or enlargement of buildings or other projects for the government of the United States, its agencies or instrumentalities, that would be exempt from taxation if purchased directly by the government of the United States, its agencies or instrumentalities. When the government of the United States, its agencies or instrumentalities shall contract for the erection, repair, or enlargement of any building or other project, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificates to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to the government of the United States, its agencies or instrumentalities concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. As an alternative to the foregoing procedure, any such

contracting entity may apply to the secretary of revenue for agent status for the sole purpose of issuing and furnishing project exemption certificates to contractors pursuant to rules and regulations adopted by the secretary establishing conditions and standards for the granting and maintaining of such status. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(f) tangible personal property purchased by a railroad or public utility for consumption or movement directly and immediately in interstate commerce;

(g) sales of aircraft including remanufactured and modified aircraft sold to persons using directly or through an authorized agent such aircraft as certified or licensed carriers of persons or property in interstate or foreign commerce under authority of the laws of the United States or any foreign government or sold to any foreign government or agency or instrumentality of such foreign government and all sales of aircraft for use outside of the United States and sales of aircraft repair, modification and replacement parts and sales of services employed in the remanufacture, modification and repair of aircraft;

(h) all rentals of nonsectarian textbooks by public or private elementary or secondary schools;

(i) the lease or rental of all films, records, tapes, or any type of sound or picture transcriptions used by motion picture exhibitors;

(j) meals served without charge or food used in the preparation of such meals to employees of any restaurant, eating house, dining car, hotel, drugstore or other place where meals or drinks are regularly sold to the public if such employees' duties are related to the furnishing or sale of such meals or drinks;

(k) any motor vehicle, semitrailer or pole trailer, as such terms are defined by K.S.A. 8-126, and amendments thereto, or aircraft sold and delivered in this state to a bona fide resident of another state, which motor vehicle, semitrailer, pole trailer or aircraft is not to be registered or based in this state and which vehicle, semitrailer, pole trailer or aircraft will not remain in this state more than 10 days;

(l) all isolated or occasional sales of tangible personal property, services, substances or things, except isolated or occasional sale of motor vehicles specifically taxed under the provisions of K.S.A. 79-3603(o), and amendments thereto;

(m) all sales of tangible personal property that become an ingredient or component part of tangible personal property or services produced, manufactured or compounded for ultimate sale at retail within or without the state of Kansas; and any such producer, manufacturer or compounder may obtain from the director of taxation and furnish to the supplier an exemption certificate number for tangible personal property for use as an ingredient or component part of the property or services produced, manufactured or compounded;

(n) all sales of tangible personal property that is consumed in the production, manufacture, processing, mining, drilling, refining or compounding of tangible personal property, the treating of by-products or wastes derived from any such production

process, the providing of services or the irrigation of crops for ultimate sale at retail within or without the state of Kansas; and any purchaser of such property may obtain from the director of taxation and furnish to the supplier an exemption certificate number for tangible personal property for consumption in such production, manufacture, processing, mining, drilling, refining, compounding, treating, irrigation and in providing such services;

(o) all sales of animals, fowl and aquatic plants and animals, the primary purpose of which is use in agriculture or aquaculture, as defined in K.S.A. 47-1901, and amendments thereto, the production of food for human consumption, the production of animal, dairy, poultry or aquatic plant and animal products, fiber or fur, or the production of offspring for use for any such purpose or purposes;

(p) all sales of drugs dispensed pursuant to a prescription order by a licensed practitioner or a mid-level practitioner as defined by K.S.A. 65-1626, and amendments thereto. As used in this subsection, "drug" means a compound, substance or preparation and any component of a compound, substance or preparation, other than food and food ingredients, dietary supplements or alcoholic beverages, recognized in the official United States pharmacopeia, official homeopathic pharmacopeia of the United States or official national formulary, and supplement to any of them, intended for use in the diagnosis, cure, mitigation, treatment or prevention of disease or intended to affect the structure or any function of the body, except that for taxable years commencing after December 31, 2013, this subsection shall not apply to any sales of drugs used in the performance or induction of an abortion, as defined in K.S.A. 65-6701, and amendments thereto;

(q) all sales of insulin dispensed by a person licensed by the state board of pharmacy to a person for treatment of diabetes at the direction of a person licensed to practice medicine by the state board of healing arts;

(r) all sales of oxygen delivery equipment, kidney dialysis equipment, enteral feeding systems, prosthetic devices and mobility enhancing equipment prescribed in writing by a person licensed to practice the healing arts, dentistry or optometry, and in addition to such sales, all sales of hearing aids, as defined by K.S.A. 74-5807(c), and amendments thereto, and repair and replacement parts therefor, including batteries, by a person licensed in the practice of dispensing and fitting hearing aids pursuant to the provisions of K.S.A. 74-5808, and amendments thereto. For the purposes of this subsection: (1) "Mobility enhancing equipment" means equipment including repair and replacement parts to same, but does not include durable medical equipment, which is primarily and customarily used to provide or increase the ability to move from one place to another and which is appropriate for use either in a home or a motor vehicle; is not generally used by persons with normal mobility; and does not include any motor vehicle or equipment on a motor vehicle normally provided by a motor vehicle manufacturer; and (2) "prosthetic device" means a replacement, corrective or supportive device including repair and replacement parts for same worn on or in the body to artificially replace a missing portion of the body, prevent or correct physical deformity or malfunction or support a weak or deformed portion of the body;

(s) except as provided in K.S.A. 82a-2101, and amendments thereto, all sales of tangible personal property or services purchased directly or indirectly by a groundwater management district organized or operating under the authority of K.S.A. 82a-1020 et seq., and amendments thereto, by a rural water district organized or operating under the

authority of K.S.A. 82a-612, and amendments thereto, or by a water supply district organized or operating under the authority of K.S.A. 19-3501 et seq., 19-3522 et seq. or 19-3545, and amendments thereto, which property or services are used in the construction activities, operation or maintenance of the district;

(t) all sales of farm machinery and equipment or aquaculture machinery and equipment, repair and replacement parts therefor and services performed in the repair and maintenance of such machinery and equipment. For the purposes of this subsection the term "farm machinery and equipment or aquaculture machinery and equipment" shall include a work-site utility vehicle, as defined in K.S.A. 8-126, and amendments thereto, and is equipped with a bed or cargo box for hauling materials, and shall also include machinery and equipment used in the operation of Christmas tree farming but shall not include any passenger vehicle, truck, truck tractor, trailer, semitrailer or pole trailer, other than a farm trailer, as such terms are defined by K.S.A. 8-126, and amendments thereto. "Farm machinery and equipment" includes precision farming equipment that is portable or is installed or purchased to be installed on farm machinery and equipment. "Precision farming equipment" includes the following items used only in computer-assisted farming, ranching or aquaculture production operations: Soil testing sensors, yield monitors, computers, monitors, software, global positioning and mapping systems, guiding systems, modems, data communications equipment and any necessary mounting hardware, wiring and antennas. Each purchaser of farm machinery and equipment or aquaculture machinery and equipment exempted herein must certify in writing on the copy of the invoice or sales ticket to be retained by the seller that the farm machinery and equipment or aquaculture machinery and equipment purchased will be used only in farming, ranching or aquaculture production. Farming or ranching shall include the operation of a feedlot and farm and ranch work for hire and the operation of a nursery;

(u) all leases or rentals of tangible personal property used as a dwelling if such tangible personal property is leased or rented for a period of more than 28 consecutive days;

(v) all sales of tangible personal property to any contractor for use in preparing meals for delivery to homebound elderly persons over 60 years of age and to homebound disabled persons or to be served at a group-sitting at a location outside of the home to otherwise homebound elderly persons over 60 years of age and to otherwise homebound disabled persons, as all or part of any food service project funded in whole or in part by government or as part of a private nonprofit food service project available to all such elderly or disabled persons residing within an area of service designated by the private nonprofit organization, and all sales of tangible personal property for use in preparing meals for consumption by indigent or homeless individuals whether or not such meals are consumed at a place designated for such purpose, and all sales of food products by or on behalf of any such contractor or organization for any such purpose;

(w) all sales of natural gas, electricity, heat and water delivered through mains, lines or pipes: (1) To residential premises for noncommercial use by the occupant of such premises; (2) for agricultural use and also, for such use, all sales of propane gas; (3) for use in the severing of oil; and (4) to any property which is exempt from property taxation pursuant to K.S.A. 79-201b, Second through Sixth. As used in this paragraph, "severing" means the same as defined in K.S.A. 79-4216(k), and amendments thereto.

For all sales of natural gas, electricity and heat delivered through mains, lines or pipes pursuant to the provisions of subsection (w)(1) and (w)(2), the provisions of this subsection shall expire on December 31, 2005;

(x) all sales of propane gas, LP-gas, coal, wood and other fuel sources for the production of heat or lighting for noncommercial use of an occupant of residential premises occurring prior to January 1, 2006;

(y) all sales of materials and services used in the repairing, servicing, altering, maintaining, manufacturing, remanufacturing, or modification of railroad rolling stock for use in interstate or foreign commerce under authority of the laws of the United States;

(z) all sales of tangible personal property and services purchased directly by a port authority or by a contractor therefor as provided by the provisions of K.S.A. 12-3418, and amendments thereto;

(aa) all sales of materials and services applied to equipment that is transported into the state from without the state for repair, service, alteration, maintenance, remanufacture or modification and that is subsequently transported outside the state for use in the transmission of liquids or natural gas by means of pipeline in interstate or foreign commerce under authority of the laws of the United States;

(bb) all sales of used mobile homes or manufactured homes. As used in this subsection: (1) "Mobile homes" and "manufactured homes" mean the same as defined in K.S.A. 58-4202, and amendments thereto; and (2) "sales of used mobile homes or manufactured homes" means sales other than the original retail sale thereof;

(cc) all sales of tangible personal property or services purchased prior to January 1, 2012, except as otherwise provided, for the purpose of and in conjunction with constructing, reconstructing, enlarging or remodeling a business or retail business that meets the requirements established in K.S.A. 74-50,115, and amendments thereto, and the sale and installation of machinery and equipment purchased for installation at any such business or retail business, and all sales of tangible personal property or services purchased on or after January 1, 2012, for the purpose of and in conjunction with constructing, reconstructing, enlarging or remodeling a business that meets the requirements established in K.S.A. 74-50,115(e), and amendments thereto, and the sale and installation of machinery and equipment purchased for installation at any such business. When a person shall contract for the construction, reconstruction, enlargement or remodeling of any such business or retail business, such person shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials, machinery and equipment for incorporation in such project. The contractor shall furnish the number of such certificates to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to the owner of the business or retail business a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials, machinery or equipment purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed thereon, shall be guilty

of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. As used in this subsection, "business" and "retail business" mean the same as defined in K.S.A. 74-50,114, and amendments thereto. Project exemption certificates that have been previously issued under this subsection by the department of revenue pursuant to K.S.A. 74-50,115, and amendments thereto, but not including K.S.A. 74-50,115(e), and amendments thereto, prior to January 1, 2012, and have not expired will be effective for the term of the project or two years from the effective date of the certificate, whichever occurs earlier. Project exemption certificates that are submitted to the department of revenue prior to January 1, 2012, and are found to qualify will be issued a project exemption certificate that will be effective for a two-year period or for the term of the project, whichever occurs earlier;

(dd) all sales of tangible personal property purchased with food stamps issued by the United States department of agriculture;

(ee) all sales of lottery tickets and shares made as part of a lottery operated by the state of Kansas;

(ff) on and after July 1, 1988, all sales of new mobile homes or manufactured homes to the extent of 40% of the gross receipts, determined without regard to any trade-in allowance, received from such sale. As used in this subsection, "mobile homes" and "manufactured homes" mean the same as defined in K.S.A. 58-4202, and amendments thereto;

(gg) all sales of tangible personal property purchased in accordance with vouchers issued pursuant to the federal special supplemental food program for women, infants and children;

(hh) all sales of medical supplies and equipment, including durable medical equipment, purchased directly by a nonprofit skilled nursing home or nonprofit intermediate nursing care home, as defined by K.S.A. 39-923, and amendments thereto, for the purpose of providing medical services to residents thereof. This exemption shall not apply to tangible personal property customarily used for human habitation purposes. As used in this subsection, "durable medical equipment" means equipment including repair and replacement parts for such equipment, that can withstand repeated use, is primarily and customarily used to serve a medical purpose, generally is not useful to a person in the absence of illness or injury and is not worn in or on the body, but does not include mobility enhancing equipment as defined in subsection (r), oxygen delivery equipment, kidney dialysis equipment or enteral feeding systems;

(ii) all sales of tangible personal property purchased directly by a nonprofit organization for nonsectarian comprehensive multidiscipline youth development programs and activities provided or sponsored by such organization, and all sales of tangible personal property by or on behalf of any such organization. This exemption shall not apply to tangible personal property customarily used for human habitation purposes;

(jj) all sales of tangible personal property or services, including the renting and leasing of tangible personal property, purchased directly on behalf of a community-based facility for people with intellectual disability or mental health center organized pursuant to K.S.A. 19-4001 et seq., and amendments thereto, and licensed in accordance with the provisions of K.S.A. 39-2001 et seq., and amendments thereto, and all sales of tangible personal property or services purchased by contractors during the

time period from July, 2003, through June, 2006, for the purpose of constructing, equipping, maintaining or furnishing a new facility for a community-based facility for people with intellectual disability or mental health center located in Riverton, Cherokee County, Kansas, that would have been eligible for sales tax exemption pursuant to this subsection if purchased directly by such facility or center. This exemption shall not apply to tangible personal property customarily used for human habitation purposes;

(kk) (1) (A) all sales of machinery and equipment that are used in this state as an integral or essential part of an integrated production operation by a manufacturing or processing plant or facility;

(B) all sales of installation, repair and maintenance services performed on such machinery and equipment; and

(C) all sales of repair and replacement parts and accessories purchased for such machinery and equipment.

(2) For purposes of this subsection:

(A) "Integrated production operation" means an integrated series of operations engaged in at a manufacturing or processing plant or facility to process, transform or convert tangible personal property by physical, chemical or other means into a different form, composition or character from that in which it originally existed. Integrated production operations shall include: (i) Production line operations, including packaging operations; (ii) preproduction operations to handle, store and treat raw materials; (iii) post production handling, storage, warehousing and distribution operations; and (iv) waste, pollution and environmental control operations, if any;

(B) "production line" means the assemblage of machinery and equipment at a manufacturing or processing plant or facility where the actual transformation or processing of tangible personal property occurs;

(C) "manufacturing or processing plant or facility" means a single, fixed location owned or controlled by a manufacturing or processing business that consists of one or more structures or buildings in a contiguous area where integrated production operations are conducted to manufacture or process tangible personal property to be ultimately sold at retail. Such term shall not include any facility primarily operated for the purpose of conveying or assisting in the conveyance of natural gas, electricity, oil or water. A business may operate one or more manufacturing or processing plants or facilities at different locations to manufacture or process a single product of tangible personal property to be ultimately sold at retail;

(D) "manufacturing or processing business" means a business that utilizes an integrated production operation to manufacture, process, fabricate, finish or assemble items for wholesale and retail distribution as part of what is commonly regarded by the general public as an industrial manufacturing or processing operation or an agricultural commodity processing operation. (i) Industrial manufacturing or processing operations include, by way of illustration but not of limitation, the fabrication of automobiles, airplanes, machinery or transportation equipment, the fabrication of metal, plastic, wood or paper products, electricity power generation, water treatment, petroleum refining, chemical production, wholesale bottling, newspaper printing, ready mixed concrete production, and the remanufacturing of used parts for wholesale or retail sale. Such processing operations shall include operations at an oil well, gas well, mine or other excavation site where the oil, gas, minerals, coal, clay, stone, sand or gravel that has been extracted from the earth is cleaned, separated, crushed, ground, milled,

screened, washed or otherwise treated or prepared before its transmission to a refinery or before any other wholesale or retail distribution. (ii) Agricultural commodity processing operations include, by way of illustration but not of limitation, meat packing, poultry slaughtering and dressing, processing and packaging farm and dairy products in sealed containers for wholesale and retail distribution, feed grinding, grain milling, frozen food processing, and grain handling, cleaning, blending, fumigation, drying and aeration operations engaged in by grain elevators or other grain storage facilities. (iii) Manufacturing or processing businesses do not include, by way of illustration but not of limitation, nonindustrial businesses whose operations are primarily retail and that produce or process tangible personal property as an incidental part of conducting the retail business, such as retailers who bake, cook or prepare food products in the regular course of their retail trade, grocery stores, meat lockers and meat markets that butcher or dress livestock or poultry in the regular course of their retail trade, contractors who alter, service, repair or improve real property, and retail businesses that clean, service or refurbish and repair tangible personal property for its owner;

(E) "repair and replacement parts and accessories" means all parts and accessories for exempt machinery and equipment, including, but not limited to, dies, jigs, molds, patterns and safety devices that are attached to exempt machinery or that are otherwise used in production, and parts and accessories that require periodic replacement such as belts, drill bits, grinding wheels, grinding balls, cutting bars, saws, refractory brick and other refractory items for exempt kiln equipment used in production operations;

(F) "primary" or "primarily" mean more than 50% of the time.

(3) For purposes of this subsection, machinery and equipment shall be deemed to be used as an integral or essential part of an integrated production operation when used to:

(A) Receive, transport, convey, handle, treat or store raw materials in preparation of its placement on the production line;

(B) transport, convey, handle or store the property undergoing manufacturing or processing at any point from the beginning of the production line through any warehousing or distribution operation of the final product that occurs at the plant or facility;

(C) act upon, effect, promote or otherwise facilitate a physical change to the property undergoing manufacturing or processing;

(D) guide, control or direct the movement of property undergoing manufacturing or processing;

(E) test or measure raw materials, the property undergoing manufacturing or processing or the finished product, as a necessary part of the manufacturer's integrated production operations;

(F) plan, manage, control or record the receipt and flow of inventories of raw materials, consumables and component parts, the flow of the property undergoing manufacturing or processing and the management of inventories of the finished product;

(G) produce energy for, lubricate, control the operating of or otherwise enable the functioning of other production machinery and equipment and the continuation of production operations;

(H) package the property being manufactured or processed in a container or wrapping in which such property is normally sold or transported;

(I) transmit or transport electricity, coke, gas, water, steam or similar substances

used in production operations from the point of generation, if produced by the manufacturer or processor at the plant site, to that manufacturer's production operation; or, if purchased or delivered from off-site, from the point where the substance enters the site of the plant or facility to that manufacturer's production operations;

(J) cool, heat, filter, refine or otherwise treat water, steam, acid, oil, solvents or other substances that are used in production operations;

(K) provide and control an environment required to maintain certain levels of air quality, humidity or temperature in special and limited areas of the plant or facility, where such regulation of temperature or humidity is part of and essential to the production process;

(L) treat, transport or store waste or other byproducts of production operations at the plant or facility; or

(M) control pollution at the plant or facility where the pollution is produced by the manufacturing or processing operation.

(4) The following machinery, equipment and materials shall be deemed to be exempt even though it may not otherwise qualify as machinery and equipment used as an integral or essential part of an integrated production operation: (A) Computers and related peripheral equipment that are utilized by a manufacturing or processing business for engineering of the finished product or for research and development or product design; (B) machinery and equipment that is utilized by a manufacturing or processing business to manufacture or rebuild tangible personal property that is used in manufacturing or processing operations, including tools, dies, molds, forms and other parts of qualifying machinery and equipment; (C) portable plants for aggregate concrete, bulk cement and asphalt including cement mixing drums to be attached to a motor vehicle; (D) industrial fixtures, devices, support facilities and special foundations necessary for manufacturing and production operations, and materials and other tangible personal property sold for the purpose of fabricating such fixtures, devices, facilities and foundations. An exemption certificate for such purchases shall be signed by the manufacturer or processor. If the fabricator purchases such material, the fabricator shall also sign the exemption certificate; (E) a manufacturing or processing business' laboratory equipment that is not located at the plant or facility, but that would otherwise qualify for exemption under subsection (3)(E); (F) all machinery and equipment used in surface mining activities as described in K.S.A. 49-601 et seq., and amendments thereto, beginning from the time a reclamation plan is filed to the acceptance of the completed final site reclamation.

(5) "Machinery and equipment used as an integral or essential part of an integrated production operation" shall not include:

(A) Machinery and equipment used for nonproduction purposes, including, but not limited to, machinery and equipment used for plant security, fire prevention, first aid, accounting, administration, record keeping, advertising, marketing, sales or other related activities, plant cleaning, plant communications and employee work scheduling;

(B) machinery, equipment and tools used primarily in maintaining and repairing any type of machinery and equipment or the building and plant;

(C) transportation, transmission and distribution equipment not primarily used in a production, warehousing or material handling operation at the plant or facility, including the means of conveyance of natural gas, electricity, oil or water, and equipment related thereto, located outside the plant or facility;

(D) office machines and equipment including computers and related peripheral equipment not used directly and primarily to control or measure the manufacturing process;

(E) furniture and other furnishings;

(F) buildings, other than exempt machinery and equipment that is permanently affixed to or becomes a physical part of the building, and any other part of real estate that is not otherwise exempt;

(G) building fixtures that are not integral to the manufacturing operation, such as utility systems for heating, ventilation, air conditioning, communications, plumbing or electrical;

(H) machinery and equipment used for general plant heating, cooling and lighting;

(I) motor vehicles that are registered for operation on public highways; or

(J) employee apparel, except safety and protective apparel that is purchased by an employer and furnished gratuitously to employees who are involved in production or research activities.

(6) Paragraphs (3) and (5) shall not be construed as exclusive listings of the machinery and equipment that qualify or do not qualify as an integral or essential part of an integrated production operation. When machinery or equipment is used as an integral or essential part of production operations part of the time and for nonproduction purposes at other times, the primary use of the machinery or equipment shall determine whether or not such machinery or equipment qualifies for exemption.

(7) The secretary of revenue shall adopt rules and regulations necessary to administer the provisions of this subsection;

(ll) all sales of educational materials purchased for distribution to the public at no charge by a nonprofit corporation organized for the purpose of encouraging, fostering and conducting programs for the improvement of public health, except that for taxable years commencing after December 31, 2013, this subsection shall not apply to any sales of such materials purchased by a nonprofit corporation which performs any abortion, as defined in K.S.A. 65-6701, and amendments thereto;

(mm) all sales of seeds and tree seedlings; fertilizers, insecticides, herbicides, germicides, pesticides and fungicides; and services, purchased and used for the purpose of producing plants in order to prevent soil erosion on land devoted to agricultural use;

(nn) except as otherwise provided in this act, all sales of services rendered by an advertising agency or licensed broadcast station or any member, agent or employee thereof;

(oo) all sales of tangible personal property purchased by a community action group or agency for the exclusive purpose of repairing or weatherizing housing occupied by low-income individuals;

(pp) all sales of drill bits and explosives actually utilized in the exploration and production of oil or gas;

(qq) all sales of tangible personal property and services purchased by a nonprofit museum or historical society or any combination thereof, including a nonprofit organization that is organized for the purpose of stimulating public interest in the exploration of space by providing educational information, exhibits and experiences, that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986;

(rr) all sales of tangible personal property that will admit the purchaser thereof to

any annual event sponsored by a nonprofit organization that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, except that for taxable years commencing after December 31, 2013, this subsection shall not apply to any sales of such tangible personal property purchased by a nonprofit organization which performs any abortion, as defined in K.S.A. 65-6701, and amendments thereto;

(ss) all sales of tangible personal property and services purchased by a public broadcasting station licensed by the federal communications commission as a noncommercial educational television or radio station;

(tt) all sales of tangible personal property and services purchased by or on behalf of a not-for-profit corporation that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, for the sole purpose of constructing a Kansas Korean War memorial;

(uu) all sales of tangible personal property and services purchased by or on behalf of any rural volunteer fire-fighting organization for use exclusively in the performance of its duties and functions;

(vv) all sales of tangible personal property purchased by any of the following organizations that are exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, for the following purposes, and all sales of any such property by or on behalf of any such organization for any such purpose:

(1) The American heart association, Kansas affiliate, inc. for the purposes of providing education, training, certification in emergency cardiac care, research and other related services to reduce disability and death from cardiovascular diseases and stroke;

(2) the Kansas alliance for the mentally ill, inc. for the purpose of advocacy for persons with mental illness and to education, research and support for their families;

(3) the Kansas mental illness awareness council for the purposes of advocacy for persons who are mentally ill and for education, research and support for them and their families;

(4) the American diabetes association Kansas affiliate, inc. for the purpose of eliminating diabetes through medical research, public education focusing on disease prevention and education, patient education including information on coping with diabetes, and professional education and training;

(5) the American lung association of Kansas, inc. for the purpose of eliminating all lung diseases through medical research, public education including information on coping with lung diseases, professional education and training related to lung disease and other related services to reduce the incidence of disability and death due to lung disease;

(6) the Kansas chapters of the Alzheimer's disease and related disorders association, inc. for the purpose of providing assistance and support to persons in Kansas with Alzheimer's disease, and their families and caregivers;

(7) the Kansas chapters of the Parkinson's disease association for the purpose of eliminating Parkinson's disease through medical research and public and professional education related to such disease;

(8) the national kidney foundation of Kansas and western Missouri for the purpose of eliminating kidney disease through medical research and public and private

education related to such disease;

(9) the heartstrings community foundation for the purpose of providing training, employment and activities for adults with developmental disabilities;

(10) the cystic fibrosis foundation, heart of America chapter, for the purposes of assuring the development of the means to cure and control cystic fibrosis and improving the quality of life for those with the disease;

(11) the spina bifida association of Kansas for the purpose of providing financial, educational and practical aid to families and individuals with spina bifida. Such aid includes, but is not limited to, funding for medical devices, counseling and medical educational opportunities;

(12) the CHWC, Inc., for the purpose of rebuilding urban core neighborhoods through the construction of new homes, acquiring and renovating existing homes and other related activities, and promoting economic development in such neighborhoods;

(13) the cross-lines cooperative council for the purpose of providing social services to low income individuals and families;

(14) the dreams work, inc., for the purpose of providing young adult day services to individuals with developmental disabilities and assisting families in avoiding institutional or nursing home care for a developmentally disabled member of their family;

(15) the KSDS, Inc., for the purpose of promoting the independence and inclusion of people with disabilities as fully participating and contributing members of their communities and society through the training and providing of guide and service dogs to people with disabilities, and providing disability education and awareness to the general public;

(16) the lyme association of greater Kansas City, Inc., for the purpose of providing support to persons with lyme disease and public education relating to the prevention, treatment and cure of lyme disease;

(17) the dream factory, inc., for the purpose of granting the dreams of children with critical and chronic illnesses;

(18) the Ottawa Suzuki strings, inc., for the purpose of providing students and families with education and resources necessary to enable each child to develop fine character and musical ability to the fullest potential;

(19) the international association of lions clubs for the purpose of creating and fostering a spirit of understanding among all people for humanitarian needs by providing voluntary services through community involvement and international cooperation;

(20) the Johnson county young matrons, inc., for the purpose of promoting a positive future for members of the community through volunteerism, financial support and education through the efforts of an all volunteer organization;

(21) the American cancer society, inc., for the purpose of eliminating cancer as a major health problem by preventing cancer, saving lives and diminishing suffering from cancer, through research, education, advocacy and service;

(22) the community services of Shawnee, inc., for the purpose of providing food and clothing to those in need;

(23) the angel babies association, for the purpose of providing assistance, support and items of necessity to teenage mothers and their babies; and

(24) the Kansas fairgrounds foundation for the purpose of the preservation,

renovation and beautification of the Kansas state fairgrounds;

(ww) all sales of tangible personal property purchased by the habitat for humanity for the exclusive use of being incorporated within a housing project constructed by such organization;

(xx) all sales of tangible personal property and services purchased by a nonprofit zoo that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, or on behalf of such zoo by an entity itself exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986 contracted with to operate such zoo and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any nonprofit zoo that would be exempt from taxation under the provisions of this section if purchased directly by such nonprofit zoo or the entity operating such zoo. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any nonprofit zoo. When any nonprofit zoo shall contract for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to the nonprofit zoo concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, the nonprofit zoo concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(yy) all sales of tangible personal property and services purchased by a parent-teacher association or organization, and all sales of tangible personal property by or on behalf of such association or organization;

(zz) all sales of machinery and equipment purchased by over-the-air, free access radio or television station that is used directly and primarily for the purpose of

producing a broadcast signal or is such that the failure of the machinery or equipment to operate would cause broadcasting to cease. For purposes of this subsection, machinery and equipment shall include, but not be limited to, that required by rules and regulations of the federal communications commission, and all sales of electricity which are essential or necessary for the purpose of producing a broadcast signal or is such that the failure of the electricity would cause broadcasting to cease;

(aaa) all sales of tangible personal property and services purchased by a religious organization that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, and used exclusively for religious purposes, and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any such organization that would be exempt from taxation under the provisions of this section if purchased directly by such organization. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any such organization. When any such organization shall contract for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to such organization concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such organization concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. Sales tax paid on and after July 1, 1998, but prior to the effective date of this act upon the gross receipts received from any sale exempted by the amendatory provisions of this subsection shall be refunded. Each claim for a sales tax refund shall be verified and submitted to the director of taxation upon forms furnished by the director and shall be accompanied by any additional documentation required by the director. The director shall review each claim and shall

refund that amount of sales tax paid as determined under the provisions of this subsection. All refunds shall be paid from the sales tax refund fund upon warrants of the director of accounts and reports pursuant to vouchers approved by the director or the director's designee;

(bbb) all sales of food for human consumption by an organization that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, pursuant to a food distribution program that offers such food at a price below cost in exchange for the performance of community service by the purchaser thereof;

(ccc) on and after July 1, 1999, all sales of tangible personal property and services purchased by a primary care clinic or health center the primary purpose of which is to provide services to medically underserved individuals and families, and that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any such clinic or center that would be exempt from taxation under the provisions of this section if purchased directly by such clinic or center, except that for taxable years commencing after December 31, 2013, this subsection shall not apply to any sales of such tangible personal property and services purchased by a primary care clinic or health center which performs any abortion, as defined in K.S.A. 65-6701, and amendments thereto. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any such clinic or center. When any such clinic or center shall contract for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to such clinic or center concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such clinic or center concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or

compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(ddd) on and after January 1, 1999, and before January 1, 2000, all sales of materials and services purchased by any class II or III railroad as classified by the federal surface transportation board for the construction, renovation, repair or replacement of class II or III railroad track and facilities used directly in interstate commerce. In the event any such track or facility for which materials and services were purchased sales tax exempt is not operational for five years succeeding the allowance of such exemption, the total amount of sales tax that would have been payable except for the operation of this subsection shall be recouped in accordance with rules and regulations adopted for such purpose by the secretary of revenue;

(eee) on and after January 1, 1999, and before January 1, 2001, all sales of materials and services purchased for the original construction, reconstruction, repair or replacement of grain storage facilities, including railroad sidings providing access thereto;

(fff) all sales of material handling equipment, racking systems and other related machinery and equipment that is used for the handling, movement or storage of tangible personal property in a warehouse or distribution facility in this state; all sales of installation, repair and maintenance services performed on such machinery and equipment; and all sales of repair and replacement parts for such machinery and equipment. For purposes of this subsection, a warehouse or distribution facility means a single, fixed location that consists of buildings or structures in a contiguous area where storage or distribution operations are conducted that are separate and apart from the business' retail operations, if any, and that do not otherwise qualify for exemption as occurring at a manufacturing or processing plant or facility. Material handling and storage equipment shall include aeration, dust control, cleaning, handling and other such equipment that is used in a public grain warehouse or other commercial grain storage facility, whether used for grain handling, grain storage, grain refining or processing, or other grain treatment operation;

(ggg) all sales of tangible personal property and services purchased by or on behalf of the Kansas academy of science, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and used solely by such academy for the preparation, publication and dissemination of education materials;

(hhh) all sales of tangible personal property and services purchased by or on behalf of all domestic violence shelters that are member agencies of the Kansas coalition against sexual and domestic violence;

(iii) all sales of personal property and services purchased by an organization that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and such personal property and services are used by any such organization in the collection, storage and distribution of food products to nonprofit organizations that distribute such food products to persons pursuant to a food distribution program on a charitable basis without fee or charge, and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities used for the collection and storage of such food products for any such

organization which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, that would be exempt from taxation under the provisions of this section if purchased directly by such organization. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any such organization. When any such organization shall contract for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to such organization concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in such facilities or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in such facilities reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such organization concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. Sales tax paid on and after July 1, 2005, but prior to the effective date of this act upon the gross receipts received from any sale exempted by the amendatory provisions of this subsection shall be refunded. Each claim for a sales tax refund shall be verified and submitted to the director of taxation upon forms furnished by the director and shall be accompanied by any additional documentation required by the director. The director shall review each claim and shall refund that amount of sales tax paid as determined under the provisions of this subsection. All refunds shall be paid from the sales tax refund fund upon warrants of the director of accounts and reports pursuant to vouchers approved by the director or the director's designee;

(jjj) all sales of dietary supplements dispensed pursuant to a prescription order by a licensed practitioner or a mid-level practitioner as defined by K.S.A. 65-1626, and amendments thereto. As used in this subsection, "dietary supplement" means any product, other than tobacco, intended to supplement the diet that: (1) Contains one or more of the following dietary ingredients: A vitamin, a mineral, an herb or other botanical, an amino acid, a dietary substance for use by humans to supplement the diet by increasing the total dietary intake or a concentrate, metabolite, constituent, extract or

combination of any such ingredient; (2) is intended for ingestion in tablet, capsule, powder, softgel, gelcap or liquid form, or if not intended for ingestion, in such a form, is not represented as conventional food and is not represented for use as a sole item of a meal or of the diet; and (3) is required to be labeled as a dietary supplement, identifiable by the supplemental facts box found on the label and as required pursuant to 21 C.F.R. § 101.36;

(III) all sales of tangible personal property and services purchased by special olympics Kansas, inc. for the purpose of providing year-round sports training and athletic competition in a variety of olympic-type sports for individuals with intellectual disabilities by giving them continuing opportunities to develop physical fitness, demonstrate courage, experience joy and participate in a sharing of gifts, skills and friendship with their families, other special olympics athletes and the community, and activities provided or sponsored by such organization, and all sales of tangible personal property by or on behalf of any such organization;

(mmm) all sales of tangible personal property purchased by or on behalf of the Marillac center, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing psycho-social-biological and special education services to children, and all sales of any such property by or on behalf of such organization for such purpose;

(nmn) all sales of tangible personal property and services purchased by the west Sedgwick county-sunrise rotary club and sunrise charitable fund for the purpose of constructing a boundless playground which is an integrated, barrier free and developmentally advantageous play environment for children of all abilities and disabilities;

(ooo) all sales of tangible personal property by or on behalf of a public library serving the general public and supported in whole or in part with tax money or a not-for-profit organization whose purpose is to raise funds for or provide services or other benefits to any such public library;

(ppp) all sales of tangible personal property and services purchased by or on behalf of a homeless shelter that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal income tax code of 1986, and used by any such homeless shelter to provide emergency and transitional housing for individuals and families experiencing homelessness, and all sales of any such property by or on behalf of any such homeless shelter for any such purpose;

(qqq) all sales of tangible personal property and services purchased by TLC for children and families, inc., hereinafter referred to as TLC, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and such property and services are used for the purpose of providing emergency shelter and treatment for abused and neglected children as well as meeting additional critical needs for children, juveniles and family, and all sales of any such property by or on behalf of TLC for any such purpose; and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for the operation of services for TLC for any such purpose that would be exempt from taxation under the provisions of this section if purchased directly by TLC. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities

for TLC. When TLC contracts for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to TLC a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, TLC shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(rrr) all sales of tangible personal property and services purchased by any county law library maintained pursuant to law and sales of tangible personal property and services purchased by an organization that would have been exempt from taxation under the provisions of this subsection if purchased directly by the county law library for the purpose of providing legal resources to attorneys, judges, students and the general public, and all sales of any such property by or on behalf of any such county law library;

(sss) all sales of tangible personal property and services purchased by catholic charities or youthville, hereinafter referred to as charitable family providers, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and which such property and services are used for the purpose of providing emergency shelter and treatment for abused and neglected children as well as meeting additional critical needs for children, juveniles and family, and all sales of any such property by or on behalf of charitable family providers for any such purpose; and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for the operation of services for charitable family providers for any such purpose which would be exempt from taxation under the provisions of this section if purchased directly by charitable family providers. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities for charitable family providers. When charitable family

providers contracts for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to charitable family providers a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, charitable family providers shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction thereof, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(ttt) all sales of tangible personal property or services purchased by a contractor for a project for the purpose of restoring, constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling a home or facility owned by a nonprofit museum that has been granted an exemption pursuant to subsection (qq), which such home or facility is located in a city that has been designated as a qualified hometown pursuant to the provisions of K.S.A. 75-5071 et seq., and amendments thereto, and which such project is related to the purposes of K.S.A. 75-5071 et seq., and amendments thereto, and that would be exempt from taxation under the provisions of this section if purchased directly by such nonprofit museum. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the restoring, constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling a home or facility for any such nonprofit museum. When any such nonprofit museum shall contract for the purpose of restoring, constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling a home or facility, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificates to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project, the contractor shall furnish to such nonprofit museum a sworn statement on a form to be provided by the director of taxation that all purchases so made were entitled to exemption under this subsection. All

invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in a home or facility or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such nonprofit museum shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(uuu) all sales of tangible personal property and services purchased by Kansas children's service league, hereinafter referred to as KCSL, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and which such property and services are used for the purpose of providing for the prevention and treatment of child abuse and maltreatment as well as meeting additional critical needs for children, juveniles and family, and all sales of any such property by or on behalf of KCSL for any such purpose; and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for the operation of services for KCSL for any such purpose that would be exempt from taxation under the provisions of this section if purchased directly by KCSL. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities for KCSL. When KCSL contracts for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to KCSL a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, KCSL shall be liable for tax on all

materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(vvv) all sales of tangible personal property or services, including the renting and leasing of tangible personal property or services, purchased by jazz in the woods, inc., a Kansas corporation that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing jazz in the woods, an event benefiting children-in-need and other nonprofit charities assisting such children, and all sales of any such property by or on behalf of such organization for such purpose;

(www) all sales of tangible personal property purchased by or on behalf of the Frontenac education foundation, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing education support for students, and all sales of any such property by or on behalf of such organization for such purpose;

(xxx) all sales of personal property and services purchased by the booth theatre foundation, inc., an organization, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and which such personal property and services are used by any such organization in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling of the booth theatre, and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling the booth theatre for such organization, that would be exempt from taxation under the provisions of this section if purchased directly by such organization. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any such organization. When any such organization shall contract for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to such organization concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in such facilities or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in such facilities reported and paid by

such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such organization concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. Sales tax paid on and after January 1, 2007, but prior to the effective date of this act upon the gross receipts received from any sale which would have been exempted by the provisions of this subsection had such sale occurred after the effective date of this act shall be refunded. Each claim for a sales tax refund shall be verified and submitted to the director of taxation upon forms furnished by the director and shall be accompanied by any additional documentation required by the director. The director shall review each claim and shall refund that amount of sales tax paid as determined under the provisions of this subsection. All refunds shall be paid from the sales tax refund fund upon warrants of the director of accounts and reports pursuant to vouchers approved by the director or the director's designee;

(yyy) all sales of tangible personal property and services purchased by TLC charities foundation, inc., hereinafter referred to as TLC charities, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and which such property and services are used for the purpose of encouraging private philanthropy to further the vision, values, and goals of TLC for children and families, inc.; and all sales of such property and services by or on behalf of TLC charities for any such purpose and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for the operation of services for TLC charities for any such purpose that would be exempt from taxation under the provisions of this section if purchased directly by TLC charities. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities for TLC charities. When TLC charities contracts for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to TLC charities a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or

the sales or compensating tax otherwise imposed upon such materials that will not be incorporated into the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, TLC charities shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(zzz) all sales of tangible personal property purchased by the rotary club of shawnee foundation, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, as amended, used for the purpose of providing contributions to community service organizations and scholarships;

(aaaa) all sales of personal property and services purchased by or on behalf of victory in the valley, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing a cancer support group and services for persons with cancer, and all sales of any such property by or on behalf of any such organization for any such purpose;

(bbbb) all sales of entry or participation fees, charges or tickets by Guadalupe health foundation, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for such organization's annual fundraising event which purpose is to provide health care services for uninsured workers;

(cccc) all sales of tangible personal property or services purchased by or on behalf of wayside waifs, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing such organization's annual fundraiser, an event whose purpose is to support the care of homeless and abandoned animals, animal adoption efforts, education programs for children and efforts to reduce animal over-population and animal welfare services, and all sales of any such property, including entry or participation fees or charges, by or on behalf of such organization for such purpose;

(dddd) all sales of tangible personal property or services purchased by or on behalf of goodwill industries or Easter seals of Kansas, inc., both of which are exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing education, training and employment opportunities for people with disabilities and other barriers to employment;

(eeee) all sales of tangible personal property or services purchased by or on behalf of all American beef battalion, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of educating, promoting and participating as a contact group through the beef cattle industry in order to carry out such projects that provide support and morale to members of the United States armed forces and military services;

(ffff) all sales of tangible personal property and services purchased by sheltered living, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and which such property and services are used for the purpose of providing residential and day services for people with developmental disabilities or intellectual disability, or both, and all sales of any such property by or on behalf of sheltered living, inc., for any such purpose; and all sales of tangible personal property or services purchased by a contractor for the purpose of rehabilitating, constructing, maintaining, repairing, enlarging, furnishing or remodeling homes and facilities for sheltered living, inc., for any such purpose that would be exempt from taxation under the provisions of this section if purchased directly by sheltered living, inc. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, maintaining, repairing, enlarging, furnishing or remodeling such homes and facilities for sheltered living, inc. When sheltered living, inc., contracts for the purpose of rehabilitating, constructing, maintaining, repairing, enlarging, furnishing or remodeling such homes and facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to sheltered living, inc., a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, sheltered living, inc., shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(gggg) all sales of game birds for which the primary purpose is use in hunting;

(hhhh) all sales of tangible personal property or services purchased on or after July 1, 2014, for the purpose of and in conjunction with constructing, reconstructing, enlarging or remodeling a business identified under the North American industry classification system (NAICS) subsectors 1123, 1124, 112112, 112120 or 112210, and the sale and installation of machinery and equipment purchased for installation at any such business. The exemption provided in this subsection shall not apply to projects that have actual total costs less than \$50,000. When a person contracts for the construction,

reconstruction, enlargement or remodeling of any such business, such person shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials, machinery and equipment for incorporation in such project. The contractor shall furnish the number of such certificates to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project, the contractor shall furnish to the owner of the business a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. Any contractor or any agent, employee or subcontractor of the contractor, who shall use or otherwise dispose of any materials, machinery or equipment purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed thereon, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(iii) all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for the operation of services for Wichita children's home for any such purpose that would be exempt from taxation under the provisions of this section if purchased directly by Wichita children's home. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities for Wichita children's home. When Wichita children's home contracts for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project, the contractor shall furnish to Wichita children's home a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, Wichita children's home shall be liable for the tax on all materials purchased for the project, and upon payment, it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon

conviction, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(jjjj) all sales of tangible personal property or services purchased by or on behalf of the beacon, inc., that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing those desiring help with food, shelter, clothing and other necessities of life during times of special need;

(kkkk) all sales of tangible personal property and services purchased by or on behalf of reaching out from within, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of sponsoring self-help programs for incarcerated persons that will enable such incarcerated persons to become role models for non-violence while in correctional facilities and productive family members and citizens upon return to the community;

(llll) all sales of tangible personal property and services purchased by Gove county healthcare endowment foundation, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and which such property and services are used for the purpose of constructing and equipping an airport in Quinter, Kansas, and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing and equipping an airport in Quinter, Kansas, for such organization, that would be exempt from taxation under the provisions of this section if purchased directly by such organization. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing or equipping of facilities for such organization. When such organization shall contract for the purpose of constructing or equipping an airport in Quinter, Kansas, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project, the contractor shall furnish to such organization concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in such facilities or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in such facilities reported and paid by such contractor to the director of taxation no later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such organization concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. The provisions of this subsection shall expire and have no effect on and after July 1,

2019;

(mmmm) all sales of gold or silver coins; and palladium, platinum, gold or silver bullion. For the purposes of this subsection, "bullion" means bars, ingots or commemorative medallions of gold, silver, platinum, palladium, or a combination thereof, for which the value of the metal depends on its content and not the form;

(nnnn) all sales of tangible personal property or services purchased by friends of hospice of Jefferson county, an organization that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, for the purpose of providing support to the Jefferson county hospice agency in end-of-life care of Jefferson county families, friends and neighbors, and all sales of entry or participation fees, charges or tickets by friends of hospice of Jefferson county for such organization's fundraising event for such purpose; ~~and~~

(oooo) all sales of tangible personal property or services purchased for the purpose of and in conjunction with constructing, reconstructing, enlarging or remodeling a qualified business facility by a qualified firm or qualified supplier that meets the requirements established in K.S.A. 2022 Supp. 74-50,312 and 74-50,319, and amendments thereto, and that has been approved for a project exemption certificate by the secretary of commerce, and the sale and installation of machinery and equipment purchased by such qualified firm or qualified supplier for installation at any such qualified business facility. When a person shall contract for the construction, reconstruction, enlargement or remodeling of any such qualified business facility, such person shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials, machinery and equipment for incorporation in such project. The contractor shall furnish the number of such certificates to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project, the contractor shall furnish to the owner of the qualified firm or qualified supplier a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. Any contractor or any agent, employee or subcontractor thereof who shall use or otherwise dispose of any materials, machinery or equipment purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed thereon, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. As used in this subsection, "qualified business facility," "qualified firm" and "qualified supplier" mean the same as defined in K.S.A. 2022 Supp. 74-50,311, and amendments thereto;

(pppp) (1) all sales of tangible personal property or services purchased by a not-for-profit corporation that is designated as an area agency on aging by the secretary for aging and disabilities services and is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code for the purpose of coordinating and providing seniors and those living with disabilities with services that promote person-centered care, including home-delivered meals, congregate meal settings, long-term case management, transportation, information, assistance and other preventative and intervention services to help service recipients remain in their homes and

communities or for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for such area agency on aging; and

(2) all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for an area agency on aging that would be exempt from taxation under the provisions of this section if purchased directly by such area agency on aging. Nothing in this paragraph shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for an area agency on aging. When an area agency on aging contracts for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and such contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project, the contractor shall furnish to such area agency on aging a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, the area agency on aging concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof, the area agency on aging may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto; and

(qqqq) all sales of tangible personal property or services purchased by Kansas suicide prevention HQ, inc., an organization that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, for the purpose of bringing suicide prevention training and awareness to communities across the state.

Sec. 10. K.S.A. 12-187, 12-189, 12-192, 79-2001 and 79-2017 and K.S.A. 2022 Supp. 19-430, 79-1460 and 79-3606 are hereby repealed.”;

And by renumbering sections accordingly;

Also on page 16, in line 9, by striking "Kansas register" and inserting "statute book";

On page 1, in the title, in line 1, by striking "property"; in line 2, by striking all after

"to"; by striking all in lines 3 through 11; in line 12, by striking all before the semicolon and inserting "sales and compensating use tax; providing countywide retailers' sales tax authority for Dickinson and Grant counties; providing for a sales tax exemption for area agencies on aging and purchases made by Kansas suicide prevention HQ, inc.; relating to warrants issued by the secretary of revenue; providing that the secretary of revenue file a release of warrant in the county where such warrant is docketed; relating to property tax; relating to qualifications for designation as a registered mass appraiser; granting authority to the director of property valuation to develop qualifying courses; providing that certain tax notices and statements may be transmitted by electronic means by the county treasurer and county appraiser if consented to by the taxpayer"; also in line 12, by striking "79-1496" and inserting "12-187, 12-189, 12-192, 79-2001 and 79-2017"; in line 13, by striking "79-1460, 79-2005, 79-2988 and 79-2989" and inserting "19-430, 79-1460 and 79-3606";

And your committee on conference recommends the adoption of this report.

CARYN TYSON

VIRGIL PECK

TOM HOLLAND

Conferees on part of Senate

ADAM SMITH

BRIAN BERGKAMP

TOM SAWYER

Conferees on part of House

On motion of Rep. Bergkamp, the conference committee report on **HB 2002** was adopted.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Boyd, Poetter Parshall, Thomas.

JOINT COMMITTEE REPORT

The Joint Committee on State-Tribal Relations introduces **House Resolution No. 6026**, "A RESOLUTION approving an amendment to the gaming compact between the Prairie Band Potawatomi Nation and the State of Kansas" and recommends adoption of the resolution.

AMENDMENT TO THE
**PRAIRIE BAND POTAWATOMI NATION -
KANSAS GAMING COMPACT**

This Amendment to the Prairie Band Potawatomi Nation – Kansas Gaming Compact (the "Amendment") is entered into by the Prairie Band Potawatomi Nation, a sovereign federally recognized Indian nation (the "Nation"), and the State of Kansas. This Amendment shall take effect on the date on which this Amendment has been executed by the Nation and the State of Kansas, approved by the Secretary of the Interior or approved by operation of law, and notice of such approval is published the Federal Register in accordance with applicable law. In consideration of the covenants and agreements of the parties hereinbelow, and in accordance with Sections 33 and 35 of the Compact, the current Tribal-State Gaming Compact between the parties, effective as of July 6, 1995 (the "Compact") is hereby amended as follows:

1. Unless the context requires otherwise, capitalized terms used but not defined in this Amendment shall have the respective meanings given for such terms in the Compact.

2. Throughout the Compact, all references to "Prairie Band Potawatomi Nation in Kansas" are deleted and replaced with "Prairie Band Potawatomi Nation."

3. Section 3 (Authorized Class III Gaming) is amended as follows:

a. In subsection (A):

- i. the word "and" at the end of clause (10) is deleted;
- ii. the following text is added after clause (10): "(11) Sports Wagering; and
- iii. existing clause (11) is renumbered as clause (12).

b. In subsection (B), clause (1), the phrase "sports betting," is deleted.

c. In subsection (F), the existing text is deleted in its entirety and replaced with the following:

(F) (1) Subject to Subsection (F)(2), all Class III gaming authorized under this Compact shall be conducted at a facility established by the Tribe on its Reservation.

(2) Remote sports wagers shall be accepted on a server or other computer equipment at a facility established by the Tribe on its Reservation. The parties agree (a) that in accordance with and for purposes of State and Tribal law,

remote sports wagers originating within the boundaries of the State but outside of the Tribe's Indian lands within the meaning of the Indian Gaming Regulatory Act ("Indian lands") are sports wagers that take place on, and within the boundaries of, the Tribe's Indian lands where the server accepting remote sports wagers is located, and (b) that the sports wagers described in clause (a) shall be referred to as "Hub-and-Spoke remote sports wagers" and the general model of sports wagering described in clause (a) shall be referred to as the "Hub-and-Spoke Model." The Tribe shall regulate all remote sports wagers pursuant to Tribal Law. Notwithstanding any provision of this Compact to the contrary, the Tribe (y) shall not accept any remote sports wager where the player initiating the remote sports wager is located on another Indian tribe's Indian lands or where such remote sports wager is otherwise specifically prohibited by Federal law, and (z) shall not accept any Hub-and-Spoke remote sports wager unless the Hub-and-Spoke Model is expressly found to comply with the Indian Gaming Regulatory Act by any of the United States District Court for the District of Kansas, the United States Court of Appeals for the Tenth Circuit, the United States Court of Appeals for the District of Columbia Circuit, or the United States Supreme Court in a judgment that is final and not appealable; provided, however, that the Tribe shall not accept any Hub-and-Spoke remote sports wager if the Hub- and-Spoke Model is expressly found not to comply with the Indian Gaming Regulatory Act by any federal court of competent jurisdiction in a judgment that has not been reversed, overruled, or superseded. Nothing in this Compact precludes remote sports wagers received and accepted by the Tribe on the Tribe's Indian lands where the player initiating the remote sports wager is also located on the Tribe's Indian lands.

- d. In subsection (G), after the period insert the following:

This Subsection shall not prohibit the use of wagering accounts pursuant to the terms of the Tribal Gaming Regulations, where such wagering accounts do not extend or advance funds to the account holder.
4. Section 5 (Definitions) is amended as follows:
 - a. In subsection (C), after the final occurrence of "Compact" and before the period, insert ", as amended from time to time".
 - b. In subsection (H), after the word "conducted" and before the period, insert "including, solely with respect to remote sports wagering, the location of any server or other computer

equipment used for receiving remote sports wagers".

- c. At the end of such Section 5 (Definitions), insert the following:
- (AH) Sporting Event.** "Sporting Event" means any professional or collegiate sport or athletic event, motor race event, or any other special event authorized by the Tribal Gaming Commission that has not occurred at the time wagers are placed on such event.
- (AI) Sports Wagering.** "Sports Wagering" means placing a wager or bet on one or more Sporting Events, or any portion thereof, or in the individual performance statistics of athletes participating in a Sporting Event, or combination of Sporting Events, by any system or method of wagering, including remote sports wagering originating within the boundaries of the State; provided, however, that "Sports Wagering" does not include a fee to play a fantasy contest or an entry fee to participate in e-sports.

5. Subsection A (Adoption of Tribal Gaming Regulations) of Section 7 (Tribal Gaming Regulations) is amended by inserting a new clause (3) as follows:

(3) Additional regulations adopted by the Tribal Gaming Commission in accordance with clauses (1) and (2) above for the purpose of regulating the operation and management of sports wagering shall include, at a minimum, regulations addressing the topics set forth on Appendix E.

6. A new Appendix E, as set forth on the attached Schedule 6, shall be appended to the Compact.

7. Section 21 (Denial of License Application for Cause) is amended as follows:

- a. In subsection (K), the existing text is deleted in its entirety and replaced with the following:
- (K) has had a license to conduct gaming in another jurisdiction canceled or revoked for any reason.

8. Section 22 (Revocation or Suspension of License for Cause) is amended as follows:

- a. In subsection (K), the existing text is deleted in its entirety and replaced with the following:
- (K) has had a license to conduct gaming in another jurisdiction canceled or revoked for any reason.

9. Section 26 (Public Health and Safety) is amended as follows:

- a. In subsection (C), the first sentence is deleted in its entirety.

10. Section 30 (Notices) is amended as follows:

- a. Delete all text beginning with "Notice to the Tribe" through and including "Oskaloosa, Kansas 66066" and replace with the following:

Notice to the Tribe shall be sent to:

Prairie Band Potawatomi Nation
 Attn: Chairman
 16281 Q Road
 Mayetta, KS 66509

Prairie Band Potawatomi Nation
 Attn: Tribal Attorney
 16281 Q Road
 Mayetta, KS 66509

11. The terms and conditions of Sections 31 (Dispute Resolution) and 39 (Severability) of the original Compact are incorporated herein by reference and shall apply with respect to this Amendment.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment to be executed as indicated below.

Prairie Band Potawatomi Nation

State of Kansas

Joseph P. Rupnick, Chairman

Laura Kelly, Governor

Date:

Date:

Approved this _____ day of _____, 2023.

 Assistant Secretary – Indian Affairs
 United States Department of the Interior

SCHEDULE 6
 (New Appendix E)
 APPENDIX E

MANDATORY REGULATORY TOPICS FOR SPORTS WAGERING

1. Licensee will take reasonable measures to prohibit athletes, coaches, referees, team owners, player and referee union personnel, or employees of a sports governing body or its member teams, from placing wagers on any sporting event overseen by such sports governing body.
2. Licensee will take reasonable measures to prohibit any person with access to nonpublic confidential information regarding a sporting event or wager in the possession of a licensee from placing wagers on such sporting event with such licensee.
3. Licensee will take reasonable measures to prohibit persons from placing sports wagers as agents or proxies for other persons.
4. Licensee will take reasonable measures to prohibit any person convicted of any felony or misdemeanor offense involving sports wagering, including, but not limited to, the use of funds derived from illegal activity to make sports

wagers, placing sports wagers to conceal money derived from illegal activity, the use of other individuals to place sports wagers as part of any wagering scheme to circumvent any provision of applicable Tribal, federal or state law and the use of false identification to facilitate the placement of any sports wager or the collection of any prize in violation of applicable Tribal, federal or state law, from placing sports wagers.

5. Requirements for maintaining the security of sports wagering data, sports wagering customer data and other confidential information from unauthorized access and dissemination, provided that nothing in such regulations shall preclude the use of internet or cloud-based hosting of such data and information or disclosure as required by court order or applicable Tribal, state or federal law.
6. Requirements that upon request by an individual, such individual shall be restricted from placing sports wagers with a licensee and that such licensee shall take reasonable measures to prevent such individual from placing sports wagers.
7. Prohibition on sports wagers on any sporting or athletic event where a majority of the participants are less than 18 years of age.
8. To the extent applicable, initial technical standards with respect to sports wagering shall be based upon Gaming Laboratories International GLI-33, Standards for Event Wagering Systems, Version 1.1, dated May 14, 2019.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. **HR 6026**—A RESOLUTION approving an amendment to the gaming compact with the Prairie Band Potawatomi Nation concerning sports wagering.

By Joint Committee on State -Tribal Relations

A RESOLUTION approving an amendment to the gaming compact between the Prairie Band Potawatomi Nation and the State of Kansas.

Be it resolved by the House of Representatives of the State of Kansas: That the amendment to the gaming compact between the Prairie Band Potawatomi Nation and the State of Kansas submitted by the Governor to the Joint Committee on State-Tribal Relations on April 27, 2023, is hereby approved; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send an enrolled copy of this resolution to the Governor, the Secretary of State and the chairperson of the Prairie Band Potawatomi Nation.

On motion of Rep. Croft, the House adjourned until 10:00 a.m., Friday, April 28, 2023.

Journal of the House

SIXTY-THIRD DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, April 28, 2023, 10:00 a.m.

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

The roll was called with 120 members present.

Reps. Carlin, Neighbor, Poetter Parshall, Thomas and Xu were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Gracious and Loving God,
thank You for this week and the way You have
been present with each of us.
As we come to the end of this session,
we are reminded of Your faithfulness in guiding our leaders.
There were decisions made that were not the preference of some.
There were decisions made that some really were pleased about.
What is important is that all the members did their best,
worked with one another,
and kept the needs of our citizens as their priority.
When all is said and done, we are assured of Your Word that tells us
“Commit your works to the Lord,
and your plans will be established.”
(Proverbs 16:3)
Our leaders have done their work,
and we now ask that You use that to bring about Your desire.
This I pray in Your Name, Amen.

The Pledge of Allegiance was led by Rep. Houglund.

PERSONAL PRIVILEGE

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

My fellow members of the Kansas House, I stand before you today for the purpose of recognizing the sacrifice of Kansans who serve in law enforcement and the families of those service members.

Sedgwick County Deputy Sidnee Carter graduated from the Kansas Law Enforcement Training Center in July of 2022 after serving for a year and a half as a detention officer for the Sedgwick County Sheriff's Office. Just three months later, Sidnee Carter was on patrol when a driver failed to stop at a stop sign and, at 87 mph, crashed into the driver's side of her patrol car, killing her. End of Watch October 7th, 2022.

We mark these losses by the ultimate sacrifice; however, I want to bring special attention to the fact that every year there are an untold number of losses by officers who are wounded beyond the ability to continue in this career. Through physical injury, but also mental anguish and the difficulty of post-traumatic stress, everyday officers face an end to their careers.

It is important that we recognize that law enforcement officers are expected to deal with the circumstances our friends and neighbors deal with on the worst days of their lives. In fact, a good portion of the calls we go on involve experiences many of the victims and officers will never be able to forget. The visible injuries, the deaths, the graphic and the tragic.

While we tend to focus only on the number of line-of-duty deaths, there are severe injuries that our officers and their families will endure for the rest of their lives and those numbers will never be collected for our acknowledgment.

We should recognize today that no one enters into law enforcement with the plan to be killed in the line of duty, or takes an oath to protect others with the knowledge that they would be bed-ridden from a young age as the result of a line-of-duty injury. We realize there is a risk, but no one believes they will be *the statistic*. Despite the constant media reminders of those who do wrong while wearing a badge, it is important to remember that of the nearly 800,000 sworn law enforcement officers in this country, including nearly 7,500 Kansas cops, the vast and overwhelming number of them are doing the right thing for the right reasons and are still willing to run toward the gun fire and toward the danger in your defense.

May 18th and 19th are the official dates for our candlelight vigil and ceremony at our statehouse memorial, recognizing the ultimate sacrifice of our Kansas fallen officers. Today, I present an opportunity for this body to remember their sacrifice, so I ask for a moment of silence, while I pray over our officers and their families.

I want to thank you all for the respect you have extended toward me over the years, for my fellow *blue* brothers and sisters, and for our families who so often worry and struggle with the stresses.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Rahjes, **HR 6027**, by Reps. Carlin and Rahjes, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6027**—A RESOLUTION recognizing Dr. Sue K. Peterson Thomas for her service to the State of Kansas and the Kansas State University.

By Representatives Carlin and Rahjes

A RESOLUTION recognizing Dr. Susan K. Peterson Thomas for her many years of service and dedication to the State of Kansas and Kansas State University.

WHEREAS, Susan K. Peterson began her distinguished state service with Kansas State University on August 2, 1989, serving the institution for 33 years, 8 months and 6 days; and

WHEREAS, As chief government relations officer and assistant to the president, Sue, as she is fondly called, had direct responsibility for all university liaison activities with the state and federal legislature until her retirement on April 7, 2023. She also served as an instructor in the political science department since 1992, teaching Kansas politics and government to over 1,000 students; and

WHEREAS, The daughter of a dairy farmer and former Mayor of Abilene, Sue brought her rural and political roots to her beloved alma mater and received a Bachelor of Science degree in political science and history and a Ph.D. in curriculum and instruction from Kansas State University. Sue also earned a Master of Public Administration from the University of Kansas; and

WHEREAS, Sue began her service to the State of Kansas in 1978, later on working for Mike Hayden during his political career as Majority Leader and Speaker of the House of Representatives and Governor of Kansas. She also served on the transition teams for Governors Hayden and Sam Brownback; and

WHEREAS, Sue was instrumental in securing state funding to completely renovate Farrell Library and add 153,000 square feet of new space to the library on Kansas State's Manhattan campus; and

WHEREAS, Sue coordinated the successful legislative effort to merge the Kansas College of Technology in Salina into Kansas State University, forming the Kansas State Salina campus; and

WHEREAS, Sue led the effort to secure state and federal funding for the construction and equipment of Pat Roberts Hall, the facility that houses Kansas State's Biosecurity Research Institute; and

WHEREAS, Sue worked tirelessly to pass several pieces of legislation that were instrumental in the state's effort to land the United States Department of Agriculture's National Bio and Agro Defense Facility (NBAF), adjacent to Kansas State's campus in Manhattan; and

WHEREAS, Throughout her distinguished career, Sue has been recognized for her work on national, state and local levels, including the prestigious Marvin D. "Swede" Johnson Achievement Award, the Flinchbaugh Family Wildcat Pride Award and the Career Excellence Award from the Association of Public and Land-Grant Universities' Council on Governmental Affairs: Now, therefore,

Be it resolved by the House of Representative of the State of Kansas: That we recognize Dr. Susan K. Peterson Thomas for her many years of service and dedication to the State of Kansas and Kansas State University; and

Be it further resolved: That we wish her all the best during her well-deserved retirement; and

Be it further resolved: That, because long-standing public servants are essential to government, the State of Kansas appreciates and celebrates Sue as a dedicated employee as well as the work she completed for the State of Kansas; and

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

INTRODUCTION OF GUEST

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

Colleagues, it is tough to name someone an institution but Dr. Peterson would be one that should be granted that title. It is my honor to work with Representative Carlin to honor a career, that while she wore purple nearly every day, she earned respect by those wearing any color.

As Kansas State looks for the “new Sue,” I have a little help wanted ad:

Wanted: Government Relations Officer for the nation’s first and best Land Grant University. Be experienced and highly successful in management, organizational development, training, relationship/coalition building, and development of key strategic alliances. Identifies priorities and anticipates emerging issues to proactively shape and influence decision-making to benefit the organization's interests and needs. Must have negotiated favorable positions and develops talking points, presentations and messaging to effectively achieve the objectives of all stakeholders. Command instant credibility and fosters robust, long-term relationships with internal/external partners and key decision maker to benefit, promote, and elevate the organization's profile. Be a collaborative leader who brings together divergent groups, builds bridges to inspire positive change, and drives the process to reach goals. Navigates confidently across functional areas, in cross-cultural arenas, and at all levels of the organization. Must have a large, well-established network of state and federal lawmakers, corporate/academic leaders, policy makers, and colleagues nationwide.

That is Sue’s LinkedIn profile.

From the reconstruction of Hale Library, NBAF and Bio-Science facilities, her efforts will have a lasting impact on Kansas State University and the state of Kansas for generations to come.

This is not goodbye but see you soon. Thank you for your service to the great state of Kansas. Please join me in recognizing Dr. Susan Peterson.

On motion of Rep. Croft, the House recessed until 10:35 a.m.

LATE MORNING SESSION

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

MESSAGES FROM THE SENATE

Announcing the Senate herewith transmits certificate of action by the Senate on **HB 2184**, AN ACT making and concerning appropriations for the fiscal years ending June 30, 2023, June 30, 2024, June 30, 2025, June 30, 2026, June 30, 2027, and June 30, 2028, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain

receipts, disbursements, procedures and acts incidental to the foregoing; authorizing and directing payment of certain claims against the state; amending K.S.A. 2-223, 12-1775a and 12-5256 and K.S.A. 2022 Supp. 65-180, 74-50,107, 74-8711, 74-99b34, 75-2263, 75-6707, 76-775, 76-7,107, 79-2959, 79-2964, 79-3425i, 79-34,171 and 79-4804 and repealing the existing sections.

The veto message from the Governor having been received:

A motion was made that, notwithstanding the Governor's objection, the line item veto of **Section 39(e)** be reconsidered.

By a vote of 28 Yeas and 11 Nays, the motion having received the required two-thirds constitutional majority vote of the members elected or appointed to the Senate, voting in the affirmative, the line item did pass.

A motion was made that, notwithstanding the Governor's objection, the line item veto of **Section 42(a)** be reconsidered.

By a vote of 29 Yeas and 11 Nays, the motion having received the required two-thirds constitutional majority vote of the members elected or appointed to the Senate, voting in the affirmative, the line item did pass.

A motion was made that, notwithstanding the Governor's objection, the line item veto of **Section 138(f)** be reconsidered.

By a vote of 21 Yeas and 17 Nays, the motion failed to receive the required two-thirds constitutional majority vote of the members elected or appointed to the Senate, and the line item veto was sustained.

A motion was made that, notwithstanding the Governor's objection, the line item veto **Section 143** be reconsidered.

By a vote of 28 Yeas and 11 Nays, the motion having received the required two-thirds constitutional majority vote of the members elected or appointed to the Senate, voting in the affirmative, the line item did pass.

Announcing the Senate here with transmits the veto message from the Governor on **H Sub for SB 169**, AN ACT concerning taxation; relating to income tax; providing a 5.15% tax rate for individuals and decreasing the normal tax for corporations; discontinuing possible future corporate rate decreases as a result of agreements under the attracting powerful economic expansion program act; increasing the income limit to qualify for a subtraction modification for social security income; increasing the Kansas standard deduction by a cost-of-living adjustment; discontinuing the food sales tax credit; relating to sales and compensating use tax; reducing the rate of tax on sales of food and food ingredients; relating to property tax; increasing the extent of exemption for residential property from the statewide school levy; relating to privilege tax rates; decreasing the normal tax; amending K.S.A. 79-1107 and 79-1108 and K.S.A. 2022 Supp. 79-201x, 79-32,110, 79-32,117, as amended by section 5 of 2023 House Bill No. 2197, 79-32,119, 79-32,271, 79-3603, 79-3603d, 79-3620, 79-3703 and 79-3710 and repealing the existing sections; also repealing K.S.A. 2022 Supp. 74-50,321., received on April 24, 2023 and read on April 26, 2023.

MESSAGE FROM THE GOVERNOR

REGARDING VETO OF HOUSE SUBSTITUTE FOR SENATE BILL 169

Kansans know all too well where irresponsible, costly tax experiments lead: to

underfunded schools, to deteriorating roads and bridges, and to essential services being cut.

This bill would upend our tax system and throw our state's budget out of balance long-term. There is no question: Just like under my predecessor, this tax plan would be paid for by cutting funds from our public schools. Already, those same legislators have proposed cutting millions of dollars from public schools, and particularly rural schools. I won't stand for cuts to our public schools, period.

To be very clear, I want to cut taxes for everyday Kansans. That's why I've proposed targeted, responsible tax cuts on groceries and Social Security, and it's why I'm proposing a tax rebate, this year, of \$450 for individual taxpayers and \$900 for married couples filing jointly.

Legislators should put this one-time surplus back in the hands of taxpayers – without risking our ability to continue fully funding schools and investing in roads, bridges, and essential services.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto House Substitute for Senate Bill 169.

THE GOVERNOR'S OFFICE

BY THE GOVERNOR Laura Kelly

DATED April 24, 2023

A motion was made that **H Sub for SB 169** be passed notwithstanding the Governor's veto. By a vote of 26 Yeas and 14 Nays, the motion failed to receive the required two-thirds constitutional majority of the elected members or appointed to the Senate and the veto was sustained.

Announcing the Senate here with transmits the veto message from the Governor on **SB 26**, AN ACT concerning gender identity medical care; creating a civil cause of action against a physician who performs childhood gender reassignment service; requiring revocation of a physician's license if such physician performs childhood gender reassignment service; amending K.S.A. 2022 Supp. 65-2836 and repealing the existing section., received on April 20, 2023 and read on April 26, 2023.

MESSAGE FROM THE GOVERNOR

REGARDING VETO OF SENATE BILL 26, SENATE BILL 180, SENATE BILL 228, AND S. SUB FOR HOUSE BILL 2138

Companies have made it clear that they are not interested in doing business with states that discriminate against workers and their families. By stripping away rights from Kansans and opening the state up to expensive and unnecessary lawsuits, these bills would hurt our ability to continue breaking economic records and landing new business deals.

I'm focused on the economy. Anyone care to join me?

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto Senate

Bill 26, Senate Bill 180, Senate bill 228, and S. Sub. for House Bill 2138

THE GOVERNOR'S OFFICE

BY THE GOVERNOR Laura Kelly

DATED April 20, 2023

A motion was made that **SB 26** be passed notwithstanding the Governor's veto. By a vote of 26 Yeas and 14 Nays, the motion failed to receive the required two-thirds constitutional majority of the elected members or appointed to the Senate and the veto was sustained.

Announcing the Senate here with transmits the veto message from the Governor on **SB 209**, AN ACT concerning elections; relating to advance voting ballots; requiring the return of such ballots by 7 p.m. on the day of the election; amending K.S.A. 25-1132 and repealing the existing section., received on April 19, 2023 and read on April 26, 2023.

MESSAGE FROM THE GOVERNOR

REGARDING VETO OF SENATE BILL 209

As the daughter of a career Army officer, I cannot support measures that would disenfranchise members of our armed services – who fight for our freedoms, including the right to vote – from casting their own ballot.

This bill eliminates the three-day grace period for mail-in ballots often used by those in the military serving across the country or overseas.

It would also likely result in too many rural Kansans not having their votes counted in important elections. That is unacceptable. We should be doing everything we can to make it easier – not harder – for Kansans to make their voices heard at the ballot box.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto Senate Bill 209.

THE GOVERNOR'S OFFICE

BY THE GOVERNOR Laura Kelly

DATED April 19, 2023

A motion was made that **SB 209** be passed notwithstanding the Governor's veto. By a vote of 25 Yeas and 15 Nays, the motion failed to receive the required two-thirds constitutional majority of the elected members or appointed to the Senate and the veto was sustained.

The Senate adopts the Conference Committee report on **Sub SB 131**.

The Senate adopts the Conference Committee report on **SB 174**.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Croft, 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 **HB 2021, S Sub for HB2010.**

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2021** submits the following report:

The Senate recesses from all of its amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, as follows:

On page 1, in line 11, by striking all after the second comma; in line 12, by striking all before "the"; also in line 12, by striking all after "shall"; by striking all in lines 13 and 14 and inserting "identify an evidence-based risk and needs assessment to administer"; in line 16, by striking "offending behavior" and inserting "juvenile offender charges related to physical violence, aggression, damage to property or use of life-threatening drugs"; in line 18, by striking all after "The"; in line 19, by striking "allowing" and inserting "secretary for children and families shall administer the assessment described in subsection (a) and shall collaborate with the secretary of corrections to allow"; in line 22, by striking all after "(c)"; by striking all in lines 23 and 24; in line 25, by striking all before the period and inserting "The results of an assessment administered pursuant to this section shall be considered a part of the official file described in K.S.A. 38-2209, and amendments thereto, and shall not be admitted into evidence during the course of a proceeding under the revised Kansas juvenile justice code.

(d) On or before January 1, 2024, the secretary for children and families shall report on the implementation of this section and provide the assessment identified in subsection (a) to the joint committee on corrections and juvenile justice oversight";

Also on page 1, following line 25, by inserting:

"New Sec. 2. (a) The secretary of corrections shall ensure that, when a juvenile is placed in detention, the juvenile shall:

(1) Receive a standardized risk and needs assessment within 72 hours or, if a standardized risk and needs assessment has been conducted on the juvenile, have the appropriate updates made to such assessment within 72 hours;

(2) receive an updated or completed case plan within 48 hours after the standardized risk and needs assessment has been conducted or updated; and

(3) have access to behavioral health services, mental health services and substance use treatment disorder services while in detention.

(b) The secretary of corrections shall coordinate with court services, community corrections and juvenile detention centers to provide the services required by this section in a timely manner. If the juvenile is in the custody of the secretary for children and families, the secretary of corrections shall coordinate with the secretary for children and families when providing such services. The cost of the assessments conducted or the services provided pursuant to subsection (a) may be assessed to the department of corrections.

(c) The secretary of corrections shall collect data related to the assessments

conducted and the services provided pursuant to this section and shall report findings to the joint committee on corrections and juvenile justice on or before July 1 of each year.

Sec. 3. K.S.A. 38-2202 is hereby amended to read as follows: 38-2202. As used in the revised Kansas code for care of children, unless the context otherwise indicates:

(a) "Abandon" or "abandonment" means to forsake, desert or, without making appropriate provision for substitute care, cease providing care for the child.

(b) "Adult correction facility" means any public or private facility, secure or nonsecure, that is used for the lawful custody of accused or convicted adult criminal offenders.

(c) "Aggravated circumstances" means the abandonment, torture, chronic abuse, sexual abuse or chronic, life threatening neglect of a child.

(d) "Child in need of care" means a person less than 18 years of age at the time of filing of the petition or issuance of an ex parte protective custody order pursuant to K.S.A. 38-2242, and amendments thereto, who:

(1) Is without adequate parental care, control or subsistence and the condition is not due solely to the lack of financial means of the child's parents or other custodian;

(2) is without the care or control necessary for the child's physical, mental or emotional health;

(3) has been physically, mentally or emotionally abused or neglected or sexually abused;

(4) has been placed for care or adoption in violation of law;

(5) has been abandoned or does not have a known living parent;

(6) is not attending school as required by K.S.A. 72-3421 or 72-3120, and amendments thereto;

(7) except in the case of a violation of K.S.A. 41-727, K.S.A. 74-8810(j), K.S.A. 79-3321(m) or (n), or K.S.A. 2022 Supp. 21-6301(a)(14), and amendments thereto, or, except as provided in paragraph (12), does an act which, when committed by a person under 18 years of age, is prohibited by state law, city ordinance or county resolution, but which is not prohibited when done by an adult;

(8) while less than 10 years of age, commits any act that if done by an adult would constitute the commission of a felony or misdemeanor as defined by K.S.A. 2022 Supp. 21-5102, and amendments thereto;

(9) is willfully and voluntarily absent from the child's home without the consent of the child's parent or other custodian;

(10) is willfully and voluntarily absent at least a second time from a court ordered or designated placement, or a placement pursuant to court order, if the absence is without the consent of the person with whom the child is placed or, if the child is placed in a facility, without the consent of the person in charge of such facility or such person's designee;

(11) has been residing in the same residence with a sibling or another person under 18 years of age, who has been physically, mentally or emotionally abused or neglected, or sexually abused;

(12) while less than 10 years of age commits the offense defined in K.S.A. 2022 Supp. 21-6301(a)(14), and amendments thereto;

(13) has had a permanent custodian appointed and the permanent custodian is no longer able or willing to serve; or

(14) has been subjected to an act that would constitute human trafficking or

aggravated human trafficking, as defined by K.S.A. 2022 Supp. 21-5426, and amendments thereto, or commercial sexual exploitation of a child, as defined by K.S.A. 2022 Supp. 21-6422, and amendments thereto, or has committed an act which, if committed by an adult, would constitute selling sexual relations, as defined by K.S.A. 2022 Supp. 21-6419, and amendments thereto.

(e) "Citizen review board" is a group of community volunteers appointed by the court and whose duties are prescribed by K.S.A. 38-2207 and 38-2208, and amendments thereto.

(f) "Civil custody case" includes any case filed under chapter 23 of the Kansas Statutes Annotated, and amendments thereto, the Kansas family law code, article 11 of chapter 38 of the Kansas Statutes Annotated, and amendments thereto, determination of parentage, article 21 of chapter 59 of the Kansas Statutes Annotated, and amendments thereto, adoption and relinquishment act, or article 30 of chapter 59 of the Kansas Statutes Annotated, and amendments thereto, guardians and conservators.

(g) "Court-appointed special advocate" means a responsible adult other than an attorney guardian ad litem who is appointed by the court to represent the best interests of a child, as provided in K.S.A. 38-2206, and amendments thereto, in a proceeding pursuant to this code.

(h) "Custody" whether temporary, protective or legal, means the status created by court order or statute that vests in a custodian, whether an individual or an agency, the right to physical possession of the child and the right to determine placement of the child, subject to restrictions placed by the court.

(i) "Extended out of home placement" means a child has been in the custody of the secretary and placed with neither parent for 15 of the most recent 22 months beginning 60 days after the date at which a child in the custody of the secretary was removed from the child's home.

(j) "Educational institution" means all schools at the elementary and secondary levels.

(k) "Educator" means any administrator, teacher or other professional or paraprofessional employee of an educational institution who has exposure to a pupil specified in K.S.A. 72-6143(a), and amendments thereto.

(l) "Harm" means physical or psychological injury or damage.

(m) "Interested party" means the grandparent of the child, a person with whom the child has been living for a significant period of time when the child in need of care petition is filed, and any person made an interested party by the court pursuant to K.S.A. 38-2241, and amendments thereto, or Indian tribe seeking to intervene that is not a party.

(n) "Jail" means:

(1) An adult jail or lockup; or

(2) a facility in the same building or on the same grounds as an adult jail or lockup, unless the facility meets all applicable standards and licensure requirements under law and there is: (A) Total separation of the juvenile and adult facility spatial areas such that there could be no haphazard or accidental contact between juvenile and adult residents in the respective facilities; (B) total separation in all juvenile and adult program activities within the facilities, including recreation, education, counseling, health care, dining, sleeping and general living activities; and (C) separate juvenile and adult staff, including management, security staff and direct care staff such as recreational,

educational and counseling.

(o) "Juvenile detention facility" means any secure public or private facility used for the lawful custody of accused or adjudicated juvenile offenders that must not be a jail.

(p) "Juvenile intake and assessment worker" means a responsible adult authorized to perform intake and assessment services as part of the intake and assessment system established pursuant to K.S.A. 75-7023, and amendments thereto.

(q) "Kinship care placement" means the placement of a child in the home of an adult with whom the child or the child's parent already has close emotional ties.

(r) "Law enforcement officer" means any person who by virtue of office or public employment is vested by law with a duty to maintain public order or to make arrests for crimes, whether that duty extends to all crimes or is limited to specific crimes.

(s) "Multidisciplinary team" means a group of persons, appointed by the court under K.S.A. 38-2228, and amendments thereto, that has knowledge of the circumstances of a child in need of care.

(t) "Neglect" means acts or omissions by a parent, guardian or person responsible for the care of a child resulting in harm to a child, or presenting a likelihood of harm, and the acts or omissions are not due solely to the lack of financial means of the child's parents or other custodian. Neglect may include, but shall not be limited to:

(1) Failure to provide the child with food, clothing or shelter necessary to sustain the life or health of the child;

(2) failure to provide adequate supervision of a child or to remove a child from a situation that requires judgment or actions beyond the child's level of maturity, physical condition or mental abilities and that results in bodily injury or a likelihood of harm to the child; or

(3) failure to use resources available to treat a diagnosed medical condition if such treatment will make a child substantially more comfortable, reduce pain and suffering, or correct or substantially diminish a crippling condition from worsening. A parent legitimately practicing religious beliefs who does not provide specified medical treatment for a child because of religious beliefs shall, not for that reason, be considered a negligent parent; however, this exception shall not preclude a court from entering an order pursuant to K.S.A. 38-2217(a)(2), and amendments thereto.

(u) "Parent" when used in relation to a child or children, includes a guardian and every person who is by law liable to maintain, care for or support the child.

(v) "Party" means the state, the petitioner, the child, any parent of the child and an Indian child's tribe intervening pursuant to the Indian child welfare act.

(w) "Permanency goal" means the outcome of the permanency planning process, which may be reintegration, adoption, appointment of a permanent custodian or another planned permanent living arrangement.

(x) "Permanent custodian" means a judicially approved permanent guardian of a child pursuant to K.S.A. 38-2272, and amendments thereto.

(y) "Physical, mental or emotional abuse" means the infliction of physical, mental or emotional harm or the causing of a deterioration of a child and may include, but shall not be limited to, maltreatment or exploiting a child to the extent that the child's health or emotional well-being is endangered.

(z) "Placement" means the designation by the individual or agency having custody of where and with whom the child will live.

(aa) "Qualified residential treatment program" means a program designated by the

secretary for children and families as a qualified residential treatment program pursuant to federal law.

(bb) "Reasonable and prudent parenting standard" means the standard characterized by careful and sensible parental decisions that maintain the health, safety and best interests of a child while at the same time encouraging the emotional and developmental growth of the child, that a caregiver shall use when determining whether to allow a child in foster care under the responsibility of the state to participate in extracurricular, enrichment, cultural and social activities.

(cc) "Relative" means a person related by blood, marriage or adoption.

(dd) "Runaway" means a child who is willfully and voluntarily absent from the child's home without the consent of the child's parent or other custodian.

(ee) "Secretary" means the secretary for children and families or the secretary's designee.

(ff) "Secure facility" means a facility, other than a staff secure facility or juvenile detention facility, that is operated or structured so as to ensure that all entrances and exits from the facility are under the exclusive control of the staff of the facility, whether or not the person being detained has freedom of movement within the perimeters of the facility, or that relies on locked rooms and buildings, fences or physical restraint in order to control behavior of its residents. No secure facility shall be in a city or county jail.

(gg) "Sexual abuse" means any contact or interaction with a child in which the child is being used for the sexual stimulation of the perpetrator, the child or another person. Sexual abuse shall include, but is not limited to, allowing, permitting or encouraging a child to:

(1) Be photographed, filmed or depicted in pornographic material; or

(2) be subjected to aggravated human trafficking, as defined in K.S.A. 2022 Supp. 21-5426(b), and amendments thereto, if committed in whole or in part for the purpose of the sexual gratification of the offender or another, or be subjected to an act that would constitute conduct proscribed by article 55 of chapter 21 of the Kansas Statutes Annotated or K.S.A. 2022 Supp. 21-6419 or 21-6422, and amendments thereto.

(hh) "Shelter facility" means any public or private facility or home, other than a juvenile detention facility or staff secure facility, that may be used in accordance with this code for the purpose of providing either temporary placement for children in need of care prior to the issuance of a dispositional order or longer term care under a dispositional order.

(ii) "Staff secure facility" means a facility described in K.S.A. 65-535, and amendments thereto: (1) That does not include construction features designed to physically restrict the movements and activities of juvenile residents who are placed therein; (2) that may establish reasonable rules restricting entrance to and egress from the facility; and (3) in which the movements and activities of individual juvenile residents may, for treatment purposes, be restricted or subject to control through the use of intensive staff supervision. No staff secure facility shall be in a city or county jail.

(jj) "Transition plan" means, when used in relation to a youth in the custody of the secretary, an individualized strategy for the provision of medical, mental health, education, employment and housing supports as needed for the adult and, if applicable, for any minor child of the adult, to live independently and specifically provides for the supports and any services for which an adult with a disability is eligible including, but

not limited to, funding for home and community based services waivers.

(kk) "Youth residential facility" means any home, foster home or structure that provides 24-hour-a-day care for children and that is licensed pursuant to article 5 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto.

(ll) "Behavioral health crisis" means behavioral and conduct issues that impact the safety or health of a child, members of the child's household or family or members of the community, including, but not limited to, non-life threatening mental health and substance abuse concerns.";

On page 3, following line 8, by inserting:

"Sec. 5. K.S.A. 38-2231 is hereby amended to read as follows: 38-2231. (a) A law enforcement officer or court services officer shall take a child under 18 years of age into custody when:

(1) The law enforcement officer or court services officer has a court order commanding that the child be taken into custody as a child in need of care; or

(2) the law enforcement officer or court services officer has probable cause to believe that a court order commanding that the child be taken into custody as a child in need of care has been issued in this state or in another jurisdiction.

(b) A law enforcement officer shall take a child under 18 years of age into custody when the officer:

(1) Reasonably believes the child will be harmed if not immediately removed from the place or residence where the child has been found;

(2) has probable cause to believe that the child is a runaway or a missing person or a verified missing person entry for the child can be found in the national crime information center missing person system;

(3) reasonably believes the child is a victim of human trafficking, aggravated human trafficking or commercial sexual exploitation of a child; or

(4) reasonably believes the child is experiencing a ~~mental~~ behavioral health crisis and is likely to cause harm to self or others.

(c) (1) If a person provides shelter to a child whom the person knows is a runaway, such person shall promptly report the child's location either to a law enforcement agency or to the child's parent or other custodian.

(2) If a person reports a runaway's location to a law enforcement agency pursuant to this section and a law enforcement officer of the agency has reasonable grounds to believe that it is in the child's best interests, the child may be allowed to remain in the place where shelter is being provided, subject to subsection (b), in the absence of a court order to the contrary. If the child is allowed to so remain, the law enforcement agency shall promptly notify the secretary of the child's location and circumstances.

(d) Except as provided in subsections (a) and (b), a law enforcement officer may temporarily detain and assume temporary custody of any child subject to compulsory school attendance, pursuant to K.S.A. 72-3120, and amendments thereto, during the hours school is actually in session and shall deliver the child pursuant to K.S.A. 38-2232(g), and amendments thereto.

Sec. 6. K.S.A. 38-2243 is hereby amended to read as follows: 38-2243. (a) Upon notice and hearing, the court may issue an order directing who shall have temporary custody and may modify the order during the pendency of the proceedings as will best serve the child's welfare.

(b) A hearing pursuant to this section shall be held within 72 hours, excluding

Saturdays, Sundays, legal holidays, and days on which the office of the clerk of the court is not accessible, following a child having been taken into protective custody.

(c) Whenever it is determined that a temporary custody hearing is required, the court shall immediately set the time and place for the hearing. Notice of a temporary custody hearing shall be given to all parties and interested parties.

(d) Notice of the temporary custody hearing shall be given at least 24 hours prior to the hearing. The court may continue the hearing to afford the 24 hours prior notice or, with the consent of the party or interested party, proceed with the hearing at the designated time. If an order of temporary custody is entered and the parent or other person having custody of the child has not been notified of the hearing, did not appear or waive appearance and requests a rehearing, the court shall rehear the matter without unnecessary delay.

(e) Oral notice may be used for giving notice of a temporary custody hearing where there is insufficient time to give written notice. Oral notice is completed upon filing a certificate of oral notice.

(f) The court may enter an order of temporary custody after determining there is probable cause to believe that the: (1) Child is dangerous to self or to others; (2) child is not likely to be available within the jurisdiction of the court for future proceedings; (3) health or welfare of the child may be endangered without further care; (4) child has been subjected to human trafficking or aggravated human trafficking, as defined by K.S.A. 2022 Supp. 21-5426, and amendments thereto, or commercial sexual exploitation of a child, as defined by K.S.A. 2022 Supp. 21-6422, and amendments thereto; (5) child is experiencing a ~~mental~~ behavioral health crisis and is in need of treatment; or (6) child committed an act which, if committed by an adult, would constitute a violation of K.S.A. 2022 Supp. 21-6419, and amendments thereto.

(g) (1) Whenever the court determines the necessity for an order of temporary custody the court may place the child in the temporary custody of:

(A) A parent or other person having custody of the child and may enter a restraining order pursuant to subsection (h);

(B) a person, other than the parent or other person having custody, who shall not be required to be licensed under article 5 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto;

(C) a youth residential facility;

(D) a shelter facility;

(E) a staff secure facility, notwithstanding any other provision of law, if the child has been subjected to human trafficking or aggravated human trafficking, as defined by K.S.A. 2022 Supp. 21-5426, and amendments thereto, or commercial sexual exploitation of a child, as defined by K.S.A. 2022 Supp. 21-6422, and amendments thereto, or the child committed an act which, if committed by an adult, would constitute a violation of K.S.A. 2022 Supp. 21-6419, and amendments thereto;

(F) after written authorization by a community mental health center, a juvenile crisis intervention center, as described in K.S.A. 65-536, and amendments thereto; or

(G) the secretary, if the child is 15 years of age or younger, or 16 or 17 years of age if the child has no identifiable parental or family resources or shows signs of physical, mental, emotional or sexual abuse.

(2) If the secretary presents the court with a plan to provide services to a child or family which the court finds will assure the safety of the child, the court may only place

the child in the temporary custody of the secretary until the court finds the services are in place. The court shall have the authority to require any person or entity agreeing to participate in the plan to perform as set out in the plan. When the child is placed in the temporary custody of the secretary, the secretary shall have the discretionary authority to place the child with a parent or to make other suitable placement for the child. When the child is placed in the temporary custody of the secretary and the child has been subjected to human trafficking or aggravated human trafficking, as defined by K.S.A. 2022 Supp. 21-5426, and amendments thereto, or commercial sexual exploitation of a child, as defined by K.S.A. 2022 Supp. 21-6422, and amendments thereto, or the child committed an act which, if committed by an adult, would constitute a violation of K.S.A. 2022 Supp. 21-6419, and amendments thereto, the secretary shall have the discretionary authority to place the child in a staff secure facility, notwithstanding any other provision of law. When the child is presently alleged, but not yet adjudicated to be a child in need of care solely pursuant to K.S.A. 38-2202(d)(9) or (d)(10), and amendments thereto, the child may be placed in a secure facility, but the total amount of time that the child may be held in such facility under this section and K.S.A. 38-2242, and amendments thereto, shall not exceed 24 hours, excluding Saturdays, Sundays, legal holidays, and days on which the office of the clerk of the court is not accessible. The order of temporary custody shall remain in effect until modified or rescinded by the court or an adjudication order is entered but not exceeding 60 days, unless good cause is shown and stated on the record.

(h) If the court issues an order of temporary custody, the court may also enter an order restraining any alleged perpetrator of physical, sexual, mental or emotional abuse of the child from residing in the child's home; visiting, contacting, harassing or intimidating the child; or attempting to visit, contact, harass or intimidate the child, other family members or witnesses. Such restraining order shall be served by personal service pursuant to K.S.A. 38-2237(a), and amendments thereto, on any alleged perpetrator to whom the order is directed.

(i) (1) The court shall not enter the initial order removing a child from the custody of a parent pursuant to this section unless the court first finds probable cause that:

(A) (i) The child is likely to sustain harm if not immediately removed from the home;

(ii) allowing the child to remain in home is contrary to the welfare of the child; or

(iii) immediate placement of the child is in the best interest of the child; and

(B) reasonable efforts have been made to maintain the family unit and prevent the unnecessary removal of the child from the child's home or that an emergency exists which threatens the safety to the child.

(2) Such findings shall be included in any order entered by the court. If the child is placed in the custody of the secretary, upon making the order the court shall provide the secretary with a written copy.

(j) If the court enters an order of temporary custody that provides for placement of the child with a person other than the parent, the court shall make a child support determination pursuant to K.S.A. 38-2277, and amendments thereto.

Sec. 7. K.S.A. 38-2302 is hereby amended to read as follows: 38-2302. As used in this code, unless the context otherwise requires:

(a) "Commissioner" means the secretary of corrections or the secretary's designee.

(b) "Community supervision officer" means any officer from court services,

community corrections or any other individual authorized to supervise a juvenile on an immediate intervention, probation or conditional release.

(c) "Conditional release" means release from a term of commitment in a juvenile correctional facility for an aftercare term pursuant to K.S.A. 38-2369, and amendments thereto, under conditions established by the secretary of corrections.

(d) "Court-appointed special advocate" means a responsible adult, other than an attorney appointed pursuant to K.S.A. 38-2306, and amendments thereto, who is appointed by the court to represent the best interests of a child, as provided in K.S.A. 38-2307, and amendments thereto, in a proceeding pursuant to this code.

(e) "Detention risk assessment tool" means a risk assessment instrument adopted pursuant to K.S.A. 75-7023(f), and amendments thereto, used to identify factors shown to be statistically related to a juvenile's risk of failing to appear in court or reoffending pre-adjudication and designed to assist in making detention determinations.

(f) "Educational institution" means all schools at the elementary and secondary levels.

(g) "Educator" means any administrator, teacher or other professional or paraprofessional employee of an educational institution who has exposure to a pupil specified in K.S.A. 72-6143(a)(1) through (5), and amendments thereto.

(h) "Evidence-based" means practices, policies, procedures and programs demonstrated by research to produce reduction in the likelihood of reoffending.

(i) "Graduated responses" means a system of community-based sanctions and incentives developed pursuant to K.S.A. 75-7023(h) and K.S.A. 38-2392, and amendments thereto, used to address violations of immediate interventions, terms and conditions of probation and conditional release and to incentivize positive behavior.

(j) "Immediate intervention" means all programs or practices developed by the county to hold juvenile offenders accountable while allowing such offenders to be diverted from formal court processing pursuant to K.S.A. 38-2346, and amendments thereto.

(k) "Institution" means the Larned juvenile correctional facility and the Kansas juvenile correctional complex.

(l) "Investigator" means an employee of the department of corrections assigned by the secretary of corrections with the responsibility for investigations concerning employees at the juvenile correctional facilities and juveniles in the custody of the secretary of corrections at a juvenile correctional facility.

(m) "Jail" means:

(1) An adult jail or lockup; or

(2) a facility in the same building as an adult jail or lockup, unless the facility meets all applicable licensure requirements under law and there is: (A) Total separation of the juvenile and adult facility spatial areas such that there could be no haphazard or accidental contact between juvenile and adult residents in the respective facilities; (B) total separation in all juvenile and adult program activities within the facilities, including recreation, education, counseling, health care, dining, sleeping and general living activities; and (C) separate juvenile and adult staff, including management, security staff and direct care staff such as recreational, educational and counseling.

(n) "Juvenile" means a person to whom one or more of the following applies, the person: (1) Is 10 or more years of age but less than 18 years of age; (2) is alleged to be a juvenile offender; or (3) has been adjudicated as a juvenile offender and continues to be

subject to the jurisdiction of the court.

(o) "Juvenile correctional facility" means a facility operated by the secretary of corrections for the commitment of juvenile offenders.

(p) "Juvenile corrections officer" means a certified employee of the department of corrections working at a juvenile correctional facility assigned by the secretary of corrections with responsibility for maintaining custody, security and control of juveniles in the custody of the secretary of corrections at a juvenile correctional facility.

(q) "Juvenile detention facility" means a public or private facility licensed pursuant to article 5 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto, which is used for the lawful custody of alleged or adjudicated juvenile offenders.

(r) "Juvenile intake and assessment worker" means a responsible adult trained and authorized to perform intake and assessment services as part of the intake and assessment system established pursuant to K.S.A. 75-7023, and amendments thereto.

(s) "Juvenile offender" means a person who commits an offense while 10 or more years of age but less than 18 years of age which if committed by an adult would constitute the commission of a felony or misdemeanor as defined by K.S.A. 2022 Supp. 21-5102, and amendments thereto, or who violates the provisions of K.S.A. 41-727, K.S.A. 74-8810(j) or K.S.A. 2022 Supp. 21-6301(a)(14), and amendments thereto, but does not include:

(1) A person 14 or more years of age who commits a traffic offense, as defined in K.S.A. 8-2117(d), and amendments thereto;

(2) a person 16 years of age or over who commits an offense defined in chapter 32 of the Kansas Statutes Annotated, and amendments thereto;

(3) a person under 18 years of age who previously has been:

(A) Convicted as an adult under the Kansas criminal code;

(B) sentenced as an adult under the Kansas criminal code following termination of status as an extended jurisdiction juvenile pursuant to K.S.A. 38-2364, and amendments thereto; or

(C) convicted or sentenced as an adult in another state or foreign jurisdiction under substantially similar procedures described in K.S.A. 38-2347, and amendments thereto, or because of attaining the age of majority designated in that state or jurisdiction.

(t) "Law enforcement officer" means any person who by virtue of that person's office or public employment is vested by law with a duty to maintain public order or to make arrests for crimes, whether that duty extends to all crimes or is limited to specific crimes.

(u) "Overall case length limit" when used in relation to a juvenile adjudicated a juvenile offender means the maximum jurisdiction of the court following disposition on an individual case. Pursuant to K.S.A. 38-2304, and amendments thereto, the case and the court's jurisdiction shall terminate once the overall case length limit expires and may not be extended.

(v) "Parent" when used in relation to a juvenile, includes a guardian and every person who is, by law, liable to maintain, care for or support the juvenile.

(w) "Probation" means a period of community supervision ordered pursuant to K.S.A. 38-2361, and amendments thereto, overseen by either court services or community corrections, but not both.

(x) "Reasonable and prudent parenting standard" means the standard characterized by careful and sensible parental decisions that maintain the health, safety and best

interests of a child while at the same time encouraging the emotional and developmental growth of the child, that a caregiver shall use when determining whether to allow a child in foster care under the responsibility of the state to participate in extracurricular, enrichment, cultural and social activities.

(y) "Reintegration plan" means a written document prepared in consultation with the child's parent or guardian that:

(1) Describes the reintegration goal, which, if achieved, will most likely give the juvenile and the victim of the juvenile a permanent and safe living arrangement;

(2) describes the child's level of physical health, mental and emotional health and educational functioning;

(3) provides an assessment of the needs of the child and family;

(4) describes the services to be provided to the child, the child's family and the child's foster parents, if appropriate;

(5) includes a description of the tasks and responsibilities designed to achieve the plan and to whom assigned;

(6) includes measurable objectives and time schedules for achieving the plan; and

(7) if the child is in an out of home placement:

(A) Provides a statement for the basis of determining that reintegration is determined not to be a viable option if such a determination is made and includes a plan for another permanent living arrangement;

(B) describes available alternatives;

(C) justifies the alternative placement selected, including a description of the safety and appropriateness of such placement; and

(D) describes the programs and services that will help the child prepare to live independently as an adult.

(z) "Risk and needs assessment" means a standardized instrument administered on juveniles to identify specific risk factors and needs shown to be statistically related to a juvenile's risk of reoffending and, when properly addressed, can reduce a juvenile's risk of reoffending.

(aa) "Secretary" means the secretary of corrections or the secretary's designee.

(bb) "Technical violation" means an act that violates the terms or conditions imposed as part of a probation disposition pursuant to K.S.A. 38-2361, and amendments thereto, and that does not constitute a new juvenile offense or a new child in need of care violation pursuant to K.S.A. 38-2202(d), and amendments thereto.

(cc) "Warrant" means a written order by a judge of the court directed to any law enforcement officer commanding the officer to take into custody the juvenile named or described therein.

(dd) "Youth residential facility" means any home, foster home or structure which provides 24-hour-a-day care for juveniles and which is licensed pursuant to article 5 of chapter 65 or article 70 of chapter 75 of the Kansas Statutes Annotated, and amendments thereto.

(ee) "Behavioral health crisis" means behavioral and conduct issues that impact the safety or health of a juvenile, members of the juvenile's household or family or members of the community, including, but not limited to, non-life threatening mental health and substance abuse concerns."

On page 4, by striking all in lines 38 through 43;

By striking all on pages 5 through 11;

On page 12, by striking all in lines 1 through 18; following line 18, by inserting:

"Sec. 9. K.S.A. 38-2330 is hereby amended to read as follows: 38-2330. (a) A law enforcement officer may take a juvenile into custody when:

(1) Any offense has been or is being committed in the officer's view;
(2) the officer has a warrant commanding that the juvenile be taken into custody;
(3) the officer has probable cause to believe that a warrant or order commanding that the juvenile be taken into custody has been issued in this state or in another jurisdiction for an act committed therein;

(4) the officer has probable cause to believe that the juvenile is committing or has committed an act which, if committed by an adult, would constitute:

(A) A felony; or

(B) a misdemeanor and: (i) The juvenile will not be apprehended or evidence of the offense will be irretrievably lost unless the juvenile is immediately taken into custody; or (ii) the juvenile may cause injury to self or others or damage to property or may be injured unless immediately taken into custody;

(5) the officer has probable cause to believe that the juvenile has violated an order for electronic monitoring as a term of probation; or

(6) the officer receives a written statement pursuant to subsection (c).

(b) A court services officer, juvenile community corrections officer or other person authorized to supervise juveniles subject to this code, may take a juvenile into custody when: (1) There is a warrant commanding that the juvenile be taken into custody; or (2) the officer has probable cause to believe that a warrant or order commanding that the juvenile be taken into custody has been issued in this state or in another jurisdiction for an act committed therein.

(c) Any court services officer, juvenile community corrections officer or other person authorized to supervise juveniles subject to this code, may request a warrant by giving the court a written statement setting forth that the juvenile, in the judgment of the court services officer, juvenile community corrections officer or other person authorized to supervise juveniles subject to this code:

(1) (A) Has violated the condition of the juvenile's conditional release from detention or probation, for the third or subsequent time; and

(B) poses a significant risk of physical harm to another or damage to property; or

(2) has absconded from supervision.

(d) (1) A juvenile taken into custody by a law enforcement officer or other person authorized pursuant to subsection (b) shall be brought without unnecessary delay to the custody of the juvenile's parent or other custodian, unless there are reasonable grounds to believe that such action would not be in the best interests of the child or would pose a risk to public safety or property.

(2) If the juvenile cannot be delivered to the juvenile's parent or custodian, the officer may:

(A) Issue a notice to appear pursuant to subsection (g);

(B) contact or deliver the juvenile to an intake and assessment worker for completion of the intake and assessment process pursuant to K.S.A. 75-7023, and amendments thereto; or

(C) if the juvenile is determined to not be detention eligible based on a standardized detention risk assessment tool and is experiencing a ~~mental~~ behavioral health crisis, deliver a juvenile to a juvenile crisis intervention center, as described in K.S.A. 65-536,

and amendments thereto, after written authorization by a community mental health center.

(3) It shall be the duty of the officer to furnish the county or district attorney and the juvenile intake and assessment worker if the officer has delivered the juvenile to the worker or issued a notice to appear consistent with subsection (g), with all of the information in the officer's possession pertaining to the juvenile, the juvenile's parent or other persons interested in or likely to be interested in the juvenile and all other facts and circumstances which caused the juvenile to be arrested or taken into custody.

(e) In the absence of a court order to the contrary, the court or officials designated by the court, the county or district attorney or the law enforcement agency taking a juvenile into custody shall direct the release prior to the time specified by K.S.A. 38-2343(a), and amendments thereto. In addition, pursuant to K.S.A. 75-7023 and K.S.A. 38-2346, and amendments thereto, a juvenile intake and assessment worker shall direct the release of a juvenile prior to a detention hearing after the completion of the intake and assessment process.

(f) Whenever a person 18 years of age or more is taken into custody by a law enforcement officer for an alleged offense which was committed prior to the time the person reached the age of 18, the officer shall notify and refer the matter to the court for proceedings pursuant to this code, except that the provisions of this code relating to detention hearings shall not apply to that person. If such person is eligible for detention, and all suitable alternatives to detention have been exhausted, the person shall be detained in jail. Unless the law enforcement officer took the person into custody pursuant to a warrant issued by the court and the warrant specifies the amount of bond or indicates that the person may be released on personal recognizance, the person shall be taken before the court of the county where the alleged act took place or, at the request of the person, the person shall be taken, without delay, before the nearest court. The court shall fix the terms and conditions of an appearance bond upon which the person may be released from custody. The provisions of article 28 of chapter 22 of the Kansas Statutes Annotated and K.S.A. 22-2901, and amendments thereto, relating to appearance bonds and review of conditions and release shall be applicable to appearance bonds provided for in this section.

(g) (1) Whenever a law enforcement officer detains any juvenile and such juvenile is not immediately taken to juvenile intake and assessment services, the officer may serve upon such juvenile a written notice to appear. Such notice to appear shall contain the name and address of the juvenile detained, the crime charged and the location and phone number of the juvenile intake and assessment services office where the juvenile will need to appear with a parent or guardian.

(2) The juvenile intake and assessment services office specified in such notice to appear must be contacted by the juvenile or a parent or guardian no more than 48 hours after such notice is given, excluding weekends and holidays.

(3) The juvenile detained, in order to secure release as provided in this section, must give a written promise to call within the time specified by signing the written notice prepared by the officer. The original notice shall be retained by the officer and a copy shall be delivered to the juvenile detained and that juvenile's parent or guardian if such juvenile is under 18 years of age. The officer shall then release the juvenile.

(4) The law enforcement officer shall cause to be filed, without unnecessary delay, a complaint with juvenile intake and assessment services in which a juvenile released

pursuant to paragraph (3) is given notice to appear, charging the crime stated in such notice. A copy shall also be provided to the district or county attorney. If the juvenile released fails to contact juvenile intake and assessment services as required in the notice to appear, juvenile intake and assessment services shall notify the district or county attorney.

(5) The notice to appear served pursuant to paragraph (1) and the complaint filed pursuant to paragraph (4) may be provided to the juvenile in a single citation.";

On page 13, in line 25, after "to" by inserting "a repeated, intentional effort to"; also in line 25, after "juvenile" by inserting "as reported by the evidence-based services provider";

On page 14, in line 15, by striking "90" and inserting "45"; in line 39, after the period by inserting "The court services officer or community correctional services officer shall immediately notify the court and shall submit in writing a report showing in what manner the juvenile has violated probation, conditional release or a condition of sentence.";

On page 15, in line 19, after "court" by inserting "if the judge makes a finding that the juvenile is demonstrating escalating use of physical violence, aggression, weapons, damage to property or life-threatening substances"; following line 37, by inserting:

"Sec. 12. K.S.A. 65-536 is hereby amended to read as follows: 65-536. (a) A juvenile crisis intervention center is a facility that provides short-term observation, assessment, treatment and case planning, and referral for any juvenile who is experiencing a ~~mental~~ behavioral health crisis and is likely to cause harm to self or others. Such centers shall:

(1) Address or ensure access to the broad range of services to meet the needs of a juvenile admitted to the center, including, but not limited to, medical, psychiatric, psychological, social ~~and~~ educational and substance abuse-related services;

(2) not include construction features designed to physically restrict the movements and activities of juveniles, but shall have a design, structure, interior and exterior environment, and furnishings to promote a safe, comfortable and therapeutic environment for juveniles admitted to the center;

(3) implement written policies and procedures that include the use of a combination of supervision, inspection and accountability to promote safe and orderly operations; and

(4) implement written policies and procedures for staff monitoring of all center entrances and exits.

(b) A juvenile crisis intervention center shall provide treatment to juveniles admitted to such center, as appropriate while admitted.

(c) A juvenile crisis intervention center may be on the same premises as that of another licensed facility. If the juvenile crisis intervention center is on the same premises as that of another licensed facility, the living unit of the juvenile crisis intervention center shall be maintained in a separate, self-contained unit. No juvenile crisis intervention center shall be in a city or county jail or a juvenile detention facility.

(d) (1) A juvenile may be admitted to a juvenile crisis intervention center when:

(A) The head of such center determines such juvenile is in need of treatment and likely to cause harm to self or others;

(B) a qualified mental health professional from a community mental health center has given written authorization for such juvenile to be admitted to a juvenile crisis

intervention center; and

(C) no other more appropriate treatment services are available and accessible to the juvenile at the time of admission.

(2) A juvenile may be admitted to a juvenile crisis intervention center for not more than 30 days. A parent with legal custody or legal guardian of a juvenile placed in a juvenile crisis intervention center may remove such juvenile from the center at any time. If the removal may cause the juvenile to become a child in need of care pursuant to K.S.A. 38-2202(d), and amendments thereto, the head of a juvenile crisis intervention center may report such concerns to the department for children and families or law enforcement or may request the county or district attorney to initiate proceedings pursuant to the revised Kansas code for care of children. If the head of a juvenile crisis intervention center determines the most appropriate action is to request the county or district attorney to initiate proceedings pursuant to the revised Kansas code for care of children, the head of such center shall make such request and shall keep such juvenile in the center for an additional 24-hour period to initiate the appropriate proceedings.

(3) When a juvenile is released from a juvenile crisis intervention center, the managed care organization, if the juvenile is a medicaid recipient, and the community mental health center serving the area where the juvenile is being discharged shall be involved with discharge planning. Within seven days prior to the discharge of a juvenile, the head of the juvenile crisis intervention center shall give written notice of the date and time of the discharge to the patient, the managed care organization, if the juvenile is a medicaid recipient, and the community mental health center serving the area where the juvenile is being discharged, and the patient's parent, custodian or legal guardian.

(e) (1) Upon admission to a juvenile crisis intervention center, and if the juvenile is a medicaid recipient, the managed care organization shall approve services as recommended by the head of the juvenile crisis intervention center. Within 14 days after admission, the head of the juvenile crisis intervention center shall develop a plan of treatment for the juvenile in collaboration with the managed care organization.

(2) Nothing in this subsection shall prohibit the department of health and environment from administering or reimbursing state medicaid services to any juvenile admitted to a juvenile crisis intervention center pursuant to a waiver granted under section 1915(c) of the federal social security act, provided that such services are not administered through a managed care delivery system.

(3) Nothing in this subsection shall prohibit the department of health and environment from reimbursing any state medicaid services that qualify for reimbursement and that are provided to a juvenile admitted to a juvenile crisis intervention center.

(4) Nothing in this subsection shall impair or otherwise affect the validity of any contract in existence on July 1, 2018, between a managed care organization and the department of health and environment to provide state medicaid services.

(5) On or before January 1, 2019, the secretary of health and environment shall submit to the United States centers for medicare and medicaid services any approval request necessary to implement this subsection.

(f) The secretary for children and families, in consultation with the attorney general, shall promulgate rules and regulations to implement the provisions of this section on or before January 1, 2019.

(g) The secretary for children and families shall annually report information on outcomes of juveniles admitted into juvenile crisis intervention centers to the joint committee on corrections and juvenile justice oversight, the corrections and juvenile justice committee of the house of representatives and the judiciary committee of the senate. Such report shall include:

(1) The number of admissions, releases and the lengths of stay for juveniles admitted to juvenile crisis intervention centers;

(2) services provided to juveniles admitted;

(3) needs of juveniles admitted determined by evidence-based assessment; and

(4) success and recidivism rates, including information on the reduction of involvement of the child welfare system and juvenile justice system with the juvenile.

(h) The secretary of corrections may enter into memorandums of agreement with other cabinet agencies to provide funding, not to exceed \$2,000,000 annually, from the evidence-based programs account of the state general fund or other available appropriations for juvenile crisis intervention services.

(i) For the purposes of this section:

(1) "Behavioral health crisis" means behavioral and conduct issues that impact the safety or health of a juvenile, members of the juvenile's household or family or members of the community, including, but not limited to, non-life threatening mental health and substance abuse concerns;

(2) "head of a juvenile crisis intervention center" means the administrative director of a juvenile crisis intervention center or such person's designee;

~~(2)~~(3) "juvenile" means a person who is less than 18 years of age;

~~(3)~~(4) "likely to cause harm to self or others" means that a juvenile, by reason of the juvenile's behavioral health condition, mental disorder or mental condition is likely, in the reasonably foreseeable future, to cause substantial physical injury or physical abuse to self or others or substantial damage to another's property, as evidenced by behavior threatening, attempting or causing such injury, abuse or damage;

~~(4)~~(5) "treatment" means any service intended to promote the mental health of the patient and rendered by a qualified professional, licensed or certified by the state to provide such service as an independent practitioner or under the supervision of such practitioner; and

~~(5)~~(6) "qualified mental health professional" means a physician or psychologist who is employed by a participating mental health center or who is providing services as a physician or psychologist under a contract with a participating mental health center, a licensed masters level psychologist, a licensed clinical psychotherapist, a licensed marriage and family therapist, a licensed clinical marriage and family therapist, a licensed professional counselor, a licensed clinical professional counselor, a licensed specialist social worker or a licensed master social worker or a registered nurse who has a specialty in psychiatric nursing, who is employed by a participating mental health center and who is acting under the direction of a physician or psychologist who is employed by, or under contract with, a participating mental health center.

(j) This section shall be part of and supplemental to article 5 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto.;

On page 17, in line 1, by striking "mental" and inserting "behavioral"; in line 9, after the second "centers" by inserting ", community health centers, the youth advocate program, jobs for America's graduates Kansas transition services"; in line 41, before

"The" by inserting "(1)"; in line 43, after "(a)" by inserting "and promising practices";

On page 18, in line 2, after "fund" by inserting "after other expenditures for evidence-based programs are made"; following line 8, by inserting:

"(2) Child welfare case management providers shall not be eligible to receive grants under this subsection.";

Also on page 18, in line 19, after "K.S.A." by inserting "38-2202,"; also in line 19, after the first comma by inserting "38-2231, 38-2243, 38-2302,"; also in line 19, by striking "38-2361" and inserting "38-2330"; also in line 19, after "38-2392," by inserting "65-536,";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the semicolon by inserting "requiring the secretary of corrections to provide assessments and certain services for juveniles in detention; changing the criteria used to refer and admit juveniles to juvenile crisis intervention centers; defining behavioral health crisis;"; in line 6, by striking all after the semicolon; in line 7, by striking all before "amending"; also in line 7, after "K.S.A." by inserting "38-2202,"; also in line 7, after "38-2203," by inserting "38-2231, 38-2243, 38-2302,"; also in line 7, by striking "38-2361" and inserting "38-2330"; in line 8, after "38-2392," by inserting "65-536,";

And your committee on conference recommends the adoption of this report.

KELLIE WARREN
RICHARD WILBORN
ETHAN CORSON

Conferees on part of Senate

STEPHEN OWENS
ERIC SMITH
DENNIS "BOOG" HIGHBERGER

Conferees on part of House

On motion of Rep. Owens, the conference committee report on **HB 2021** was adopted.

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

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Younger.

Nays: Sawyer Clayton.

Present but not voting: None.

Absent or not voting: Carlin, Neighbor, Poetter Parshall, Thomas, Xu.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Owens, the House concurred in Senate amendments to **S Sub for HB 2010**, AN ACT concerning crimes, punishment and criminal procedure; relating to trials; updating a statutory cross reference related to persons found not guilty by reason of mental disease or defect; pertaining to housing, jury instructions and annual hearings on continued commitment; relating to criminal discharge of a firearm; increasing the penalty for violations when a person was present in the dwelling, building, structure or motor vehicle at which the offender discharged a firearm; enacting the reduce armed violence act; increasing criminal penalties for certain violations of criminal possession of a weapon by a convicted felon that involve firearms; relating to sentencing; allowing certain nondrug offenders to participate in a certified drug abuse treatment program; relating to postrelease supervision; providing that such term does not toll except as provided by law; amending K.S.A. 12-736 and K.S.A. 2022 Supp. 21-6308, 21-6804, 21-6824, 22-3428, 22-3428a and 22-3722 and repealing the existing sections.

(The House requested the Senate to return the bill, which was in conference).

On roll call, the vote was: Yeas 120; Nays 0; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highburger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlin, Neighbor, Poetter Parshall, Thomas, Xu.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Croft pursuant to House Rule 2311, **HR 6026** was advanced to Final Action on Bills and Concurrent Resolutions.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HR 6026, A RESOLUTION approving an amendment to the gaming compact between the Prairie Band Potawatomi Nation and the State of Kansas, was considered on final action.

On roll call, the vote was: Yeas 93; Nays 27; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Amyx, Anderson, Ballard, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carmichael, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Dodson, M., Donohoe, Droge, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Goddard, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hoheisel, Hougland, Houser, Howe, Hoye, T. Johnson, Kessler, Martinez, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Neelly, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Pickert, Poskin, Probst, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Younger.

Nays: Awerkamp, Barth, Bergkamp, Bergquist, B. Carpenter, W. Carpenter, Delperdang, Ellis, Garber, Gardner, Goetz, Hill, Hoffman, Howell, Howerton, Humphries, Jacobs, Landwehr, Lewis, Mason, Moser, Murphy, Penn, Proctor, Rhiley, Waggoner, Wasinger.

Present but not voting: None.

Absent or not voting: Carlin, Neighbor, Poetter Parshall, Thomas, Xu.

The resolution was adopted.

On motion of Rep. Croft, the House recessed until 1:35 p.m.

EARLY AFTERNOON SESSION

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

MESSAGE FROM THE SENATE

Announcing the Senate here with transmits certificate of action by the Senate on **HB 2325**, AN ACT concerning insurance; relating to the healthcare provider insurance availability act; adding maternity center to the definition of "healthcare provider" contained therein; designating certain healthcare providers as being ineligible to purchase professional liability insurance from the healthcare stabilization fund; requiring such healthcare providers to maintain continuous professional liability coverage equivalent to that provided by the healthcare stabilization fund as a condition of licensure; amending K.S.A. 40-3401 and 40-3403a and repealing the existing sections.

The veto message from the Governor having been received, a motion was made that not withstanding the Governor's objection to **HB 2325**, the bill be passed. By a vote of 25 Yeas and 15 Nays, the motion not having receive the required two-thirds constitutional majority of the members elected or appointed to the Senate, voting in the affirmative, the bill did not pass and the veto was sustained.

REPORT OF STANDING COMMITTEE

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

Request No. 114, by Representative Dan Osman congratulating the Blue Valley Northwest for their 6A Kansas State Basketball Championship;

Request No. 115, by Representative Kristey Williams, congratulating Marcus Terry, Augusta High School Wrestling Team in recognition for his many achievements;

Request No. 116, by Representative Dan Osman, congratulating Carson Faros earning the rank of Eagle Scout in the Boy Scouts of America;

Request No. 117, by Representative Dan Osman, congratulating Schuyler Impens earning the rank of Eagle Scout in the Boy Scouts of America;

Request No. 118, by Representative Dan Osman, congratulating Joseph Surles earning the rank of Eagle Scout in the Boy Scouts of America;

Request No. 119, by Representative Kenny Titus, honoring Mount Calvary Lutheran Church on its 75th Anniversary;

Request No. 120, by Representative Tim Johnson and Jeff Underhill, congratulating Cassandra Beattie in recognition for her outstanding contributions as an athlete and scholar;

Request No. 121, by Representative Joe Seiwert congratulating Chaplain Everett Schultz, First Mennonite Church, Pretty Prairie, in recognition of his service to the House of Representatives as guest chaplain for sixteen sessions;

Request No 122, by Representative Gary White commending Wallace H. Long for 35 years of service to his country, state and community;

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

On motion of Representative Croft the committee report was adopted.

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

AFTERNOON SESSION

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

MESSAGE FROM THE SENATE

The Senate adopts the Conference Committee report on **HB 2285**.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Croft, 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 **SB 106**, **H Sub for SB 113** .

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 113** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed as House Substitute for Senate Bill No. 113, as follows:

On page 1, in line 35, by striking "\$11,368,175" and inserting "\$5,929,175"; following line 35 by inserting:

"Supplemental state aid (652-00-1000-0840).....\$541,000";

On page 2, in line 4, by striking "\$6,546,460" and inserting "\$8,039,460"; in line 9, by striking "\$76,276,834" and inserting "\$79,307,834"; in line 15, by striking "\$14,797,912" and inserting "\$14,712,912"; in line 18, by striking all after "2024"; by striking all in lines 19 through 35; in line 36, by striking all before the period;

On page 3, in line 8, by striking "\$32,018,273" and inserting "\$29,810,273"; in line 13, by striking "\$537,372,516" and inserting "\$531,880,516"; by striking all in lines 19 through 23; following line 23, by inserting:

"Special education services aid (652-00-1000-0700).....\$528,018,516

Provided, That any unencumbered balance in the special education services aid account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: *Provided further*, That expenditures shall not be made from the special education services aid account for the provision of instruction for any homebound or hospitalized child unless the categorization of such child as exceptional is conjoined with the categorization of the child within one or more of the other categories of exceptionality: *And provided further*, That expenditures shall be made from this account for grants to school districts in amounts determined pursuant to and in accordance with the provisions of K.S.A. 72-3425, and amendments thereto: *And provided further*, That expenditures shall be made from the amount remaining in this account, after deduction of the expenditures specified in the foregoing provisos, for payments to school districts in amounts determined pursuant to and in accordance with the provisions of K.S.A. 72-3422, and amendments thereto.";

Also on page 3, in line 41, after the semicolon by inserting "acquisition of naloxone hydrochloride products for use by approved professionals;"

On page 4, in line 22, by striking "\$101,388,069" and inserting "\$47,899,069"; in line 23, by striking "\$2,423,309" and inserting "\$577,309";

On page 8, in line 27, by striking "\$8,437,635" and inserting "\$9,437,635"; following line 34, by inserting:

Provided, That any unencumbered balance in the pre-K pilot account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.";

Also on page 8, following line 35, by inserting:

Provided, That any unencumbered balance in the early childhood infrastructure account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.";

Also on page 8, following line 36, by inserting:

Provided, That any unencumbered balance in the imagination library account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.";

On page 10, following line 15, by inserting:

"(l) During the fiscal year ending June 30, 2024, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for the above agency for fiscal year 2024 as authorized by this or other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from such moneys for fiscal year 2024 to survey school districts and submit to the senate committee on education and the house of representatives committees on education and K-12 education budget a list of all school districts that used curriculum and training

materials that include the three cueing systems model of reading or visual memory program in the preceding school year.";

Also on page 10, in line 20, by striking "\$2,795,337,000" and inserting

"\$2,825,725,000"; in line 24, by striking "\$602,200,000" and inserting "\$590,000,000"; in line 28, by striking "\$592,740,238" and inserting "\$535,518,818";

On page 11, by striking all in lines 9 through 43;

By striking all on pages 12 through 15;

On page 16, by striking all in lines 1 through 36; following line 36, by inserting:

"New Sec. 4. (a) Within 30 days after the board of education of a school district adopts a resolution to dispose of a school district building pursuant to K.S.A. 72-3216, and amendments thereto, such board of education shall submit written notice of its intention to dispose of such building to the legislature. Such notice shall be filed with the chief clerk of the house of representatives and the secretary of the senate and shall contain the following:

(1) A description of the school district's use of such building immediately prior to the decision to dispose of such building;

(2) the reason for such building's disuse and the decision to dispose of such building;

(3) the legal description of the real property to be disposed of; and

(4) a copy of the resolution adopted by the board of education.

(b) (1) If the notice required under subsection (a) is received by the legislature during a regular legislative session, then the legislature shall have 45 days to adopt a concurrent resolution in accordance with subsection (c) stating the legislature's intention for the state to acquire such building.

(2) If the notice required under subsection (a) is received when the legislature is not in regular session, then the legislature shall have 45 days from the commencement of the next regular session to adopt a concurrent resolution in accordance with subsection (c) stating the legislature's intention for the state to acquire such building.

(3) If the legislature does not adopt a concurrent resolution in accordance with subsection (c) within the 45-day period, then the school district may proceed with the disposition of such school district building in accordance with state law.

(c) The legislature may adopt a concurrent resolution stating the legislature's intention that the state acquire the school district building. Such concurrent resolution shall include:

(1) The name of the school district that owns such building;

(2) the information contained in the written notice as described in subsection (a)(1) through (3); and

(3) the state agency that intends to acquire such building and the intended use of such building upon acquisition.

(d) Upon adoption of a concurrent resolution in accordance with subsection (c), the state agency named in such resolution shall have 180 days to complete the acquisition

of such school district building and take title to the real property. Upon request of the state agency acquiring the school district building, the legislative coordinating council may extend the 180-day period for a period of not more than 60 days. The board of education of the school district shall not sell, gift, lease or otherwise convey such building or any of the real property described in the written notice or take any action or refrain from taking any action that would diminish the value of such property during the 180-day period or any extension thereof. If the state agency does not take title to the property within the 180-day period or any extension thereof, then the school district may proceed with disposition of such school district building in accordance with state law and any written agreements entered into between such state agency and the school district.

(e) For purposes of this section, the term "state agency" means any state agency, department, authority, institution, division, bureau or other state governmental entity.";

On page 17, in line 19, by striking all after "(A)"; by striking all in line 20; in line 21, by striking "(B)"; in line 24, after "affidavit" by inserting "or transcript"; in line 25, by striking "subparagraphs" and inserting "subparagraph"; in line 26, by striking all before the period; following line 39, by inserting:

"(e) This section shall take effect on and after July 1, 2023.";

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

Also on page 17, in line 40, before "The" by inserting "(a)";

On page 18, following line 1, by inserting:

"(b) This section shall take effect on and after July 1, 2023.";

Also on page 18, by striking all in lines 2 through 26; following line 26, by inserting:

"New Sec. 7. (a) There is hereby established the special education and related services funding task force. The task force shall be composed of 11 members, as follows:

- (1) Two members appointed by the speaker of the house of representatives;
- (2) two members appointed by the president of the senate;
- (3) one member appointed by the minority leader of the house of representatives;
- (4) one member appointed by the minority leader of the senate;
- (5) one member appointed by the state board of education;
- (6) two members appointed by the state department of education who are professionals in the field of special education and related services;
- (7) one member appointed by the state department of education who is a professional in early childhood developmental services and provides services for a tiny-K program; and
- (8) one member who shall be a parent of a student who receives special education services. In calendar year 2023, and every second succeeding calendar year thereafter, such member shall be appointed by the speaker of the house of representatives. In calendar year 2024, and every second succeeding calendar year thereafter, such member shall be appointed by the president of the senate.

(b) Members shall be appointed to the task force on or before July 1, 2023. The speaker of the house of representatives shall designate one member appointed by the speaker of the house of representatives to call the first meeting of the task force. Any vacancy in the membership of the task force shall be filled by appointment in the same

manner prescribed by this section for the original appointment.

(c) (1) If approved by the legislative coordinating council, members of the task force attending meetings authorized by the task force shall be paid amounts for expenses, mileage and subsistence as provided in K.S.A. 75-3223(e), and amendments thereto.

(2) The members of the task force shall select a chairperson and vice chairperson from the membership of the task force.

(3) The task force may meet at any time and at any place within the state on the call of the chairperson. A quorum of the task force shall be six members. All actions of the task force shall be by motion adopted by a majority of those voting members present when there is a quorum.

(4) In accordance with K.S.A. 46-1204, and amendments thereto, the legislative coordinating council may provide for such professional services as may be requested by the task force.

(5) The staff of the office of revisor of statutes, the legislative research department and the division of legislative administrative services shall provide such assistance as may be requested by the task force. The state board of education shall provide consultants and assistance when requested by the task force. The state board of education and school districts shall provide any information or documentation requested by the task force.

(d) The special education and related services funding task force shall:

(1) Study and make recommendations for changes in the existing formula for funding of special education and related services;

(2) conduct hearings and receive and consider suggestions from teachers, parents, the department of education, the state board of education, other governmental officers and agencies and the general public concerning funding for special education and related services; and

(3) make and submit reports to the legislature on the work of the task force concerning recommendations of the task force. Such reports shall include recommendations for legislative changes and be submitted to the legislature on or before January 14 of each year.";

On page 19, in line 41, after "(2)" by inserting "Subject to capacity, school districts shall give priority to any nonresident student who is a military student as defined in K.S.A. 72-5139, and amendments thereto. Priority shall be given when the military student is first accepted and, if necessary, at any other time the school district considers transfer applications. Any such military student shall not be subject to the open seat lottery.

(3)";

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

On page 22, following line 19, by inserting:

"Sec. 11. K.S.A. 72-3216 is hereby amended to read as follows: 72-3216. (a) (1) Subject to ~~provision paragraph (2) of this subsection~~, every unified school district shall maintain, offer and teach kindergarten and grades one through 12 and shall offer and teach at least 30 units of instruction for ~~pupils students~~ enrolled in grades nine through 12 in each high school operated by the board of education. The units of instruction, to qualify for the purpose of this section, shall have the prior approval of the state board of

education.

(2) Any unified school district which has discontinued kindergarten, any grade or unit of instruction under authority of K.S.A. 72-13,101, and amendments thereto, and has entered into an agreement with another unified school district for the provision of kindergarten or any such grade or unit of instruction has complied with the kindergarten, grade and unit of instruction requirements of this section.

(b) The board of education shall adopt all necessary rules and regulations for the government and conduct of its schools, consistent with the laws of the state.

(c) The board of education may divide the district into subdistricts for purposes of attendance by pupils.

(d) The board of education shall have the title to and the care and keeping of all school buildings and other school property belonging to the district. The board may open any or all school buildings for community purposes and may adopt rules and regulations governing use of school buildings for those purposes. School buildings and other school properties no longer needed by the school district may be disposed of by the board upon the affirmative recorded vote of not less than a majority of the members of the board at a regular meeting. Subject to the provisions of section 4, and amendments thereto, the board may dispose of the property in such manner and upon such terms and conditions as the board deems to be in the best interest of the school district. Conveyances of school buildings and other school properties shall be executed by the president of the board and attested by the clerk.

(e) The board shall have the power to acquire personal and real property by purchase, gift or the exercise of the power of eminent domain in accordance with K.S.A. 72-1144, and amendments thereto.

Sec. 12. On and after July 1, 2023, K.S.A. 2022 Supp. 72-4352 is hereby amended to read as follows: 72-4352. As used in the tax credit for low income students scholarship program act:

(a) "Contributions" means monetary gifts or donations and in-kind contributions, gifts or donations that have an established market value.

(b) "Department" means the Kansas department of revenue.

(c) "Educational scholarship" means an amount not to exceed \$8,000 per school year provided to an eligible student, or to a qualified school with respect to an eligible student, to cover all or a portion of the costs of education including tuition, fees and expenses of a qualified school and, if applicable, the costs of transportation to a qualified school if provided by such qualified school.

(d) "Eligible student" means a child who:

(1) Resides in Kansas; and

(2) (A) (i) ~~Is eligible for free or reduced-price meals under the national school lunch act~~ Has an annual family income that is less than or equal to 250% of the federal poverty guidelines as determined annually in the federal register by the United States department of health and human services under 42 U.S.C. § 9902(2); and

(ii) (a) was enrolled in kindergarten or any of the grades one through eight in any public school in the previous school year in which an educational scholarship is first sought for the child; or

(b) is eligible to be enrolled in any public school in the school year in which an educational scholarship is first sought for the child and the child is seven years of age or under; or

(B) has received an educational scholarship under the program and has not graduated from high school or reached the age of 21 years.

(c) "Parent" includes a guardian, custodian or other person with authority to act on behalf of the child.

(f) "Program" means the tax credit for low income students scholarship program established in K.S.A. 72-4351 through 72-4357, and amendments thereto.

(g) "Public school" means any school operated by a unified school district under the laws of this state.

(h) "Qualified school" means any nonpublic school that:

(1) Provides education to elementary or secondary students;

(2) is accredited by the state board or a national or regional accrediting agency that is recognized by the state board for the purpose of satisfying the teaching performance assessment for professional licensure or is working in good faith toward such accreditation;

(3) has notified the state board of its intention to participate in the program; and

(4) complies with the requirements of the program.

(i) "Scholarship granting organization" means an organization that complies with the requirements of this program and provides educational scholarships to eligible students or to qualified schools in which parents have enrolled eligible students.

(j) "School district" or "district" means any unified school district organized and operating under the laws of this state.

(k) "School year" means the same as in K.S.A. 72-5132, and amendments thereto.

(l) "Secretary" means the secretary of revenue.

(m) "State board" means the state board of education.

Sec. 13. On and after July 1, 2023, K.S.A. 72-4357 is hereby amended to read as follows: 72-4357. (a) (1) There shall be allowed a credit against the corporate income tax liability imposed upon a taxpayer pursuant to the Kansas income tax act, the privilege tax liability imposed upon a taxpayer pursuant to the privilege tax imposed upon any national banking association, state bank, trust company or savings and loan association pursuant to article 11 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, and the premium tax liability imposed upon a taxpayer pursuant to the premiums tax and privilege fees imposed upon an insurance company pursuant to K.S.A. 40-252, and amendments thereto, for tax years commencing after December 31, 2014, and ending before January 1, 2017, an amount equal to 70% of the amount contributed to a scholarship granting organization authorized pursuant to K.S.A. 72-4351 et seq., and amendments thereto.

(2) There shall be allowed a credit against the tax liability imposed upon a taxpayer pursuant to the Kansas income tax act, the privilege tax liability imposed upon a taxpayer pursuant to the privilege tax imposed upon any national banking association, state bank, trust company or savings and loan association pursuant to article 11 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, and the premium tax liability imposed upon a taxpayer pursuant to the premiums tax and privilege fees imposed upon an insurance company pursuant to K.S.A. 40-252, and amendments thereto;

(A) For tax years commencing after December 31, 2016, and ending before January 1, 2022, an amount equal to 70% of the amount contributed to a scholarship granting organization authorized pursuant to K.S.A. 72-4351 et seq., and amendments thereto;

and

(B) for tax years commencing after December 31, 2022, an amount equal to 75% of the amount contributed to a scholarship granting organization authorized pursuant to K.S.A. 72-4351 et seq., and amendments thereto.

(3) In no event shall the total amount of contributions for any taxpayer allowed under this subsection exceed \$500,000 for any tax year.

(b) The credit shall be claimed and deducted from the taxpayer's tax liability during the tax year in which the contribution was made to any such scholarship granting organization.

(c) For each tax year, in no event shall the total amount of credits allowed under this section exceed \$10,000,000 for any one tax year. Except as otherwise provided, the allocation of such tax credits for each scholarship granting organization shall be determined by the scholarship granting organization in consultation with the secretary, and such determination shall be completed prior to the issuance of any tax credits pursuant to this section.

(d) If the amount of any such tax credit claimed by a taxpayer exceeds the taxpayer's income, privilege or premium tax liability, such excess amount may be carried over for deduction from the taxpayer's income, privilege or premium tax liability in the next succeeding year or years until the total amount of the credit has been deducted from tax liability.

(e) The secretary shall adopt rules and regulations regarding filing of documents that support the amount of credit claimed pursuant to this section.";

On page 24, in line 7, after "(B)" by inserting "except as provided in paragraph (4),"; in line 19, after the semicolon, by inserting "or"; in line 20, by striking all after "(C)"; by striking all in lines 21 through 35; in line 36, by striking "(D)";

On page 25, in line 1, by striking the comma and inserting "or"; also in line 1, by striking "or (C)"; following line 27, by inserting:

"(4) If a school district closed any school building pursuant to K.S.A. 72-1431, and amendments thereto, in the preceding school year, such school district shall determine enrollment pursuant to paragraph (1)(A) in the current school year.";

On page 31, following line 4, by inserting:

"Sec. 16. On and after July 1, 2023, K.S.A. 72-5149 is hereby amended to read as follows: 72-5149. (a) Except as provided in subsection (c), the low enrollment weighting of each school district shall be determined by the state board as follows:

(1) For school districts with an enrollment of fewer than 100 students, multiply the enrollment of the school district by 1.014331. The resulting product is the low enrollment weighting of the school district;

(2) for school districts with an enrollment of at least 100 students, but fewer than 300 students:

(A) Subtract 100 from the enrollment of the school district;

(B) multiply the difference obtained under subsection (a)(2)(A) by 9.655;

(C) subtract the product obtained under subsection (a)(2)(B) from 7,337;

(D) divide the difference obtained under subsection (a)(2)(C) by 3,642.4;

(E) subtract one from the quotient obtained under subsection (a)(2)(D); and

(F) multiply the difference obtained under subsection (a)(2)(E) by the enrollment of the school district. The resulting product is the low enrollment weighting of the school

district;

(3) for school districts with an enrollment of at least 300 students, but fewer than 1,622 students:

(A) Subtract 300 from the enrollment of the school district;

(B) multiply the difference obtained under subsection (a)(3)(A) by 1.2375;

(C) subtract the product obtained under subsection (a)(3)(B) from 5,406;

(D) divide the difference obtained under subsection (a)(3)(C) by 3,642.4;

(E) subtract one from the quotient obtained under subsection (a)(3)(D); and

(F) multiply the difference obtained under subsection (a)(3)(E) by the enrollment of the school district. The resulting product is the low enrollment weighting of the school district.

(b) For school districts with an enrollment of at least 1,622 students, multiply the enrollment of the school district by 0.03504. The resulting product is the high enrollment weighting of the school district.

(c) Any school district that receives the low enrollment weighting and attaches territory of all or part of a disorganized school district or accepts students in the current school year who attended a school building that was closed by another school district pursuant to K.S.A. 72-1431, and amendments thereto, in the preceding school year shall maintain the low enrollment weighting factor such school district received in the school year immediately preceding such attachment or acceptance for the next three succeeding school years or may receive the low enrollment weighting factor determined pursuant to subsection (a), whichever is greater.

Sec. 17. On and after July 1, 2023, K.S.A. 2022 Supp. 72-5151 is hereby amended to read as follows: 72-5151. (a) The at-risk student weighting of each school district shall be determined by the state board as follows:

(1) Determine the number of at-risk students included in the enrollment of the school district; and

(2) multiply the number determined under subsection (a)(1) by 0.484. The resulting sum is the at-risk student weighting of the school district.

(b) Except as provided in subsection (b)(4), the high-density at-risk student weighting of each school district shall be determined by the state board as follows:

(1) (A) If the enrollment of the school district is at least 35% at-risk students, but less than 50% at-risk students:

(i) Subtract 35% from the percentage of at-risk students included in the enrollment of the school district;

(ii) multiply the difference determined under subsection (b)(1)(A)(i) by 0.7; and

(iii) multiply the product determined under subsection (b)(1)(A)(ii) by the number of at-risk students included in the enrollment of the school district; or

(B) if the enrollment of the school district is 50% or more at-risk students, multiply the number of at-risk students included in the enrollment of the school district by 0.105; or

(2) (A) if the enrollment of a school in the school district is at least 35% at-risk students, but less than 50% at-risk students:

(i) Subtract 35% from the percentage of at-risk students included in the enrollment of such school;

(ii) multiply the difference determined under subsection (b)(2)(A)(i) by 0.7; and

(iii) multiply the product determined under subsection (b)(2)(A)(ii) by the number

of at-risk students included in the enrollment of such school; or

(B) if the enrollment of a school in the school district is 50% or more at-risk students, multiply the number of at-risk students included in the enrollment of such school by 0.105; and

(C) add the products determined under subsections (b)(2)(A)(iii) and (b)(2)(B) for each such school in the school district, respectively.

(3) The high-density at-risk student weighting of the school district shall be the greater of the product determined under subsection (b)(1) or the sum determined under subsection (b)(2)(C).

(4) School districts that qualify to receive the high-density at-risk student weighting pursuant to this section shall spend any money attributable to the school district's high-density at-risk student weighting on the at-risk best practices developed by the state board pursuant to K.S.A. 72-5153(d), and amendments thereto. If a school district that qualifies for the high-density at-risk student weighting does not spend such money on such best practices, the state board shall notify the school district that it shall repay such money to the school district's at-risk education fund. On or before January 15 of each year, the state board shall notify the house and senate standing committees on education, or any successor committees, which school districts had to repay such money and the amount of money such school district repaid for the preceding school year. If a school district does not spend such money on such best practices for three consecutive years, the school district shall not qualify to receive the high-density at-risk student weighting in the succeeding school year.

(5) The provisions of this subsection shall expire on July 1, ~~2024~~ 2027.

(c) The purpose of the at-risk student weighting and the high-density at-risk student weighting is to provide students identified as eligible to receive at-risk programs and services with evidence-based educational services in addition to regular instructional services.

(d) Upon a school district's receipt of state foundation aid, that portion of such state foundation aid that is directly attributable to such school district's at-risk student weighting and high-density at-risk student weighting, if any, shall be transferred to the district's at-risk education fund established under K.S.A. 72-5153, and amendments thereto.";

On page 38, in line 23, after the comma by inserting "and 72-3216"; in line 25, after the first "K.S.A." by inserting "72-4357, 72-5149 and"; in line 26, after "Supp." by inserting "72-4352,"; also in line 26, by striking "and" and inserting a comma; also in line 26, after "72-5142" by inserting "and 72-5151";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, by striking all after the semicolon; by striking all in lines 4 through 6; in line 7, by striking all before the semicolon and inserting "requiring school districts to submit a notice of intent to dispose of a school district building to the legislature; establishing a state option to acquire such school district buildings"; in line 11, by striking all after the semicolon; in line 12 by striking all before "authorizing"; in line 15, after the semicolon by inserting "requiring school districts to give priority to nonresident military students under the school district's open seat lottery process;"; in line 19, after the semicolon by inserting "providing for additional student eligibility and increasing the tax credit for contributions made pursuant to the tax credit for low income students scholarship program; establishing the special education and related

services funding task force; extending the high-density at-risk student weighting sunset date;"; in line 20, after "current-year" by inserting "or preceding year"; in line 21, after the semicolon by inserting "continuing a district's low enrollment weighting factor if the district accepts students from another school district under certain circumstances;"; in line 26, after the first comma by inserting "72-3216, 72-4357, 72-5149"; also in line 26, after the second comma by inserting "72-4352,"; in line 27, after "72-5142" by inserting ", 72-5151";

And your committee on conference recommends the adoption of this report.

KRISTEY WILLIAMS

BRENDA LANDWEHR

Conferees on part of House

MOLLY BAUMGARDNER

RENEE ERICKSON

Conferees on part of Senate

During debate, Rep. Ousley raised an objection to the Conference Committee Report under Joint Rule 3(f) regarding matters which may be included in a report. The rules chair ruled that the report in compliance with the rule.

On motion of Rep. Williams, K., the conference committee report on **H Sub for SB 113** was adopted.

On roll call, the vote was: Yeas 83; Nays 37; Present but not voting: 0; Absent or not voting: 5.

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

Nays: Alcala, Amyx, Ballard, Boyd, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoye, Jacobs, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Winn, Woodard.

Present but not voting: None.

Absent or not voting: Carlin, Neighbor, Poetter Parshall, Thomas, Xu.

EXPLANATION OF VOTE

MR SPEAKER – I vote NO on **SB 113**. “For where your treasure is, there lies your heart.” (Matthew 6:21) This bill ratchets up the Tax Credit Scholarship to 75%, the most generous credit for charitable giving in the Kansas tax code. I do not believe diverting tax liability dollars from our SGF to private, now including unaccredited, schools

should be our state's number one priority. My heart lies with our children's community schools, their dedicated teachers and support staff, who were unconstitutionally underfunded for a decade. Thank you, educators and advocates, I see you, hear you, and hold you in my heart. – MARI-LYNN POSKIN

On motion of Rep. Croft, the House recessed until 4:20 p.m.

LATE AFTERNOON SESSION

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

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Croft, 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 **HB 2285**.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2285** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 1, by striking all in lines 6 through 36;

By striking all on pages 2 through 8;

On page 9, by striking all in lines 1 through 9; following line 9, by inserting:

"New Section 1. (a) As used in this section:

(1) "Data" means all facts, information, records of interviews, written reports, statements, notes or memorandums secured in connection with an authorized medical research study.

(2) "Overdose" means injury to the body that happens when one or more drugs are taken in excessive amounts. "Overdose" includes fatal and nonfatal injuries.

(3) "Secretary" means the secretary of health and environment.

(b) The secretary shall:

(1) Identify drug overdose deaths;

(2) review autopsy reports, death certificates, medical records and other relevant data;

(3) review interactions with the healthcare system, behavioral health system, social services, educational institutions, children and family services, the criminal justice system and any other systems with which a decedent had contact prior to a drug overdose death;

(4) contact family members and other affected or involved persons to collect additional relevant data;

(5) make determinations regarding the preventability of drug overdose death cases and develop recommendations to prevent such deaths, including recommendations for changes to statutes, rules and regulations, policies and procedures; and (6) disseminate findings and recommendations to the governor, the legislature, healthcare providers and facilities, behavioral health professionals, law enforcement and the general public.

(c) The secretary shall have access to the following identifiable data sources and records therein:

(1) Law enforcement reports directly relating to events leading up to a drug overdose death and information leading to the conclusion that the death may have been a drug overdose death. The law enforcement agency may redact names and other personally identifiable information of individuals contained in such law enforcement reports or exclude information that would reveal an ongoing investigation of drug violations or any criminal history information prohibited by law to be released;

(2) autopsy records and coroner's investigative records regarding a drug overdose death in Kansas;

(3) medical records or emergency medical services records regarding a drug overdose death or previous overdose by a decedent;

(4) a decedent's controlled substance dispensation records from the prescription monitoring program established by the prescription monitoring program act, K.S.A. 65-1681 et seq., and amendments thereto; and

(5) records, data and reports from any other applicable entity that has provided services to a decedent.

(d) (1) The secretary may apply to the district court for the issuance of, and the district court may issue, a subpoena to compel the production of any relevant data or information requested by the secretary under this section. Any data or information received by the secretary pursuant to the subpoena shall be confidential and privileged information and not subject to disclosure.

(2) The provisions of this subsection providing for confidentiality of records shall expire on July 1, 2028, unless the legislature acts prior to July 1, 2028, to continue such provisions in accordance with K.S.A. 45-229, and amendments thereto.

(e) (1) All proceedings and activities of the secretary or representatives of the secretary under this section, opinions of the secretary or representatives of the secretary formed as a result of such proceedings and activities and records obtained, created or maintained pursuant to this section, including records of interviews, written reports and statements procured by the secretary or any other person, agency or organization acting jointly or under contract with the department of health and environment in connection with the requirements of this section, shall be confidential and not subject to the provisions of the open records act or the open meetings act or subject to subpoena, discovery or introduction into evidence in any civil or criminal proceeding. Nothing in this section shall be construed to limit or otherwise restrict the right to discover or use in any civil or criminal proceeding any document or record that is available and entirely independent of proceedings and activities of the secretary or representatives of the secretary under this section.

(2) The secretary or representatives of the secretary shall not be questioned in any civil or criminal proceeding regarding the information presented in or opinions formed as a result of an investigation. Nothing in this section shall be construed to prevent the secretary or representatives of the secretary from testifying to information obtained independently of this section or that is public information.

(3) The provisions of this subsection providing for confidentiality of records shall expire on July 1, 2028, unless the legislature acts to continue such provisions. The legislature shall review the provisions of this subsection pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2028.

Sec. 2. K.S.A. 2022 Supp. 65-101 is hereby amended to read as follows: 65-101.
 (a) The secretary of health and environment shall exercise general supervision of the health of the people of the state and may:

(1) Where authorized by any other statute, require reports from appropriate persons relating to the health of the people of the state so a determination of the causes of sickness and death among the people of the state may be made through the use of these reports and other records;

(2) investigate the causes of disease, including especially, epidemics and endemics, the causes of mortality and effects of locality, employments, conditions, food, water supply, habits and other circumstances affecting the health of the people of this state and the causes of sickness and death;

(3) advise other offices and agencies of government concerning location, drainage, water supply, disposal of excreta and heating and ventilation of public buildings;

(4) make sanitary inspection and survey of such places and localities as the secretary deems advisable;

(5) take action to prevent the introduction of infectious or contagious disease into this state and to prevent the spread of infectious or contagious disease within this state; and

(6) provide public health outreach services to the people of the state including educational and other activities designed to increase the individual's awareness and appropriate use of public and other preventive health services.

(b) The secretary of health and environment may adopt rules and regulations necessary to carry out the provisions of subsection (a). In addition to other remedies provided by law, the secretary is authorized to apply to the district court, and such court shall have jurisdiction upon a hearing and for cause shown to grant a temporary or permanent injunction to compel compliance with such rules and regulations.

(c) The secretary of health and environment shall not carry out the provisions of subsection (a) or (b) in a manner that conflicts with any other statute or otherwise expands the authority of the secretary.

(d) In the event of a state of disaster emergency declared by the governor pursuant to K.S.A. 48-924, and amendments thereto, or a state of local disaster emergency declared pursuant to K.S.A. 48-932, and amendments thereto, the legislature may revoke an order issued by the secretary to take action related to such disaster emergency as provided in this subsection. Such order may be revoked at any time by concurrent resolution of the legislature or, when the legislature is not in session or is adjourned during session for three or more days, such order may be revoked by the legislative coordinating council with the affirmative vote of five members thereof.

Sec. 3. K.S.A. 65-116g is hereby amended to read as follows: 65-116g. (a) It shall be unlawful for any person who violates to:

(1) Violate any provision of this act relating to tuberculosis, or any associated rules or regulations of the secretary of health and environment for the enforcement of this act;
~~or;~~

(2) ~~violates violate any of the rules or regulations of any an institution while a patient therein;~~ or

(3) conducts himself in a engage in disorderly manner, shall be guilty of conduct, as described in K.S.A. 21-6203, and amendments thereto.

(b) Violation of this section is a class C nonperson misdemeanor.

(c) As used in this section, "this act" means K.S.A. 65-116a through 65-116m, and amendments thereto.

Sec. 4. K.S.A. 65-119 is hereby amended to read as follows: 65-119. (a) Any county or joint board of health or local health officer having knowledge of any infectious or contagious disease, or of a death from such disease, within their jurisdiction, shall immediately exercise and maintain a supervision over such case or cases during their continuance, seeing that all such cases are properly cared for and that the provisions of this act as relating to isolation, restriction of communication, quarantine and disinfection are duly enforced. The county or joint board of health or local health officer shall communicate without delay all information as relating to existing conditions to the secretary of health and environment. The local health officer shall confer personally, if practicable, otherwise by letter, with the person in attendance upon the case, as to its future management and control. ~~The county or joint board of health or local health officer is hereby empowered and authorized to prohibit public gatherings when necessary for the control of any and all infectious or contagious disease.~~

(b) Any disclosure or communication of information relating to infectious or contagious diseases required to be disclosed or communicated under subsection (a) ~~of this section~~ shall be confidential and shall not be disclosed or made public beyond the requirements of subsection (a) ~~of this section or subsection (a) of K.S.A. 65-118(a), and amendments thereto,~~ except as otherwise permitted by ~~subsection (c) of K.S.A. 65-118(c), and amendments thereto.~~

Sec. 5. K.S.A. 65-128 is hereby amended to read as follows: 65-128. (a) For the protection of the public health and for the control of infectious or contagious diseases, the secretary of health and environment ~~by rules and regulations shall~~ adopt rules and regulations to designate such diseases as that are infectious or contagious in their nature and, prior to adopting amendments to such rules and regulations, submit a report with the proposed amendments to the speaker of the house of representatives and the president of the senate.

(b) The secretary of health and environment is authorized ~~to issue such orders and adopt rules and regulations as may be medically necessary and reasonable~~ recommend to the public and provide education on ways to prevent the spread and dissemination of diseases injurious to the public health, ~~including, but not limited to, providing for the testing for such diseases and the isolation and quarantine of persons afflicted with or exposed to such diseases.~~

(c) ~~No later than January 1, 2014, The secretary shall develop and adopt rules and regulations providing for~~ make recommendations for preventing the introduction and spread of infectious or contagious disease within this state and the protection of individuals who provide medical or nursing services, clinical or forensic laboratory services, emergency medical services and firefighting, law enforcement and correctional services, or who provide any other service, or individuals who receive any such services or are in any other employment where the individual may encounter occupational exposure to blood and other potentially infectious materials.

Sec. 6. K.S.A. 65-129b is hereby amended to read as follows: 65-129b. ~~(a) Notwithstanding the provisions of K.S.A. 65-119, 65-122, 65-123, 65-126 and 65-128, and amendments thereto, and any rules or regulations adopted thereunder, in investigating actual or potential exposures to an infectious or contagious disease that is~~

potentially life-threatening, the local health officer ~~or the secretary~~:

(1) ~~(A)~~(a) ~~May issue an order requiring~~ recommend an individual ~~who~~ whom the local health officer ~~or the secretary~~ has reason to believe has been exposed to an infectious or contagious disease to seek appropriate and necessary evaluation and treatment;

~~(B)~~(b) when the local health officer ~~or the secretary~~ determines that it is medically necessary and reasonable to prevent or reduce the spread of the disease or outbreak believed to have been caused by the exposure to an infectious or contagious disease, ~~may order~~ recommend an individual or group of individuals to go to and remain in places of isolation or quarantine until the local health officer ~~or the secretary~~ determines that the individual no longer poses a substantial risk of transmitting the disease or condition to the public;

~~(C)~~(c) if a competent individual ~~of who is~~ 18 years of age or older or an emancipated minor ~~refuses vaccination,~~ medical examination, treatment or testing under this section, ~~may require~~ recommend the individual to go to and remain in a place of isolation or quarantine until the local health officer ~~or the secretary~~ determines that the individual no longer poses a substantial risk of transmitting the disease or condition to the public; and

~~(D)~~(d) if, on behalf of a minor child or ward, a parent or guardian ~~refuses vaccination,~~ medical examination, treatment or testing under this section, ~~may require~~ recommend the minor child or ward to go to and remain in a place of isolation or quarantine and ~~must~~ shall allow the parent or guardian to accompany the minor child or ward until the local health officer ~~or the secretary~~ determines that the minor child or ward no longer poses a substantial risk of transmitting the disease or condition to the public; ~~and~~

~~(2) may order any sheriff, deputy sheriff or other law enforcement officer of the state or any subdivision to assist in the execution or enforcement of any order issued under this section.~~

Sec. 7. K.S.A. 65-129d is hereby amended to read as follows: 65-129d. ~~It shall be unlawful for any A public or private employer to~~ shall not discharge an employee solely because the employee or an immediate family member of the employee is ~~under an order of following an~~ isolation or quarantine recommendation from a local health officer. ~~The violation of this section is punishable as a violation of K.S.A. 65-129, and amendments thereto. In an action against an employer for a violation of this section, the court shall award a prevailing plaintiff the actual damages such person sustained, costs and reasonable attorney fees.~~

Sec. 8. K.S.A. 2022 Supp. 65-202 is hereby amended to read as follows: 65-202.

(a) The local health officer in each county throughout the state, immediately after such officer's appointment, shall:

- (1) Take the same oath of office prescribed by law for the county officers, ~~shall;~~
- (2) give bond of \$500 conditioned for the faithful performance of the officer's duties, ~~shall;~~
- (3) keep an accurate record of all the transactions of such office, ~~shall;~~
- (4) turn over to the successor in office or to the county or joint board of health selecting such officer, on the expiration of such officer's term of office, all records, documents and other articles belonging to the office; and ~~shall~~
- (5) faithfully account to the board of county commissioners and to the county and

state for all moneys coming into the office. Such officer shall notify the secretary of health and environment of such officer's appointment and qualification, and provide the secretary with such officer's contact information.

(b) Such officer shall receive and distribute without delay in the county all forms from the secretary of health and environment to the rightful persons, all returns from persons licensed to practice medicine and surgery, assessors and local boards to said secretary, shall keep an accurate record of all of the transactions of such office and shall turn over all records and documents kept by such officer, the successor in office, or to the county or joint board electing such officer, on the expiration of the term of office.

(c) The local health officer shall upon the opening of the fall term of school, make a sanitary inspection of each school building and grounds, and shall make such additional inspections as are necessary to protect the public health of the students of the school.

(e)(d) (1) Such officer shall make an investigation of each case of smallpox, diphtheria, typhoid fever, scarlet fever, acute anterior poliomyelitis (infantile paralysis), epidemic cerebro-spinal meningitis and such other acute infectious, contagious or communicable diseases as may be required, and shall use all ~~known~~ medically necessary and reasonable measures to prevent the spread of any such infectious, contagious or communicable disease, and shall perform such other duties as this act, the county or joint board, ~~or board of health or the secretary of health and environment~~ may require.

(2) ~~Any order issued by the local health officer, including~~ Orders issued as a result of an executive order of the governor, on behalf of a county regarding the remediation of any infectious disease may be reviewed, amended or revoked by the board of county commissioners of any county affected by such order in the manner provided by K.S.A. 65-201(b), and amendments thereto.

(e) Such officer shall receive compensation as set by the board and, with the approval of the board of health, may employ a skilled professional nurse and other additional personnel whenever deemed necessary for the protection of the public health.

(f) For any failure or neglect of the local health officer to perform any of the duties prescribed in this act, the officer may be removed from office by the county board of health. In addition to removal from office, for any failure or neglect to perform any of the duties prescribed by this act, the local health officer shall be deemed guilty of a misdemeanor and, upon conviction, be fined not less \$10 nor more than \$100 for each and every offense.

Sec. 9. K.S.A. 65-508 is hereby amended to read as follows: 65-508. (a) ~~Any~~ A maternity center or child care facility subject to the provisions of this act shall:

- (1) Be properly heated, plumbed, lighted and ventilated;
- (2) have plumbing, water and sewerage systems ~~which that~~ conform to all applicable state and local laws; and
- (3) be operated with strict regard to the health, safety and welfare of any woman or child.

(b) Every maternity center or child care facility shall furnish or cause to be furnished for the use of each resident and employee individual towel, ~~wash cloth~~ washcloth, comb and individual drinking cup or sanitary bubbling fountain, and toothbrushes for all other than infants, and shall keep or require such articles to be kept at all times in a clean and sanitary condition. Every maternity center or child care facility shall comply with all applicable fire codes and rules and regulations of the state

fire marshal.

(c) (1) The secretary of health and environment with the cooperation of the secretary for children and families shall develop and adopt rules and regulations for the operation and maintenance of maternity centers and child care facilities. The rules and regulations for operating and maintaining maternity centers and child care facilities shall be designed to promote the health, safety and welfare of any woman or child served in such facilities by ensuring safe and adequate physical surroundings, healthful food, adequate handwashing, safe storage of toxic substances and hazardous chemicals, sanitary diapering and toileting, home sanitation, supervision and care of the residents by capable, qualified persons of sufficient number, after-hour care, an adequate program of activities and services, sudden infant death syndrome and safe sleep practices training, prohibition on corporal punishment, crib safety, protection from electrical hazards, protection from swimming pools and other water sources, fire drills, emergency plans, safety of outdoor playground surfaces, door locks, safety gates and transportation and such appropriate parental participation as may be feasible under the circumstances. Boarding schools are excluded from requirements regarding the number of qualified persons who must supervise and provide care to residents.

(2) Rules and regulations developed under this subsection shall include provisions for the competent supervision and care of children in day care facilities. For purposes of such rules and regulations, competent supervision as this term relates to children less than five years of age includes, but is not limited to, direction of activities, adequate oversight including sight or sound monitoring, or both, physical proximity to children, diapering and toileting practices; and for all children, competent supervision includes, but is not limited to, planning and supervision of daily activities, safe sleep practices, including, but not limited to, visual or sound monitoring, periodic checking, emergency response procedures and drills, illness and injury response procedures, food service preparation and sanitation, playground supervision, pool and water safety practices.

(d) In addition to any rules and regulations adopted under this section for safe sleep practices, child care facilities shall ensure that all of the following requirements are met for children under 12 months of age:

(1) A child shall only be placed to sleep on a surface and in an area that has been approved for use as such by the secretary of health and environment;

(2) the sleep surface shall be free from soft or loose bedding, including, but not limited to, blankets, bumpers and pillows; and

(3) the sleep surface shall be free from toys, including mobiles and other types of play equipment or devices.

(e) Child care facilities shall ensure that children over 12 months of age only be placed to sleep on a surface and in an area that has been approved for use as such by the secretary of health and environment.

(f) The secretary of health and environment may exercise discretion to make exceptions to requirements in subsections (d) and (e) where special health needs exist.

(g) (1) Each child cared for in a child care facility, including children of the person maintaining the facility, shall be required to have current such immunizations as the secretary of health and environment considers necessary. The person maintaining a child care facility shall maintain a record of each child's immunizations and shall provide to the secretary of health and environment such information relating thereto, in accordance with rules and regulations of the secretary, but the person maintaining a

child care facility shall not have such person's license revoked solely for the failure to have or to maintain the immunization records required by this subsection.

(2) (A) The secretary of health and environment shall not require a child cared for in a child care facility to receive a COVID-19 vaccine.

(B) As used in this paragraph, "COVID-19 vaccine" means an immunization, vaccination or injection against disease caused by the novel coronavirus identified as SARS-CoV-2 or disease caused by a variant of the virus.

(h) The immunization requirement of subsection (g) shall not apply if one of the following is obtained:

(1) Certification from a licensed physician stating that the physical condition of the child is such that immunization would endanger the child's life or health; or

(2) a written statement signed by a parent or guardian that the parent or guardian is an adherent of a religious denomination whose teachings are opposed to immunizations.

Sec. 10. K.S.A. 2022 Supp. 72-5180 is hereby amended to read as follows: 72-5180. (a) ~~Commencing in the 2021-2022 school year,~~ Except as otherwise provided in this section, no school district shall provide or offer to any student enrolled in the district more than a total of 40 school term hours of remote learning unless:

(1) The board of education of the school district has authorized a student to temporarily attend school through remote learning in excess of the 40-hour limitation pursuant to a temporary individual exemption granted pursuant to subsection (b); or

(2) due to a disaster, the state board of education has authorized the school district to conduct remote learning in excess of the 40-hour limitation pursuant to subsection (c) or has waived the limitations provided in subsection (d).

(b) The board of education of a school district may temporarily suspend the remote learning limitation provided in subsection (a) on an individual student basis for any student who cannot reasonably attend school in person due to an illness, medical condition, injury or any other extraordinary circumstance that would necessitate remote learning to allow the student to continue to receive an education during the existence of such circumstance. The board of education of the school district shall notify the state board of any individual exemptions provided pursuant to this subsection and the reason for such exemption.

(c) The state board of education may authorize a school district to exceed the 40-hour remote learning limitation upon application by the school district. The application may be granted by the state board of education upon:

(1) Certification by a school district that, due to a disaster, conditions resulting from widespread or severe property damage caused by the disaster or other conditions restricting the operation of public schools will exist in the school district for an inordinate period of time; and

(2) a determination by the state board that the school district cannot reasonably adjust its schedule to comply with the requirements of this section unless remote learning is conducted for a period of time not to exceed 240 school term hours, unless such limitation is waived by the state board pursuant to subsection (d).

(d) The state board of education may waive the requirements of law relating to the remote learning limitations pursuant to subsection (c) in any school year upon application for such waiver by a school district. The waiver may be granted by the state board of education upon:

(1) Certification by a board of education that, due to a disaster, conditions resulting

from widespread or severe property damage caused by the disaster or other conditions restricting the operation of public schools will exist in the school district for an inordinate period of time; and

(2) a determination by the state board that the school district cannot reasonably adjust its schedule to comply with such requirements of law and that remote learning beyond the limitations provided in subsection (c) is necessary to allow the school district to continue to provide education to students during such conditions.

(e) (1) Any student who attends a school of a school district through remote learning in excess of the remote learning limitations provided pursuant to this section shall be deemed a remote learning student and shall be counted as a remotely enrolled student for state aid purposes.

(2) On or before June 30 of each school year:

(A) A school district that offers remote learning during the school year shall determine the remote enrollment of the district based on the number of students remotely enrolled in accordance with this section;

(B) the clerk or superintendent of each school district shall certify under oath to the state board a report showing the remote enrollment of the school district determined pursuant to this subsection by the grades maintained in the schools of the school district. The state board shall examine such reports upon receipt, and if the state board finds any errors in any such report, the state board shall consult with the school district officer furnishing the report and make any necessary corrections in the report; and

(C) the state board shall determine the number of students who were included in the remote enrollment of each school district and recompute the enrollment of the school district as required pursuant to this subsection.

(3) A school district that offers remote learning and is determined to have remotely enrolled students pursuant to this section shall receive remote enrollment state aid. The state board shall determine the amount of remote enrollment state aid a school district is to receive by multiplying the remote enrollment of the school district by \$5,000. No remote enrollment state aid shall be provided for any student who participates in remote learning on a part-time basis during the school day.

(4) The state board shall notify each school district of the amount of remote enrollment state aid the district shall receive pursuant to this section and, pursuant to K.S.A. 72-5136, and amendments thereto, shall:

(A) Require the district to remit any such amount of overpayment made to the district in the current school year; or

(B) deduct the excess amounts paid to the district from future payments made to the school district.

(5) If a student is included in the remote enrollment of a district pursuant to this subsection, such student shall not be included in the adjusted enrollment of the district in the current school year.

(f) Each school district that determines remote enrollment pursuant to this section shall submit any documentation or information required by the state board.

(g) As used in this section, "disaster" means a state of disaster emergency declared by proclamation of the governor pursuant to K.S.A. 48-924, and amendments thereto, closure of schools by order issued by a county or joint board of health, a local health officer pursuant to K.S.A. 65-119, and amendments thereto, ~~or the secretary of health and environment pursuant to K.S.A. 65-126, and amendments thereto,~~ or occurrence of

widespread or severe damage, injury or loss of life or property resulting from any natural or manmade cause, including, but not limited to, fire, flood, earthquake, tornado, wind, storm, an epidemic, air contamination, blight, drought, infestation or explosion.

(h) This section shall be a part of and supplemental to the Kansas school equity and enhancement act.

~~(i) This section shall take effect and be in force from and after July 1, 2021.~~

Sec. 11. K.S.A. 72-6262 is hereby amended to read as follows: 72-6262. (a) ~~(1)~~ In each school year, every ~~pupil student~~ enrolling or enrolled in any school for the first time in this state, and each child enrolling or enrolled for the first time in a preschool or day care program operated by a school, and such other ~~pupils students~~ as may be designated by the secretary, prior to admission to and attendance at school, shall present to the appropriate school board certification from a physician or local health department that the ~~pupil student~~ has received such tests and inoculations as are deemed necessary by the secretary by such means as are approved by the secretary. ~~Pupils Students~~ who have not completed the required inoculations may enroll or remain enrolled while completing the required inoculations if a physician or local health department certifies that the ~~pupil student~~ has received the most recent appropriate inoculations in all required series. Failure to timely complete all required series shall be deemed non-compliance.

(2) (A) The secretary of health and environment shall not require a student described in paragraph (1) to receive a COVID-19 vaccine.

(B) As used in this paragraph, "COVID-19 vaccine" means an immunization, vaccination or injection against disease caused by the novel coronavirus identified as SARS-CoV-2 or disease caused by a variant of the virus.

(b) As an alternative to the certification required under subsection (a), a ~~pupil student~~ shall present:

(1) An annual written statement signed by a licensed physician stating the physical condition of the child ~~to be is~~ such that the tests or inoculations would seriously endanger the life or health of the child; or

(2) a written statement signed by at least one parent or guardian stating that the child is an adherent of a religious denomination whose religious teachings are opposed to such tests or inoculations.

(c) On or before May 15 of each school year, the school board of every school affected by this act shall notify the parents or guardians of all known ~~pupils students~~ who are enrolled or who will be enrolling in the school of the provisions this act and any policy regarding the implementation of the provisions of this act adopted by the school board.

(d) If a ~~pupil student~~ transfers from one school to another, the school from which the ~~pupil student~~ transfers shall forward with the ~~pupil's student's~~ transcript the certification or statement showing evidence of compliance with the requirements of this act to the school to which the ~~pupil student~~ transfers.";

Also on page 9, in line 10, by striking "40-201, 40-216, 40-241 and 40-955" and inserting "65-116g, 65-119, 65-126, 65-127, 65-128, 65-129, 65-129b, 65-129c, 65-129d, 65-508 and 72-6262 and K.S.A. 2022 Supp. 65-101, 65-202 and 72-5180"; in line 13, by striking "Kansas register" and inserting "statute book";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "ACT"; by striking all in line 2;

in line 3, by striking all before the second "and" and inserting "concerning the secretary of health and environment; relating to drug overdoses; requiring the secretary of health and environment to study overdose deaths; providing for the confidentiality of acquired and compiled records; restricting the powers of the secretary of health and environment and local health officers to control the introduction and spread of infectious or contagious diseases; revoking the authority of the secretary to order individuals to isolate or quarantine and impose penalties for violations thereof; prohibiting the secretary of health and environment from requiring a COVID-19 vaccination in order to attend a child care facility or school; amending K.S.A. 65-116g, 65-119, 65-128, 65-129b, 65-129d, 65-508 and 72-6262 and K.S.A. 2022 Supp. 65-101, 65-202 and 72-5180"; also in line 3 after "sections" by inserting "; also repealing K.S.A. 65-126, 65-127, 65-129 and 65-129c";

And your committee on conference recommends the adoption of this report.

BEVERLY GOSSAGE

RENEE ERICKSON

Conferees on part of Senate

WILL CARPENTER

SUSAN HUMPHRIES

Conferees on part of House

On motion of Rep. W. Carpenter, the conference committee report on **HB 2285** was adopted.

On roll call, the vote was: Yeas 63; Nays 56; Present but not voting: 1; Absent or not voting: 5.

Yeas: Awerkamp, Barth, Bergkamp, Bergquist, Blex, Bloom, Bryce, Buehler, B. Carpenter, W. Carpenter, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Humphries, Jacobs, Kessler, Lewis, Mason, Maughan, Minnix, Murphy, Neelly, Owens, Penn, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Schmoe, Seiwert, Smith, E., Sutton, Tarwater, Thompson, Titus, Turk, Underhill, Waggoner, Wasinger, White, Williams, K..

Nays: Alcalá, Amyx, Anderson, Ballard, Blew, Borjon, Boyd, Butler, Carmichael, Carr, Clifford, Collins, Concannon, Curtis, Ellis, Eplee, Featherston, Haskins, Haswood, Helgerson, Highberger, Hougland, Hoye, Landwehr, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Moser, Ohaebosim, Oropeza, Osman, Ousley, F. Patton, Pickert, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Smith, A., Smith, C., Stogsdill, Turner, Vaughn, Waymaster, Weigel, Williams, L., Winn, Woodard, Younger.

Present but not voting: T. Johnson.

Absent or not voting: Carlin, Neighbor, Poetter Parshall, Thomas, Xu.

On motion of Rep. Croft, the House recessed until 7:30 p.m.

EVENING SESSION

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

On emergency motion of Rep. Croft, **HCR 5016**, by Reps. Hawkins, Croft and V. Miller, as follows, was introduced and adopted.

by Representatives Hawkins, Croft and Miller, V.

A CONCURRENT RESOLUTION relating to the adjournment sine die of the Senate and House of Representatives during the 2023 regular session of the legislature.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected to the House of Representatives and two-thirds of the members elected to the Senate concurring therein: That the legislature shall adjourn sine die at the close of business of the daily session convened on April 28, 2023.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 106** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, as follows:

On page 1, by striking all in lines 14 through 34;

By striking all on page 2;

On page 3, by striking all in lines 1 through 13; following line 13, by inserting:

"Section 1. On and after January 1, 2024, K.S.A. 8-1103, as amended by section 1 of 2023 House Bill No. 2042, is hereby amended to read as follows: 8-1103. (a) (1) Whenever any person providing wrecker or towing service, as defined by K.S.A. 66-1329, and amendments thereto, while lawfully in possession of a vehicle, at the direction of a law enforcement officer, the owner or, if a city ordinance or county resolution authorizes the towing of vehicles by a wrecker or towing service, a self-service storage facility operator as provided by K.S.A. 58-817, and amendments thereto, or as otherwise provided by a city ordinance or county resolution, renders any service to the owner thereof by the recovery, transportation, protection, storage or safekeeping thereof, a first and prior lien on the vehicle is hereby created in favor of such person rendering such service and the lien shall amount to the full amount and value of the service rendered. The lien may be foreclosed in the manner provided in this act.

(2) If the name of the owner of the vehicle is known to the person in possession of such vehicle, then within 15 days, notice shall be given to the owner that the vehicle is being held subject to satisfaction of the lien. Any vehicle remaining in the possession of a person providing wrecker or towing service for a period of 30 days after such wrecker or towing service was provided may be sold to pay the reasonable or agreed charges for such recovery, transportation, protection, storage or safekeeping of such vehicle and personal property therein, the costs of such sale, the costs of notice to the owner of the vehicle and publication after giving the notices required by this act, unless a court order has been issued to hold such vehicle for the purpose of a criminal investigation or for use as evidence at a trial.

(3) If a court orders any vehicle to be held for the purpose of a criminal investigation or for use as evidence at a trial, then such order shall be in writing, and the

court shall assess as costs the reasonable or agreed charges for the protection, storage or safekeeping accrued while the vehicle was held pursuant to such written order.

(4) Any personal property within the vehicle need not be released to the owner thereof until the reasonable or agreed charges for such recovery, transportation or safekeeping have been paid, or satisfactory arrangements for payment have been made, except as provided under subsection (c) or for personal medical supplies which shall be released to the owner thereof upon request. The person in possession of such vehicle and personal property shall be responsible only for the reasonable care of such property. Any personal property within the vehicle not returned to the owner shall be sold at the auction authorized by this act.

(5) A person providing wrecker or towing service shall provide a certification of compliance to a purchaser pursuant to section 1 of 2023 House Bill No. 2147, and amendments thereto, upon the sale and transfer of a vehicle authorized by this section.

(b) At the time of providing wrecker or towing service, any person providing such wrecker or towing service shall give written notice to the driver, if available, of the vehicle being towed that a fee will be charged for storage of such vehicle. Failure to give such written notice shall invalidate any lien established for such storage fee.

(c) A city ordinance or county resolution authorizing the towing of vehicles from private property shall specify in such ordinance or resolution:

(1) The maximum rate such wrecker or towing service may charge for such wrecker or towing service and storage fees;

(2) that an owner of a vehicle towed shall have access to personal property in such vehicle for 48 hours after such vehicle has been towed and such personal property shall be released to the owner; and

(3) that the wrecker or towing service shall report the location of such vehicle to local law enforcement within two hours of such tow.

(d) A person providing towing services shall not tow a vehicle to a location outside of Kansas without the consent of either:

(1) The driver or owner of the motor vehicle;

(2) a motor club of which the driver or owner of the motor vehicle is a member; or

(3) the insurance company processing a claim with respect to the vehicle or an agent of such insurance company.

Sec. 2. K.S.A. 2022 Supp. 21-6614 is hereby amended to read as follows: 21-6614.

(a) (1) Except as provided in subsections (b), (c), (d), (e) and (f), any person convicted in this state of a traffic infraction, cigarette or tobacco infraction, misdemeanor or a class D or E felony, or for crimes committed on or after July 1, 1993, any nongrid felony or felony ranked in severity levels 6 through 10 of the nondrug grid, or for crimes committed on or after July 1, 1993, but prior to July 1, 2012, any felony ranked in severity level 4 of the drug grid, or for crimes committed on or after July 1, 2012, any felony ranked in severity level 5 of the drug grid may petition the convicting court for the expungement of such conviction or related arrest records if three or more years have elapsed since the person: (A) Satisfied the sentence imposed; or (B) was discharged from probation, a community correctional services program, parole, postrelease supervision, conditional release or a suspended sentence.

(2) Except as provided in subsections (b), (c), (d), (e) and (f), any person who has fulfilled the terms of a diversion agreement may petition the district court for the expungement of such diversion agreement and related arrest records if three or more

years have elapsed since the terms of the diversion agreement were fulfilled.

(3) Notwithstanding the provisions of subsection (a)(1), and except as provided in subsections (b), (c), (d), (e) and (f), any person who has completed the requirements of a specialty court program established pursuant to K.S.A. 2022 Supp. 20-173, and amendments thereto, may petition the district court for the expungement of the conviction and related arrest records. The court may waive all or part of the docket fee imposed for filing a petition pursuant to this subsection.

(b) Any person convicted of prostitution, as defined in K.S.A. 21-3512, prior to its repeal, convicted of a violation of K.S.A. 2022 Supp. 21-6419, and amendments thereto, or who entered into a diversion agreement in lieu of further criminal proceedings for such violation, may petition the convicting court for the expungement of such conviction or diversion agreement and related arrest records if:

(1) One or more years have elapsed since the person satisfied the sentence imposed or the terms of a diversion agreement or was discharged from probation, a community correctional services program, parole, postrelease supervision, conditional release or a suspended sentence; and

(2) such person can prove they were acting under coercion caused by the act of another. For purposes of this subsection, "coercion" means: Threats of harm or physical restraint against any person; a scheme, plan or pattern intended to cause a person to believe that failure to perform an act would result in bodily harm or physical restraint against any person; or the abuse or threatened abuse of the legal process.

(c) Except as provided in subsections (e) and (f), no person may petition for expungement until five or more years have elapsed since the person satisfied the sentence imposed or the terms of a diversion agreement or was discharged from probation, a community correctional services program, parole, postrelease supervision, conditional release or a suspended sentence, if such person was convicted of a class A, B or C felony, or for crimes committed on or after July 1, 1993, if convicted of an off-grid felony or any felony ranked in severity levels 1 through 5 of the nondrug grid, or for crimes committed on or after July 1, 1993, but prior to July 1, 2012, any felony ranked in severity levels 1 through 3 of the drug grid, or for crimes committed on or after July 1, 2012, any felony ranked in severity levels 1 through 4 of the drug grid, or:

(1) Vehicular homicide, as defined in K.S.A. 21-3405, prior to its repeal, or K.S.A. 2022 Supp. 21-5406, and amendments thereto, or as prohibited by any law of another state that is in substantial conformity with that statute;

(2) driving while the privilege to operate a motor vehicle on the public highways of this state has been canceled, suspended or revoked, as prohibited by K.S.A. 8-262, and amendments thereto, or as prohibited by any law of another state that is in substantial conformity with that statute;

(3) perjury resulting from a violation of K.S.A. 8-261a, and amendments thereto, or resulting from the violation of a law of another state that is in substantial conformity with that statute;

(4) violating the provisions of K.S.A. 8-142 *Fifth*, and amendments thereto, relating to fraudulent applications or violating the provisions of a law of another state that is in substantial conformity with that statute;

(5) any crime punishable as a felony wherein a motor vehicle was used in the perpetration of such crime;

(6) failing to stop at the scene of an accident and perform the duties required by

K.S.A. 8-1603, prior to its repeal, or K.S.A. 8-1602 or 8-1604, and amendments thereto, or required by a law of another state that is in substantial conformity with those statutes;

(7) violating the provisions of K.S.A. 40-3104, and amendments thereto, relating to motor vehicle liability insurance coverage; or

(8) a violation of K.S.A. 21-3405b, prior to its repeal.

(d) (1) No person may petition for expungement until five or more years have elapsed since the person satisfied the sentence imposed or the terms of a diversion agreement or was discharged from probation, a community correctional services program, parole, postrelease supervision, conditional release or a suspended sentence, if such person was convicted of a first violation of K.S.A. 8-1567, and amendments thereto, including any diversion for such violation.

(2) No person may petition for expungement until 10 or more years have elapsed since the person satisfied the sentence imposed or was discharged from probation, a community correctional services program, parole, postrelease supervision, conditional release or a suspended sentence, if such person was convicted of a second or subsequent violation of K.S.A. 8-1567, and amendments thereto.

(3) Except as provided further, the provisions of this subsection shall apply to all violations committed on or after July 1, 2006. The provisions of subsection (d)(2) shall not apply to violations committed on or after July 1, 2014, but prior to July 1, 2015.

(e) There shall be no expungement of convictions for the following offenses or of convictions for an attempt to commit any of the following offenses:

(1) Rape, as defined in K.S.A. 21-3502, prior to its repeal, or K.S.A. 2022 Supp. 21-5503, and amendments thereto;

(2) indecent liberties with a child or aggravated indecent liberties with a child, as defined in K.S.A. 21-3503 or 21-3504, prior to their repeal, or K.S.A. 2022 Supp. 21-5506, and amendments thereto;

(3) criminal sodomy, as defined in K.S.A. 21-3505(a)(2) or (a)(3), prior to its repeal, or K.S.A. 2022 Supp. 21-5504(a)(3) or (a)(4), and amendments thereto;

(4) aggravated criminal sodomy, as defined in K.S.A. 21-3506, prior to its repeal, or K.S.A. 2022 Supp. 21-5504, and amendments thereto;

(5) indecent solicitation of a child or aggravated indecent solicitation of a child, as defined in K.S.A. 21-3510 or 21-3511, prior to their repeal, or K.S.A. 2022 Supp. 21-5508, and amendments thereto;

(6) sexual exploitation of a child, as defined in K.S.A. 21-3516, prior to its repeal, or K.S.A. 2022 Supp. 21-5510, and amendments thereto;

(7) internet trading in child pornography or aggravated internet trading in child pornography, as defined in K.S.A. 2022 Supp. 21-5514, and amendments thereto;

(8) aggravated incest, as defined in K.S.A. 21-3603, prior to its repeal, or K.S.A. 2022 Supp. 21-5604, and amendments thereto;

(9) endangering a child or aggravated endangering a child, as defined in K.S.A. 21-3608 or 21-3608a, prior to their repeal, or K.S.A. 2022 Supp. 21-5601, and amendments thereto;

(10) abuse of a child, as defined in K.S.A. 21-3609, prior to its repeal, or K.S.A. 2022 Supp. 21-5602, and amendments thereto;

(11) capital murder, as defined in K.S.A. 21-3439, prior to its repeal, or K.S.A. 2022 Supp. 21-5401, and amendments thereto;

(12) murder in the first degree, as defined in K.S.A. 21-3401, prior to its repeal, or

K.S.A. 2022 Supp. 21-5402, and amendments thereto;

(13) murder in the second degree, as defined in K.S.A. 21-3402, prior to its repeal, or K.S.A. 2022 Supp. 21-5403, and amendments thereto;

(14) voluntary manslaughter, as defined in K.S.A. 21-3403, prior to its repeal, or K.S.A. 2022 Supp. 21-5404, and amendments thereto;

(15) involuntary manslaughter, as defined in K.S.A. 21-3404, prior to its repeal, or K.S.A. 2022 Supp. 21-5405, and amendments thereto;

(16) sexual battery, as defined in K.S.A. 21-3517, prior to its repeal, or K.S.A. 2022 Supp. 21-5505, and amendments thereto, when the victim was less than 18 years of age at the time the crime was committed;

(17) aggravated sexual battery, as defined in K.S.A. 21-3518, prior to its repeal, or K.S.A. 2022 Supp. 21-5505, and amendments thereto;

(18) a violation of K.S.A. 8-2,144, and amendments thereto, including any diversion for such violation; or

(19) any conviction for any offense in effect at any time prior to July 1, 2011, that is comparable to any offense as provided in this subsection.

(f) Except as provided in K.S.A. 22-4908, and amendments thereto, for any offender who is required to register as provided in the Kansas offender registration act, K.S.A. 22-4901 et seq., and amendments thereto, there shall be no expungement of any conviction or any part of the offender's criminal record while the offender is required to register as provided in the Kansas offender registration act.

(g) (1) When a petition for expungement is filed, the court shall set a date for a hearing of such petition and shall cause notice of such hearing to be given to the prosecutor and the arresting law enforcement agency. The petition shall state the:

(A) Defendant's full name;

(B) full name of the defendant at the time of arrest, conviction or diversion, if different than the defendant's current name;

(C) defendant's sex, race and date of birth;

(D) crime for which the defendant was arrested, convicted or diverted;

(E) date of the defendant's arrest, conviction or diversion; and

(F) identity of the convicting court, arresting law enforcement authority or diverting authority.

(2) Except as otherwise provided by law, a petition for expungement shall be accompanied by a docket fee in the amount of \$176. On and after July 1, 2019, through June 30, 2025, the supreme court may impose a charge, not to exceed \$19 per case, to fund the costs of non-judicial personnel. The charge established in this section shall be the only fee collected or moneys in the nature of a fee collected for the case. Such charge shall only be established by an act of the legislature and no other authority is established by law or otherwise to collect a fee.

(3) All petitions for expungement shall be docketed in the original criminal action. Any person who may have relevant information about the petitioner may testify at the hearing. The court may inquire into the background of the petitioner and shall have access to any reports or records relating to the petitioner that are on file with the secretary of corrections or the prisoner review board.

(h) At the hearing on the petition, the court shall order the petitioner's arrest record, conviction or diversion expunged if the court finds that:

(1) (A) The petitioner has not been convicted of a felony in the past two years and

no proceeding involving any such crime is presently pending or being instituted against the petitioner if the petition is filed under subsection (a)(1) or (a)(2); or

(B) no proceeding involving a felony is presently pending or being instituted against the petitioner if the petition is filed under subsection (a)(3);

(2) the circumstances and behavior of the petitioner warrant the expungement;

(3) the expungement is consistent with the public welfare; and

(4) with respect to petitions seeking expungement of a felony conviction, possession of a firearm by the petitioner is not likely to pose a threat to the safety of the public.

(i) When the court has ordered an arrest record, conviction or diversion expunged, the order of expungement shall state the information required to be contained in the petition. The clerk of the court shall send a certified copy of the order of expungement to the Kansas bureau of investigation that shall notify the federal bureau of investigation, the secretary of corrections and any other criminal justice agency that may have a record of the arrest, conviction or diversion. If the case was appealed from municipal court, the clerk of the district court shall send a certified copy of the order of expungement to the municipal court. The municipal court shall order the case expunged once the certified copy of the order of expungement is received. After the order of expungement is entered, the petitioner shall be treated as not having been arrested, convicted or diverted of the crime, except that:

(1) Upon conviction for any subsequent crime, the conviction that was expunged may be considered as a prior conviction in determining the sentence to be imposed;

(2) the petitioner shall disclose that the arrest, conviction or diversion occurred if asked about previous arrests, convictions or diversions:

(A) In any application for licensure as a private detective, private detective agency, certification as a firearms trainer pursuant to K.S.A. 75-7b21, and amendments thereto, or employment as a detective with a private detective agency, as defined by K.S.A. 75-7b01, and amendments thereto; as security personnel with a private patrol operator, as defined by K.S.A. 75-7b01, and amendments thereto; or with an institution, as defined in K.S.A. 76-12a01, and amendments thereto, of the Kansas department for aging and disability services;

(B) in any application for admission, or for an order of reinstatement, to the practice of law in this state;

(C) to aid in determining the petitioner's qualifications for employment with the Kansas lottery or for work in sensitive areas within the Kansas lottery as deemed appropriate by the executive director of the Kansas lottery;

(D) to aid in determining the petitioner's qualifications for executive director of the Kansas racing and gaming commission, for employment with the commission or for work in sensitive areas in parimutuel racing as deemed appropriate by the executive director of the commission, or to aid in determining qualifications for licensure or renewal of licensure by the commission;

(E) to aid in determining the petitioner's qualifications for the following under the Kansas expanded lottery act: (i) Lottery gaming facility manager or prospective manager, racetrack gaming facility manager or prospective manager, licensee or certificate holder; or (ii) an officer, director, employee, owner, agent or contractor thereof;

(F) upon application for a commercial driver's license under K.S.A. 8-2,125

through 8-2,142, and amendments thereto;

(G) to aid in determining the petitioner's qualifications to be an employee of the state gaming agency;

(H) to aid in determining the petitioner's qualifications to be an employee of a tribal gaming commission or to hold a license issued pursuant to a tribal-state gaming compact;

(I) in any application for registration as a broker-dealer, agent, investment adviser or investment adviser representative all as defined in K.S.A. 17-12a102, and amendments thereto;

(J) in any application for employment as a law enforcement officer as defined in K.S.A. 22-2202 or 74-5602, and amendments thereto; or

(K) to aid in determining the petitioner's qualifications for a license to act as a bail enforcement agent pursuant to K.S.A. 75-7e01 through 75-7e09, and amendments thereto, and K.S.A. 2022 Supp. 50-6,141, and amendments thereto;

(3) the court, in the order of expungement, may specify other circumstances under which the conviction is to be disclosed;

(4) the conviction may be disclosed in a subsequent prosecution for an offense that requires as an element of such offense a prior conviction of the type expunged; and

(5) upon commitment to the custody of the secretary of corrections, any previously expunged record in the possession of the secretary of corrections may be reinstated and the expungement disregarded, and the record continued for the purpose of the new commitment.

(j) Whenever a person is convicted of a crime, pleads guilty and pays a fine for a crime, is placed on parole, postrelease supervision or probation, is assigned to a community correctional services program, is granted a suspended sentence or is released on conditional release, the person shall be informed of the ability to expunge the arrest records or conviction. Whenever a person enters into a diversion agreement, the person shall be informed of the ability to expunge the diversion.

(k) (1) Subject to the disclosures required pursuant to subsection (i), in any application for employment, license or other civil right or privilege, or any appearance as a witness, a person whose arrest records, conviction or diversion of a crime has been expunged under this statute may state that such person has never been arrested, convicted or diverted of such crime.

(2) A person whose arrest record, conviction or diversion of a crime that resulted in such person being prohibited by state or federal law from possessing a firearm has been expunged under this statute shall be deemed to have had such person's right to keep and bear arms fully restored. This restoration of rights shall include, but not be limited to, the right to use, transport, receive, purchase, transfer and possess firearms. The provisions of this paragraph shall apply to all orders of expungement, including any orders issued prior to July 1, 2021.

(l) Whenever the record of any arrest, conviction or diversion has been expunged under the provisions of this section or under the provisions of any other existing or former statute, the custodian of the records of arrest, conviction, diversion and incarceration relating to that crime shall not disclose the existence of such records, except when requested by:

(1) The person whose record was expunged;

(2) a private detective agency or a private patrol operator, and the request is

accompanied by a statement that the request is being made in conjunction with an application for employment with such agency or operator by the person whose record has been expunged;

(3) a court, upon a showing of a subsequent conviction of the person whose record has been expunged;

(4) the secretary for aging and disability services, or a designee of the secretary, for the purpose of obtaining information relating to employment in an institution, as defined in K.S.A. 76-12a01, and amendments thereto, of the Kansas department for aging and disability services of any person whose record has been expunged;

(5) a person entitled to such information pursuant to the terms of the expungement order;

(6) a prosecutor, and such request is accompanied by a statement that the request is being made in conjunction with a prosecution of an offense that requires a prior conviction as one of the elements of such offense;

(7) the supreme court, the clerk or disciplinary administrator thereof, the state board for admission of attorneys or the state board for discipline of attorneys, and the request is accompanied by a statement that the request is being made in conjunction with an application for admission, or for an order of reinstatement, to the practice of law in this state by the person whose record has been expunged;

(8) the Kansas lottery, and the request is accompanied by a statement that the request is being made to aid in determining qualifications for employment with the Kansas lottery or for work in sensitive areas within the Kansas lottery as deemed appropriate by the executive director of the Kansas lottery;

(9) the governor or the Kansas racing and gaming commission, or a designee of the commission, and the request is accompanied by a statement that the request is being made to aid in determining qualifications for executive director of the commission, for employment with the commission, for work in sensitive areas in parimutuel racing as deemed appropriate by the executive director of the commission or for licensure, renewal of licensure or continued licensure by the commission;

(10) the Kansas racing and gaming commission, or a designee of the commission, and the request is accompanied by a statement that the request is being made to aid in determining qualifications of the following under the Kansas expanded lottery act: (A) Lottery gaming facility managers and prospective managers, racetrack gaming facility managers and prospective managers, licensees and certificate holders; and (B) their officers, directors, employees, owners, agents and contractors;

(11) the Kansas sentencing commission;

(12) the state gaming agency, and the request is accompanied by a statement that the request is being made to aid in determining qualifications: (A) To be an employee of the state gaming agency; or (B) to be an employee of a tribal gaming commission or to hold a license issued pursuant to a tribal-gaming compact;

(13) the Kansas securities commissioner or a designee of the commissioner, and the request is accompanied by a statement that the request is being made in conjunction with an application for registration as a broker-dealer, agent, investment adviser or investment adviser representative by such agency and the application was submitted by the person whose record has been expunged;

(14) the Kansas commission on peace officers' standards and training and the request is accompanied by a statement that the request is being made to aid in

determining certification eligibility as a law enforcement officer pursuant to K.S.A. 74-5601 et seq., and amendments thereto;

(15) a law enforcement agency and the request is accompanied by a statement that the request is being made to aid in determining eligibility for employment as a law enforcement officer as defined by K.S.A. 22-2202, and amendments thereto;

(16) (A) the attorney general and the request is accompanied by a statement that the request is being made to aid in determining qualifications for a license to act as a bail enforcement agent pursuant to K.S.A. 75-7e01 through 75-7e09, and amendments thereto, and K.S.A. 2022 Supp. 50-6,141, and amendments thereto; or

(B) the attorney general for any other purpose authorized by law, except that an expungement record shall not be the basis for denial of a license to carry a concealed handgun under the personal and family protection act; or

(17) the Kansas bureau of investigation, for the purpose of completing a person's criminal history record information within the central repository, in accordance with K.S.A. 22-4701 et seq., and amendments thereto.

(m) (1) The provisions of subsection (l)(17) shall apply to records created prior to, on and after July 1, 2011.

(2) Upon the issuance of an order of expungement that resulted in the restoration of a person's right to keep and bear arms, the Kansas bureau of investigation shall report to the federal bureau of investigation that such expunged record be withdrawn from the national instant criminal background check system. The Kansas bureau of investigation shall include such order of expungement in the person's criminal history record for purposes of documenting the restoration of such person's right to keep and bear arms.

Sec. 3. K.S.A. 25-1122, as amended by section 1 of 2023 House Bill No. 2053, is hereby amended to read as follows: 25-1122. (a) Any registered voter may file with the county election officer where ~~the~~ such person is a resident, or where ~~the~~ such person is authorized by law to vote as a former precinct resident, an application for an advance voting ballot. The signed application shall be transmitted only to the county election officer by personal delivery, mail, facsimile or as otherwise provided by law.

(b) If the registered voter is applying for an advance voting ballot to be transmitted in person, the voter shall provide identification pursuant to K.S.A. 25-2908, and amendments thereto.

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

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

(1) The voter is unable or refuses to provide current and valid identification; or

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

provisional ballots. If the county board of canvassers determines that a voter's identification is valid and the provisional ballot was properly cast, the ballot shall be counted.

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

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

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

(f) (1) Applications for advance voting ballots to be transmitted to the voter by mail shall be filed only at the following times:

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

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

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

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

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

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

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

(g) (1) Unless an earlier date is designated by the county election officer, applications for advance voting ballots transmitted to the voter in person ~~in the office of the county election officer~~ shall be filed on the Tuesday next preceding the election and on each subsequent business day until no later than 12 noon on the day preceding such election. If the county election officer so provides, applications for advance voting ballots transmitted to the voter in person in the office of the county election officer also may be filed on the Saturday preceding the election. Upon receipt of any such properly executed application, the county election officer shall deliver to the voter such ballots and instructions as are provided for in this act.

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

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

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

(i) On receipt of any application filed under the provisions of this section, the county election officer shall prepare and maintain in such officer's office a list of the names of all persons who have filed such applications, together with their correct post office address and the precinct, ward, township or voting area in which the persons claim to be registered voters or to be authorized by law to vote as former precinct residents and the present resident address of each applicant. Names and addresses shall remain so listed until the day of such election. The county election officer shall maintain a separate listing of the names and addresses of persons qualifying for permanent advance voting status. All such lists shall be available for inspection upon request in compliance with this subsection by any registered voter during regular business hours. The county election officer upon receipt of the applications shall enter upon a record kept by such officer the name and address of each applicant, which record shall conform to the list above required. Before inspection of any advance voting ballot application list, the person desiring to make the inspection shall provide to the county election officer identification in the form of driver's license or other reliable identification and shall sign a log book or application form maintained by the officer stating the person's name and address and showing the date and time of inspection. All records made by the county election officer shall be subject to public inspection, except

that the voter identification information required by subsections (b) and (c) and the identifying number on ballots and ballot envelopes and records of such numbers shall not be made public.

(j) If a person on the permanent advance voting list fails to vote in four consecutive general elections ~~held on the Tuesday succeeding the first Monday in November of each even-numbered and odd-numbered year~~, the county election officer may mail a notice to such voter. The notice shall inform the voter that the voter's name will be removed from the permanent advance voting list unless the voter renews the application for permanent advance voting status within 30 days after the notice is mailed. If the voter fails to renew such application, the county election officer shall remove the voter's name from the permanent advance voting list. Failure to renew the application for permanent advance voting status shall not result in removal of the voter's name from the voter registration list.

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

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

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

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

(D) the following statement: "Disclosure: This is not a government mailing. It is from a private individual or organization."

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

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

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

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

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

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

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

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

and may file an action against any person found to have violated this subsection.

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

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

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

Sec. 4. K.S.A. 2022 Supp. 25-3009, as amended by section 48 of 2023 Senate Bill No. 221, is hereby amended to read as follows: 25-3009. (a) After an election and prior to the meeting of the county board of canvassers to certify the official election results for any election in which the canvassers certify the results, the county election officer shall conduct a manual audit or tally of each vote cast, regardless of the method of voting, in 1% of all precincts, with a minimum of one precinct located within the county. The precinct or precincts shall be randomly selected and the selection shall take place after the election.

(b) (1) The audit shall be performed manually and shall review all paper ballots selected pursuant to subsection (a). The audit shall be performed by a sworn election board consisting of bipartisan trained board members. The county election officer shall determine the members of the sworn election board who will conduct the audit.

(2) The audit shall review contested races as follows:

(A) In presidential election years:

- (i) One federal race;
- (ii) one state legislative race;
- (iii) one county race; and
- (iv) one constitutional amendment question, if any.

(B) In even-numbered, non-presidential election years:

- (i) One federal race;
- (ii) one statewide race;
- (iii) one state legislative race;
- (iv) one county race; and
- (v) one constitutional amendment question, if any.

(C) In even-numbered election years, any federal, statewide or state legislative race that is within 1% of the total number of votes cast tallied on election night, as determined by the secretary of state, shall be audited. The county election officer shall conduct the audit in the manner set forth in subsection (a) in 10% of all county precincts in the specified race, with a minimum of one precinct in the county. The precincts audited pursuant to this subsection shall be in addition to the precincts audited under subparagraphs (2)(A) and (B).

(D) In odd-numbered election years, two local races will be randomly selected, and the selection shall take place after the election.

(E) Any presidential preference primary election held pursuant to K.S.A. 25-4501a, and amendments thereto.

(c) At least five days prior to the audit, notice of the time and location of the audit

shall be provided to the public on the official county website. The audit shall be conducted in a public setting. Any candidate or entity who is authorized to appoint a poll agent may appoint a poll agent for the audit.

(d) The results of the audit shall be compared to the unofficial election night returns and a report shall be submitted to the county election office and to the secretary of state's office prior to the meeting of the county board of canvassers. If a discrepancy is reported between the audit and the unofficial returns and cannot be resolved, the county election officer or the secretary of state may require audits of additional precincts. Once the audit has been completed, the results of the audit shall be used by the county board of canvassers when certifying the official election results.

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

(f) The secretary of state shall adopt rules and regulations governing the conduct and procedure of the audit, including the random selection of the precincts and offices involved in the audit.

Sec. 5. K.S.A. 2022 Supp. 65-4101 is hereby amended to read as follows: 65-4101. As used in this act:

(a) "Administer" means the direct application of a controlled substance, whether by injection, inhalation, ingestion or any other means, to the body of a patient or research subject by:

- (1) A practitioner or pursuant to the lawful direction of a practitioner; or
- (2) the patient or research subject at the direction and in the presence of the practitioner.

(b) "Agent" means an authorized person who acts on behalf of or at the direction of a manufacturer, distributor or dispenser. ~~It~~ "Agent" does not include a common carrier, public warehouseman or employee of the carrier or warehouseman.

(c) "Application service provider" means an entity that sells electronic prescription or pharmacy prescription applications as a hosted service where the entity controls access to the application and maintains the software and records on its server.

(d) "Board" means the state board of pharmacy.

(e) "Bureau" means the bureau of narcotics and dangerous drugs, United States department of justice, or its successor agency.

(f) "Controlled substance" means any drug, substance or immediate precursor included in any of the schedules designated in K.S.A. 65-4105, 65-4107, 65-4109, 65-4111 and 65-4113, and amendments thereto.

(g) (1) "Controlled substance analog" means a substance that is intended for human consumption, and at least one of the following:

(A) The chemical structure of the substance is substantially similar to the chemical structure of a controlled substance listed in or added to the schedules designated in K.S.A. 65-4105 or 65-4107, and amendments thereto;

(B) the substance has a stimulant, depressant or hallucinogenic effect on the central nervous system substantially similar to the stimulant, depressant or hallucinogenic effect on the central nervous system of a controlled substance included in the schedules

designated in K.S.A. 65-4105 or 65-4107, and amendments thereto; or

(C) with respect to a particular individual, such individual represents or intends the substance to have a stimulant, depressant or hallucinogenic effect on the central nervous system substantially similar to the stimulant, depressant or hallucinogenic effect on the central nervous system of a controlled substance included in the schedules designated in K.S.A. 65-4105 or 65-4107, and amendments thereto.

(2) "Controlled substance analog" does not include:

(A) A controlled substance;

(B) a substance for which there is an approved new drug application; or

(C) a substance with respect to which an exemption is in effect for investigational use by a particular person under section 505 of the federal food, drug and cosmetic act, 21 U.S.C. § 355, to the extent conduct with respect to the substance is permitted by the exemption.

(h) "Counterfeit substance" means a controlled substance that, or the container or labeling of which, without authorization bears the trademark, trade name or other identifying mark, imprint, number or device or any likeness thereof of a manufacturer, distributor or dispenser other than the person who in fact manufactured, distributed or dispensed the substance.

(i) "Cultivate" means the planting or promotion of growth of five or more plants that contain or can produce controlled substances.

(j) "DEA" means the U.S. department of justice, drug enforcement administration.

(k) "Deliver" or "delivery" means the actual, constructive or attempted transfer from one person to another of a controlled substance, whether or not there is an agency relationship.

(l) "Dispense" means to deliver a controlled substance to an ultimate user or research subject by or pursuant to the lawful order of a practitioner, including the packaging, labeling or compounding necessary to prepare the substance for that delivery, or pursuant to the prescription of a mid-level practitioner.

(m) "Dispenser" means a practitioner or pharmacist who dispenses, or a physician assistant who has authority to dispense prescription-only drugs in accordance with K.S.A. 65-28a08(b), and amendments thereto.

(n) "Distribute" means to deliver other than by administering or dispensing a controlled substance.

(o) "Distributor" means a person who distributes.

(p) (1) "Drug" means substances:

(A) ~~Substances~~—Recognized as drugs in the official United States pharmacopeia, official homeopathic pharmacopoeia of the United States or official national formulary or any supplement to any of them;

(B) ~~substances~~—intended for use in the diagnosis, cure, mitigation, treatment or prevention of disease in human or animals;

(C) ~~substances~~—(other than food) intended to affect the structure or any function of the body of human or animals; and

(D) ~~substances~~—intended for use as a component of any article specified in subparagraph (A), (B) or (C).

(2) "Drug" does not include devices or their components, parts or accessories.

(q) "Immediate precursor" means a substance that the board has found to be and by rule and regulation designates as being the principal compound commonly used or

produced primarily for use and that is an immediate chemical intermediary used or likely to be used in the manufacture of a controlled substance, the control of which is necessary to prevent, curtail or limit manufacture.

(r) "Electronic prescription" means an electronically prepared prescription that is authorized and transmitted from the prescriber to the pharmacy by means of electronic transmission.

(s) "Electronic prescription application" means software that is used to create electronic prescriptions and that is intended to be installed on the prescriber's computers and servers where access and records are controlled by the prescriber.

(t) "Electronic signature" means a confidential personalized digital key, code, number or other method for secure electronic data transmissions that identifies a particular person as the source of the message, authenticates the signatory of the message and indicates the person's approval of the information contained in the transmission.

(u) "Electronic transmission" means the transmission of an electronic prescription, formatted as an electronic data file, from a prescriber's electronic prescription application to a pharmacy's computer, where the data file is imported into the pharmacy prescription application.

(v) "Electronically prepared prescription" means a prescription that is generated using an electronic prescription application.

(w) "Facsimile transmission" or "fax transmission" means the transmission of a digital image of a prescription from the prescriber or the prescriber's agent to the pharmacy. "Facsimile transmission" includes, but is not limited to, transmission of a written prescription between the prescriber's fax machine and the pharmacy's fax machine; transmission of an electronically prepared prescription from the prescriber's electronic prescription application to the pharmacy's fax machine, computer or printer; or transmission of an electronically prepared prescription from the prescriber's fax machine to the pharmacy's fax machine, computer or printer.

(x) "Intermediary" means any technology system that receives and transmits an electronic prescription between the prescriber and the pharmacy.

(y) "Isomer" means all enantiomers and diastereomers.

(z) "Manufacture" means the production, preparation, propagation, compounding, conversion or processing of a controlled substance either directly or indirectly or by extraction from substances of natural origin or independently by means of chemical synthesis or by a combination of extraction and chemical synthesis and includes any packaging or repackaging of the substance or labeling or relabeling of its container, except that this term does not include the preparation or compounding of a controlled substance by an individual for the individual's own lawful use or the preparation, compounding, packaging or labeling of a controlled substance:

(1) By a practitioner or the practitioner's agent pursuant to a lawful order of a practitioner as an incident to the practitioner's administering or dispensing of a controlled substance in the course of the practitioner's professional practice; or

(2) by a practitioner or by the practitioner's authorized agent under such practitioner's supervision for the purpose of or as an incident to research, teaching or chemical analysis or by a pharmacist or medical care facility as an incident to dispensing of a controlled substance.

(aa) "Marijuana" means all parts of all varieties of the plant Cannabis whether

growing or not, the seeds thereof, the resin extracted from any part of the plant and every compound, manufacture, salt, derivative, mixture or preparation of the plant, its seeds or resin. It does not include:

(1) The mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture or preparation of the mature stalks, except the resin extracted therefrom, fiber, oil or cake or the sterilized seed of the plant that is incapable of germination;

(2) any substance listed in schedules II through V of the uniform controlled substances act;

(3) drug products approved by the United States food and drug administration as of the effective date of this act;

(4) cannabidiol (other trade name: 2-[(3-methyl-6-(1-methylethenyl)-2-cyclohexen-1-yl]-5-pentyl-1,3-benzenediol); or

(5) industrial hemp as defined in K.S.A. 2-3901, and amendments thereto, when cultivated, produced, possessed or used for activities authorized by the commercial industrial hemp act.

(bb) "Medical care facility" shall have the meaning ascribed to that term in K.S.A. 65-425, and amendments thereto.

(cc) "Mid-level practitioner" means a certified nurse-midwife engaging in the independent practice of midwifery under the independent practice of midwifery act, an advanced practice registered nurse issued a license pursuant to K.S.A. 65-1131, and amendments thereto, who has authority to prescribe drugs pursuant to a written protocol with a responsible physician under K.S.A. 65-1130, and amendments thereto, or a physician assistant licensed under the physician assistant licensure act who has authority to prescribe drugs pursuant to a written agreement with a supervising physician under K.S.A. 65-28a08, and amendments thereto.

(dd) "Narcotic drug" means any of the following whether produced directly or indirectly by extraction from substances of vegetable origin or independently by means of chemical synthesis or by a combination of extraction and chemical synthesis:

(1) Opium and opiate and any salt, compound, derivative or preparation of opium or opiate;

(2) any salt, compound, isomer, derivative or preparation thereof that is chemically equivalent or identical with any of the substances referred to in paragraph (1) but not including the isoquinoline alkaloids of opium;

(3) opium poppy and poppy straw;

(4) coca leaves and any salt, compound, derivative or preparation of coca leaves, and any salt, compound, isomer, derivative or preparation thereof that is chemically equivalent or identical with any of these substances, but not including decocainized coca leaves or extractions of coca leaves that do not contain cocaine or ecgonine.

(ee) "Opiate" means any substance having an addiction-forming or addiction-sustaining liability similar to morphine or being capable of conversion into a drug having addiction-forming or addiction-sustaining liability. It does not include, unless specifically designated as controlled under K.S.A. 65-4102, and amendments thereto, the dextrorotatory isomer of 3-methoxy-n-methylmorphinan and its salts (dextromethorphan). It does include its racemic and levorotatory forms.

(ff) "Opium poppy" means the plant of the species *Papaver somniferum* L. except its seeds.

(gg) "Person" means an individual, corporation, government, or governmental subdivision or agency, business trust, estate, trust, partnership or association or any other legal entity.

(hh) "Pharmacist" means any natural person licensed under K.S.A. 65-1625 et seq., and amendments thereto, to practice pharmacy.

(ii) "Pharmacist intern" means: (1) A student currently enrolled in an accredited pharmacy program; (2) a graduate of an accredited pharmacy program serving such person's internship; or (3) a graduate of a pharmacy program located outside of the United States that is not accredited and who had successfully passed equivalency examinations approved by the board.

(jj) "Pharmacy prescription application" means software that is used to process prescription information, is installed on a pharmacy's computers and servers, and is controlled by the pharmacy.

(kk) "Poppy straw" means all parts, except the seeds, of the opium poppy, after mowing.

(ll) "Practitioner" means a person licensed to practice medicine and surgery, dentist, podiatrist, veterinarian, optometrist, or scientific investigator or other person authorized by law to use a controlled substance in teaching or chemical analysis or to conduct research with respect to a controlled substance.

(mm) "Prescriber" means a practitioner or a mid-level practitioner.

(nn) "Production" includes the manufacture, planting, cultivation, growing or harvesting of a controlled substance.

(oo) "Readily retrievable" means that records kept by automatic data processing applications or other electronic or mechanized recordkeeping systems can be separated out from all other records within a reasonable time not to exceed 48 hours of a request from the board or other authorized agent or that hard-copy records are kept on which certain items are asterisked, redlined or in some other manner visually identifiable apart from other items appearing on the records.

(pp) "Ultimate user" means a person who lawfully possesses a controlled substance for such person's own use or for the use of a member of such person's household or for administering to an animal owned by such person or by a member of such person's household.

Sec. 6. K.S.A. 75-7240, as amended by section 15 of 2023 House Bill No. 2019, is hereby amended to read as follows: 75-7240. (a) The executive branch agency heads shall:

(1) Be solely responsible for security of all data and information technology resources under such agency's purview, irrespective of the location of the data or resources. Locations of data may include:

- (A) Agency sites;
- (B) agency real property;
- (C) infrastructure in state data centers;
- (D) third-party locations; and
- (E) in transit between locations;

(2) ensure that an agency-wide information security program is in place;

(3) designate an information security officer to administer the agency's information security program that reports directly to executive leadership;

(4) participate in CISO-sponsored statewide cybersecurity program initiatives and

services;

(5) implement policies and standards to ensure that all the agency's data and information technology resources are maintained in compliance with applicable state and federal laws and rules and regulations;

(6) implement appropriate cost-effective safeguards to reduce, eliminate or recover from identified threats to data and information technology resources;

(7) include all appropriate cybersecurity requirements in the agency's request for proposal specifications for procuring data and information technology systems and services;

(8) (A) submit a cybersecurity self-assessment report to the CISO by October 16 of each even-numbered year, including an executive summary of the findings, that assesses the extent to which the agency is vulnerable to unauthorized access or harm, including the extent to which the agency's or contractor's electronically stored information is vulnerable to alteration, damage, erasure or inappropriate use;

(B) ensure that the agency conducts annual internal assessments of its security program. Internal assessment results shall be considered confidential and shall not be subject to discovery by or release to any person or agency, outside of the KISO or CISO, without authorization from the executive branch agency director or head. ~~This provision regarding confidentiality shall expire on July 1, 2023, unless the legislature reviews and reenacts such provision pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2023;~~ and

(C) prepare or have prepared a financial summary identifying cybersecurity expenditures addressing the findings of the cybersecurity self-assessment report required in subparagraph (A), excluding information that might put the data or information resources of the agency or its contractors at risk and submit such report to the house of representatives committee on appropriations and the senate committee on ways and means; and

(9) ensure that if an agency owns, licenses or maintains computerized data that includes personal information, confidential information or information, the disclosure of which is regulated by law, such agency shall, in the event of a breach or suspected breach of system security or an unauthorized exposure of that information:

(A) Comply with the notification requirements set out in K.S.A. 2022 Supp. 50-7a01 et seq., and amendments thereto, and applicable federal laws and rules and regulations, to the same extent as a person who conducts business in this state; and

(B) not later than 48 hours after the discovery of the breach, suspected breach or unauthorized exposure, notify: (i) The CISO; and (ii) if the breach, suspected breach or unauthorized exposure involves election data, the secretary of state.

(b) The director or head of each state agency shall:

(1) Participate in annual agency leadership training to ensure understanding of:

(A) The potential impact of common types of cyberattacks and data breaches on the agency's operations and assets;

(B) how cyberattacks and data breaches on the agency's operations and assets may impact the operations and assets of other governmental entities on the state enterprise network;

(C) how cyberattacks and data breaches occur; and

(D) steps to be undertaken by the executive director or agency head and agency employees to protect their information and information systems;

(2) ensure that all information technology login credentials are disabled the same day that any employee ends their employment with the state; and

(3) require that all employees with access to information technology receive a minimum of one hour of information technology security training per year.

(c) (1) The CISO, with input from the joint committee on information technology and the joint committee on Kansas security, shall develop a self-assessment report template for use under subsection (a)(8)(A). The most recent version of such template shall be made available to state agencies prior to July 1 of each even-numbered year. The CISO shall aggregate data from the self-assessments received under subsection (a)(8)(A) and provide a summary of such data to the joint committee on information technology and the joint committee on Kansas security.

(2) Self-assessment reports made to the CISO pursuant to subsection (a)(8)(A) shall be confidential and shall not be subject to the provisions of the Kansas open records act, K.S.A. 45-215 et seq., and amendments thereto. The provisions of this paragraph shall expire on July 1, 2028, unless the legislature reviews and reenacts this provision pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2028.

Sec. 7. K.S.A. 75-7242, as amended by section 16 of 2023 House Bill No. 2019, is hereby amended to read as follows: 75-7242. Information collected to effectuate this act shall be considered confidential by all state and local governmental organizations unless all data elements or information that specifically identifies a target, vulnerability or weakness that would place the organization at risk have been redacted, including: (a) System information logs; (b) vulnerability reports; (c) risk assessment reports; (d) system security plans; (e) detailed system design plans; (f) network or system diagrams; and (g) audit reports. ~~The provisions of this section shall expire on July 1, 2023, unless the legislature reviews and reenacts this provision pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2023.~~

Sec. 8. K.S.A. 2022 Supp. 79-3234, as amended by section 72 of 2023 Senate Bill No. 244, is hereby amended to read as follows: 79-3234. (a) All reports and returns required by this act shall be preserved for three years and thereafter until the director orders them to be destroyed.

(b) Except in accordance with proper judicial order, or as provided in subsection (c) or K.S.A. 46-1106(e), 46-1114 or 79-32,153a, and amendments thereto, it shall be unlawful for the secretary, the director, any deputy, agent, clerk or other officer, employee or former employee of the department of revenue or any other state officer or employee or former state officer or employee to divulge, or to make known in any way, the amount of income or any particulars set forth or disclosed in any report, return, federal return or federal return information required under this act; and it shall be unlawful for the secretary, the director, any deputy, agent, clerk or other officer or employee engaged in the administration of this act to engage in the business or profession of tax accounting or to accept employment, with or without consideration, from any person, firm or corporation for the purpose, directly or indirectly, of preparing tax returns or reports required by the laws of the state of Kansas, by any other state or by the United States government, or to accept any employment for the purpose of advising, preparing material or data, or the auditing of books or records to be used in an effort to defeat or cancel any tax or part thereof that has been assessed by the state of Kansas, any other state or by the United States government.

(c) The secretary or the secretary's designee may:

(1) Publish statistics, so classified as to prevent the identification of particular reports or returns and the items thereof;

(2) allow the inspection of returns by the attorney general or other legal representatives of the state;

(3) provide the post auditor access to all income tax reports or returns in accordance with and subject to the provisions of K.S.A. 46-1106(e) or 46-1114, and amendments thereto;

(4) disclose taxpayer information from income tax returns to persons or entities contracting with the secretary of revenue where the secretary has determined disclosure of such information is essential for completion of the contract and has taken appropriate steps to preserve confidentiality;

(5) disclose to the secretary of commerce the following: (A) Specific taxpayer information related to financial information previously submitted by the taxpayer to the secretary of commerce concerning or relevant to any income tax credits, for purposes of verification of such information or evaluating the effectiveness of any tax credit or economic incentive program administered by the secretary of commerce; (B) the amount of payroll withholding taxes an employer is retaining pursuant to K.S.A. 74-50,212, and amendments thereto; (C) information received from businesses completing the form required by K.S.A. 74-50,217, and amendments thereto; and (D) findings related to a compliance audit conducted by the department of revenue upon the request of the secretary of commerce pursuant to K.S.A. 74-50,215, and amendments thereto;

(6) disclose income tax returns to the state gaming agency to be used solely for the purpose of determining qualifications of licensees of and applicants for licensure in tribal gaming. Any information received by the state gaming agency shall be confidential and shall not be disclosed except to the executive director, employees of the state gaming agency and members and employees of the tribal gaming commission;

(7) disclose the taxpayer's name, last known address and residency status to the Kansas department of wildlife, ~~and parks and tourism~~ to be used solely in its license fraud investigations;

(8) disclose the name, residence address, employer or Kansas adjusted gross income of a taxpayer who may have a duty of support in a title IV-D case to the secretary of the Kansas department for children and families for use solely in administrative or judicial proceedings to establish, modify or enforce such support obligation in a title IV-D case. In addition to any other limits on use, such use shall be allowed only where subject to a protective order which prohibits disclosure outside of the title IV-D proceeding. As used in this section, "title IV-D case" means a case being administered pursuant to part D of title IV of the federal social security act, 42 U.S.C. § 651 et seq., and amendments thereto. Any person receiving any information under the provisions of this subsection shall be subject to the confidentiality provisions of subsection (b) and to the penalty provisions of subsection (e);

(9) permit the commissioner of internal revenue of the United States, or the proper official of any state imposing an income tax, or the authorized representative of either, to inspect the income tax returns made under this act and the secretary of revenue may make available or furnish to the taxing officials of any other state or the commissioner of internal revenue of the United States or other taxing officials of the federal government, or their authorized representatives, information contained in income tax reports or returns or any audit thereof or the report of any investigation made with

respect thereto, filed pursuant to the income tax laws, as the secretary may consider proper, but such information shall not be used for any other purpose than that of the administration of tax laws of such state, the state of Kansas or of the United States;

(10) communicate to the executive director of the Kansas lottery information as to whether a person, partnership or corporation is current in the filing of all applicable tax returns and in the payment of all taxes, interest and penalties to the state of Kansas, excluding items under formal appeal, for the purpose of determining whether such person, partnership or corporation is eligible to be selected as a lottery retailer;

(11) communicate to the executive director of the Kansas racing commission as to whether a person, partnership or corporation has failed to meet any tax obligation to the state of Kansas for the purpose of determining whether such person, partnership or corporation is eligible for a facility owner license or facility manager license pursuant to the Kansas parimutuel racing act;

(12) provide such information to the executive director of the Kansas public employees retirement system for the purpose of determining that certain individuals' reported compensation is in compliance with the Kansas public employees retirement act, K.S.A. 74-4901 et seq., and amendments thereto;

(13) (A) provide taxpayer information of persons suspected of violating K.S.A. 44-766, and amendments thereto, to the secretary of labor or such secretary's designee for the purpose of determining compliance by any person with the provisions of K.S.A. 44-703(i)(3)(D) and 44-766, and amendments thereto. The information to be provided shall include all relevant information in the possession of the department of revenue necessary for the secretary of labor to make a proper determination of compliance with the provisions of K.S.A. 44-703(i)(3)(D) and 44-766, and amendments thereto, and to calculate any unemployment contribution taxes due. Such information to be provided by the department of revenue shall include, but not be limited to, withholding tax and payroll information, the identity of any person that has been or is currently being audited or investigated in connection with the administration and enforcement of the withholding and declaration of estimated tax act, K.S.A. 79-3294 et seq., and amendments thereto, and the results or status of such audit or investigation;

(B) any person receiving tax information under the provisions of this paragraph shall be subject to the same duty of confidentiality imposed by law upon the personnel of the department of revenue and shall be subject to any civil or criminal penalties imposed by law for violations of such duty of confidentiality; and

(C) each of the secretary of labor and the secretary of revenue may adopt rules and regulations necessary to effect the provisions of this paragraph;

(14) provide such information to the state treasurer for the sole purpose of carrying out the provisions of K.S.A. 58-3934, and amendments thereto. Such information shall be limited to current and prior addresses of taxpayers or associated persons who may have knowledge as to the location of an owner of unclaimed property. For the purposes of this paragraph, "associated persons" includes spouses or dependents listed on income tax returns;

(15) after receipt of information pursuant to subsection (f), forward such information and provide the following reported Kansas individual income tax information for each listed defendant, if available, to the state board of indigents' defense services in an electronic format and in the manner determined by the secretary: (A) The defendant's name; (B) social security number; (C) Kansas adjusted gross

income; (D) number of exemptions claimed; and (E) the relevant tax year of such records. Any social security number provided to the secretary and the state board of indigents' defense services pursuant to this section shall remain confidential; and

(16) disclose taxpayer information that is received from income tax returns to the department of commerce that may be disclosed pursuant to the provisions of K.S.A. 2022 Supp. 74-50,227, and amendments thereto, for the purpose of including such information in the database required by K.S.A. 2022 Supp. 74-50,227, and amendments thereto.

(d) Any person receiving information under the provisions of subsection (c) shall be subject to the confidentiality provisions of subsection (b) and to the penalty provisions of subsection (e).

(e) Any violation of subsection (b) or (c) is a class A nonperson misdemeanor and, if the offender is an officer or employee of the state, such officer or employee shall be dismissed from office.

(f) For the purpose of determining whether a defendant is financially able to employ legal counsel under the provisions of K.S.A. 22-4504, and amendments thereto, in all felony cases with appointed counsel where the defendant's social security number is accessible from the records of the district court, the court shall electronically provide the defendant's name, social security number, district court case number and county to the secretary of revenue in the manner and format agreed to by the office of judicial administration and the secretary.

(g) Nothing in this section shall be construed to allow disclosure of the amount of income or any particulars set forth or disclosed in any report, return, federal return or federal return information, where such disclosure is prohibited by the federal internal revenue code as in effect on September 1, 1996, and amendments thereto, related federal internal revenue rules or regulations, or other federal law.";

Also on page 3, in line 14, by striking "8-1723 is" and inserting "8-1103, as amended by section 4 of 2023 House Bill No. 2147, 25-1122, as amended by section 1 of 2023 House Bill No. 2053, 25-1122, as amended by section 28 of 2023 Senate Bill No. 221, 32-837, as amended by section 35 of 2023 House Bill No. 2332, 32-906, as amended by section 52 of 2023 House Bill No. 2332, 75-1253, as amended by section 127 of 2023 House Bill No. 2332, 75-7240, as amended by section 15 of 2023 House Bill No. 2019, 75-7240, as amended by section 8 of 2023 House Bill No. 2395, 75-7242, as amended by section 16 of 2023 House Bill No. 2019, and 75-7242, as amended by section 9 of 2023 House Bill No. 2395, and K.S.A. 2022 Supp. 21-6614, 21-6614i, 25-3009, as amended by section 48 of 2023 Senate Bill No. 221, 25-3009, as amended by section 3 of 2023 House Bill No. 2053, 65-4101, 65-4101d, 79-3234, as amended by section 72 of 2023 Senate Bill No. 244, and 79-3234, as amended by section 141 of 2023 House Bill No. 2332, are"; following line 14, by inserting:

"Sec. 11. On and after January 1, 2024, K.S.A. 8-1103, as amended by section 1 of 2023 House Bill No. 2042, is hereby repealed.";

Also on page 3, in line 16, by striking "Kansas register" and inserting "statute book";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "ACT"; by striking all in lines 2 through 10; in line 11, by striking "section" and inserting "reconciling multiple amendments to certain statutes; amending K.S.A. 8-1103, as amended by section 1 of 2023 House Bill No. 2042, 25-1122, as amended by section 1 of 2023 House Bill No.

2053, 75-7240, as amended by section 15 of 2023 House Bill No. 2019, and 75-7242, as amended by section 16 of 2023 House Bill No. 2019, and K.S.A. 2022 Supp. 21-6614, 25-3009, as amended by section 48 of 2023 Senate Bill No. 221, 65-4101 and 79-3234, as amended by section 72 of 2023 Senate Bill No. 244, and repealing the existing sections; also repealing K.S.A. 8-1103, as amended by section 4 of 2023 House Bill No. 2147, 25-1122, as amended by section 28 of 2023 Senate Bill No. 221, 32-837, as amended by section 35 of 2023 House Bill No. 2332, 32-906, as amended by section 52 of 2023 House Bill No. 2332, 75-1253, as amended by section 127 of 2023 House Bill No. 2332, 75-7240, as amended by section 8 of 2023 House Bill No. 2395, 75-7242, as amended by section 9 of 2023 House Bill No. 2395, and K.S.A. 2022 Supp. 21-6614i, 25-3009, as amended by section 3 of 2023 House Bill No. 2053, 65-4101d and 79-3234, as amended by section 141 of 2023 House Bill No. 2332”;

And your committee on conference recommends the adoption of this report.

TROY WAYMASTER

KYLE HOFFMAN

HENRY HELGERSON

Conferees on part of House

RICK BILLINGER

J R CLAEYS

PAT PETTEY

Conferees on part of Senate

On motion of Rep. Waymaster, the conference committee report on **SB 106** was adopted.

On roll call, the vote was: Yeas 120; Nays 0; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carmichael, B. Carpenter, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoyer, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoer, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlin, Neighbor, Poetter Parshall, Thomas, Xu.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 25** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, as follows:

On page 1, by striking all in lines 6 through 31; following line 31, by inserting:

"Section 1. (a) For the fiscal years ending June 30, 2023, June 30, 2024, June 30, 2025, June 30, 2026, June 30, 2027, and June 30, 2028, appropriations are hereby made, restrictions and limitations are hereby imposed, and transfers, capital improvement projects, fees, receipts, disbursements, procedures and acts incidental to the foregoing are hereby directed or authorized as provided in this act.

(b) The agencies named in this act are hereby authorized to initiate and complete the capital improvement projects specified and authorized by this act or for which appropriations are made by this act, subject to the restrictions and limitations imposed by this act.

(c) This act shall be known and may be cited as the omnibus appropriation act of 2023 and shall constitute the omnibus reconciliation spending limit bill for the 2023 regular session of the legislature for purposes of K.S.A. 75-6702(a), and amendments thereto.

(d) The appropriations made by this act shall not be subject to the provisions of K.S.A. 46-155, and amendments thereto.

Sec. 2.

STATE BANK COMMISSIONER

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Bank commissioner fee fund (094-00-2811)

For the fiscal year ending June 30, 2024.....\$12,809,736

Provided, That expenditures from the bank commissioner fee fund for the fiscal year ending June 30, 2024, for official hospitality for the division of consumer and mortgage lending shall not exceed \$1,000: *Provided further*; That expenditures from the bank commissioner fee fund for the fiscal year ending June 30, 2024, for official hospitality for the division of banking shall not exceed \$1,000.

For the fiscal year ending June 30, 2025.....\$12,720,158

Provided, That expenditures from the bank commissioner fee fund for the fiscal year ending June 30, 2025, for official hospitality for the division of consumer and mortgage lending shall not exceed \$1,000: *Provided further*; That expenditures from the bank commissioner fee fund for the fiscal year ending June 30, 2025, for official hospitality for the division of banking shall not exceed \$1,000.

Bank examination and investigation fund (094-00-2013-1010)

For the fiscal year ending June 30, 2024.....No limit

For the fiscal year ending June 30, 2025.....No limit

Consumer education settlement fund (094-00-2560-2500)

For the fiscal year ending June 30, 2024.....No limit

Provided, That expenditures may be made from the consumer education settlement fund for the fiscal year ending June 30, 2024, for consumer education purposes, which may be in accordance with contracts for such activities, which are hereby authorized to be entered into by the state bank commissioner or the deputy commissioner of the consumer and mortgage lending division, as the case may require, and the entities conducting such activities.

For the fiscal year ending June 30, 2025.....No limit

Provided, That expenditures may be made from the consumer education settlement fund for the fiscal year ending June 30, 2025, for consumer education purposes, which may be in accordance with contracts for such activities, which are hereby authorized to be entered into by the state bank commissioner or the deputy commissioner of the consumer and mortgage lending division, as the case may require, and the entities conducting such activities.

Litigation expense fund (094-00-2499-2499)

For the fiscal year ending June 30, 2024.....No limit

Provided, That the above agency is authorized to make expenditures from the litigation expense fund for the fiscal year ending June 30, 2024, for costs, fees and expenses associated with administrative or judicial proceedings regarding the enforcement of laws administered by the consumer and mortgage lending division and the enforcement and collection of assessed fines, fees and consumer refunds: *Provided further*, That, during the fiscal year ending June 30, 2024, a portion of the moneys collected as a result of fines and investigative fees collected by the consumer and mortgage lending division, as determined by the deputy of the consumer and mortgage lending division, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and credited to the litigation expense fund.

For the fiscal year ending June 30, 2025.....No limit

Provided, That the above agency is authorized to make expenditures from the litigation expense fund for the fiscal year ending June 30, 2025, for costs, fees and expenses associated with administrative or judicial proceedings regarding the enforcement of laws administered by the consumer and mortgage lending division and the enforcement and collection of assessed fines, fees and consumer refunds: *Provided further*, That, during the fiscal year ending June 30, 2025, a portion of the moneys collected as a result of fines and investigative fees collected by the consumer and mortgage lending division, as determined by the deputy of the consumer and mortgage lending division, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and credited to the litigation expense fund.

(b) On July 1, 2023, the provisions of section 12(a) of 2023 House Bill No. 2184 are hereby declared to be null and void and shall have no force and effect.

Sec. 3.

BEHAVIORAL SCIENCES REGULATORY BOARD

(a) On July 1, 2023, if Substitute for Senate Bill No. 131 has been passed by the legislature during the 2023 regular session and enacted into law, then the expenditure limitation established for the fiscal year ending June 30, 2024, by section 15(a) of 2023 House Bill No. 2184 on the behavioral sciences regulatory board fee fund (102-00-2730-0100) of the behavioral sciences regulatory board is hereby increased from \$1,050,908 to \$1,147,260.

(b) On July 1, 2023, if Substitute for Senate Bill No. 131 has been passed by the legislature during the 2023 regular session and enacted into law, then the expenditure limitation established for the fiscal year ending June 30, 2025, by section 15(a) of 2023 House Bill No. 2184 on the behavioral sciences regulatory board fee fund (102-00-2730-0100) of the behavioral sciences regulatory board is hereby increased from \$1,073,817 to \$1,170,169.

Sec. 4.

KANSAS BOARD OF EXAMINERS IN FITTING
AND DISPENSING OF HEARING INSTRUMENTS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 14(b) of chapter 81 of the 2022 Session Laws of Kansas on the hearing instrument board fee fund (266-00-2712-9900) of the Kansas board of examiners in fitting and dispensing of hearing instruments is hereby increased from \$34,010 to \$36,510.

(b) On July 1, 2023, the expenditure limitation established for the fiscal year ending June 30, 2024, by section 21(a) of 2023 House Bill No. 2184 on the hearing instrument board fee fund (266-00-2712-9900) of the Kansas board of examiners in fitting and dispensing of hearing instruments is hereby increased from \$37,695 to \$42,695.

(c) On July 1, 2023, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 21(a) of 2023 House Bill No. 2184 on the hearing instrument board fee fund (266-00-2712-9900) of the Kansas board of examiners in fitting and dispensing of hearing instruments is hereby increased from \$37,695 to \$42,695.

Sec. 5.

STATE BOARD OF PHARMACY

(a) During the fiscal year ending June 30, 2023, notwithstanding the provisions of K.S.A. 2022 Supp. 65-16,130, and amendments thereto, or any other statute to the contrary, no expenditures shall be made by the above agency from moneys appropriated from any special revenue fund or funds for fiscal year 2023 as authorized by section 18 of chapter 116 or section 21 of chapter 98 of the 2021 Session Laws of Kansas, section 17 of chapter 81 of the 2022 Session Laws of Kansas, this or any other appropriation act of the 2023 regular session of the legislature to prohibit or enforce a prohibition against an arrangement between payors and selected pharmacies to ship a patient's

pharmaceutical medication directly to a site of care or directly to the patient for administration at the site of care: *Provided, however,* That the above agency may implement or enforce such prohibition if such agency requires that an alternative pharmaceutical medication provided by the site of care not exceed the cost to the patient or payor of the pharmaceutical medication if such pharmaceutical medication were provided by the payor and a selected pharmacy shipping such pharmaceutical medication directly to the patient at the patient's home or the site of care.

Sec. 6.

STATE BOARD OF PHARMACY

(a) During the fiscal years ending June 30, 2024, and June 30, 2025, notwithstanding the provisions of K.S.A. 2022 Supp. 65-16,130, and amendments thereto, or any other statute to the contrary, no expenditures shall be made by the above agency from moneys appropriated from any special revenue fund or funds for fiscal year 2024 or 2025 as authorized by section 26 of 2023 House Bill No. 2184, this or any other appropriation act of the 2024 or 2025 regular session of the legislature to prohibit or enforce a prohibition against an arrangement between payors and selected pharmacies to ship a patient's pharmaceutical medication directly to a site of care or directly to the patient for administration at the site of care: *Provided, however,* That the above agency may implement or enforce such prohibition if such agency requires that an alternative pharmaceutical medication provided by the site of care not exceed the cost to the patient or payor of the pharmaceutical medication if such pharmaceutical medication were provided by the payor and a selected pharmacy shipping such pharmaceutical medication directly to the patient at the patient's home or the site of care.

Sec. 7.

GOVERNMENTAL ETHICS COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures (247-00-1000-0103)	
For the fiscal year ending June 30, 2024.....	\$13,000
For the fiscal year ending June 30, 2025.....	\$13,000

Sec. 8.

GOVERNOR'S DEPARTMENT

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Domestic violence	
prevention grants (252-00-1000-0600).....	\$4,550,000
Child advocacy centers (252-00-1000-0610).....	\$450,000

(b) During the fiscal years ending June 30, 2024, and June 30, 2025, in addition to

the other purposes for which expenditures may be made by the above agency, expenditures shall be made by the above agency from moneys appropriated for fiscal year 2024 and fiscal year 2025 by section 38 of 2023 House Bill No. 2184, this or any other appropriation act of the 2023 or 2024 regular session of the legislature to post on a searchable website accessible to the public, pursuant to the Kansas taxpayer transparency act, K.S.A. 74-72,123, and amendments thereto, and as allowable by federal regulations, any grant applied for or awarded by any agency related to the American Rescue Plan Act – state fiscal recovery fund related to the four programmatic areas of connectivity, efficiency and modernization, health and education, and economic revitalization, as well as awards applied for and made through the building a stronger economy grants program and building a stronger economy 2.0 grants programs: *Provided*, That the list of all such awards shall include: (1) Such organization name; (2) the county where the grant project is located; (3) a brief description of the grant project; (4) the dollar amount awarded; and (5) the date that the above agency awarded the grant: *Provided further*, That information required to be included on the website pursuant to this paragraph shall be posted within 30 business days after the date of awarding the grant.

(c) On July 1, 2023, section 143 of 2023 House Bill No. 2184 is hereby declared null and void and shall have no force and effect.

Sec. 9.

ATTORNEY GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (082-00-1000-0103).....\$1,741,564

Provided, That if 2023 Senate Bill No. 174, or other legislation that authorizes the attorney general to prosecute any crime that is part of an alleged course of criminal conduct that occurred in two or more counties, is not passed by the legislature during the 2023 regular session and enacted into law, then on July 1, 2023, of the \$1,741,564 appropriated for the above agency for the fiscal year ending June 30, 2024, by this section from the state general fund in the operating expenditures account, the sum of \$252,825 is hereby lapsed.

Sec. 10.

SECRETARY OF STATE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Presidential preference primary.....\$4,700,000

Sec. 11.

STATE TREASURER

(a) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund in the water supply

storage debt payment for Milford and Perry reservoirs account (039-00-1000-0610) of the above agency for fiscal years 2023, 2024, 2025, 2026, 2027 and 2028 as authorized by sections 41 through 46 of 2023 House Bill No. 2184, this or any other appropriation act of the 2023, 2024, 2025, 2026 or 2027 regular session of the legislature, expenditures may be made by the above agency from such moneys appropriated in fiscal years 2023, 2024, 2025, 2026, 2027 and 2028 to direct, in the state treasurer's discretion, the pooled money investment board to invest all moneys in the water supply storage debt payment for Milford and Perry reservoirs account in United States treasury bills that may be purchased by the state treasurer pursuant to section 41 of 2023 House Bill No. 2184.

(b) On the effective date of this act, the provisions of the proviso on section 1(a) and the provisions of section 2 of 2023 Senate Substitute for House Bill No. 2302 are hereby declared to be null and void and shall have no force and effect.

(c) On the effective date of this act, the \$52,000,000 appropriated for the above agency for the fiscal year ending June 30, 2023, by section 1(a) of 2023 Senate Substitute for House Bill No. 2302 from the state general fund in the water supply storage debt payment for Milford and Perry reservoirs account (039-00-1000-0610) is hereby lapsed.

(d) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Build Kansas matching grant fund.....No limit

Provided, That during the fiscal year ending June 30, 2024, no expenditures shall be made from or obligation incurred against the build Kansas matching grant fund without the requesting state agency advising and consulting with the build Kansas advisory committee, subject to the provisions of these provisos: *Provided further*, That the build Kansas advisory committee shall be composed of nine members of the legislature appointed as follows: (1) One member appointed by the governor; (2) three members appointed by the speaker of the house of representatives; (3) three members appointed by the president of the senate; (4) one member appointed by the minority leader of the house of representatives; and (5) one member appointed by the minority leader of the senate: *And provided further*, That the chairperson of such committee shall be a senate member appointed by the president of the senate, and the vice chairperson shall be a representative member appointed by the speaker of the house of representatives: *And provided further*, That any state agency named in 2023 House Bill No. 2184 that is knowledgeable concerning potential infrastructure projects that may be funded by the infrastructure investment and jobs act, public law 117-58, shall inform and educate local communities of the funding opportunities available in such act: *And provided further*, That such state agencies shall provide assistance as necessary to interested local communities: *And provided further*, That such state agencies shall form a steering committee to meet regularly in order to coordinate efforts and develop a process to ensure that local communities are informed and connected with the coordinating state agency: *And provided further*, That the steering committee, after advising and consulting with the build Kansas advisory committee, shall establish a means test to

determine whether the local community is an eligible entity pursuant to the infrastructure investment and jobs act and has demonstrated a need for such grant: *And provided further*, That a grant funding application requesting matching funds for the purposes of the infrastructure investment and jobs act shall be approved by the coordinating state agency, in consultation with the steering committee, prior to submission to the build Kansas advisory committee: *And provided further*, That the grant funding application requested by eligible entities from the build Kansas matching grant fund and approved by the coordinating state agency shall be submitted to the build Kansas advisory committee: *And provided further*, That as soon as practicable, the build Kansas advisory committee shall meet and review each request and report such committee's advice to the state treasurer, the eligible entity submitting the grant application and the coordinating state agency that is providing assistance to the eligible entity in the local community: *Provided however*, That other than operating expenditures, no expenditures shall be made from the build Kansas matching grant fund without written documentation to the state treasurer that such grant funding application has been approved by the federal government pursuant to the infrastructure investment and jobs act: *And provided further*, That, after the requesting state agency advises and consults with the build Kansas advisory committee and receives notification of federal approval, the above agency shall expend matching grant funds to the eligible entity that has been awarded such grant subject to the provisions of the grant: *And provided further*, That such matching grant funds shall be used by eligible entities to support projects funded by the infrastructure investment and jobs act: *And provided further*, That such projects shall include, but not be limited to, water, transportation, energy, cyber security and broadband infrastructure: *And provided further*, That no expenditures from the build Kansas matching grant fund for the fiscal year ending June 30, 2024, shall be made for salaries and wages and other operating expenditures, including, but not limited to, hiring grant writers and consultants to provide technical assistance and educational opportunities: *And provided however*, That if during fiscal year 2024, the build Kansas advisory committee determines that the unencumbered balance in the build Kansas matching grant fund is insufficient to pay an amount that is necessary to finance grant applications approved by such committee pursuant to this proviso, such committee may request approval from the state finance council to transfer an amount equal to the insufficient amount from the state general fund to the build Kansas matching grant fund: *And provided however*, That no such transfer shall be made from the state general fund to the build Kansas matching grant fund without approval from the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such approval also may be given while the legislature is in session: *And provided further*, That the state finance council is hereby authorized to approve such transfers: *And provided further*, That, if approved, the director of accounts and reports shall make such transfer: *And provided however*, That the total of all amounts transferred from the state general fund to the build Kansas matching grant fund pursuant to this proviso shall not exceed \$215,000,000: *And provided further*, That approved grant applications shall be distributed geographically based on the department of commerce's Kansas economic development districts and, for the purposes of this proviso, the Mo-Kan district shall be combined with those counties that are not associated with any Kansas economic development district: *And provided further*, That

the build Kansas advisory committee may meet to advise and consult on any such request while the legislature is in session and in person or through the use of telephone or any other medium for interactive communication.

(e) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$50,000,000 from the state general fund to the build Kansas matching grant fund.

Sec. 12.

STATE TREASURER

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2025, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Build Kansas matching grant fund.....No limit

Provided, That during the fiscal year ending June 30, 2025, no expenditures shall be made from or obligation incurred against the build Kansas matching grant fund without the requesting state agency advising and consulting with the build Kansas advisory committee, as established in section 11, subject to the provisions of these provisos: *Provided, however*, That during the fiscal year ending June 30, 2025, the chairperson of such committee shall be a representative member appointed by the speaker of the house of representatives and the vice chairperson shall be a senate member appointed by the president of the senate: *And provided further*, That any state agency named in 2023 House Bill No. 2184 that is knowledgeable concerning potential infrastructure projects that may be funded by the infrastructure investment and jobs act, public law 117-58, shall inform and educate local communities of the funding opportunities available in such act: *And provided further*, That such state agencies shall provide assistance as necessary to interested local communities: *And provided further*, That such state agencies shall form a steering committee to meet regularly in order to coordinate efforts and develop a process to ensure that local communities are informed and connected with the coordinating state agency: *And provided further*, That the steering committee, after advising and consulting with the build Kansas advisory committee, shall establish a means test to determine whether the local community is an eligible entity pursuant to the infrastructure investment and jobs act and has demonstrated a need for such grant: *And provided further*, That a grant funding application, requesting matching funds for the purposes of the infrastructure investment and jobs act, shall be approved by the coordinating state agency, in consultation with the steering committee, prior to submission to the build Kansas advisory committee: *And provided further*, That the grant funding application requested by eligible entities from the build Kansas matching grant fund and approved by the coordinating state agency shall be submitted to the build Kansas advisory committee: *And provided further*, That as soon as practicable, the build Kansas advisory committee shall meet and review each request and shall report such committee's advice to the state treasurer, the eligible entity submitting the grant application and the coordinating state agency that is providing assistance to the eligible entity in the local community: *Provided however*, That other than operating expenditures, no expenditures shall be made from the build Kansas matching grant fund

without written documentation to the state treasurer that such grant funding application has been approved by the federal government pursuant to the infrastructure investment and jobs act: *And provided further*, That, after the requesting state agency advises and consults with the build Kansas advisory committee and receives notification of federal approval, the above agency shall expend matching grant funds to the eligible entity that has been awarded such grant subject to the provisions of the grant: *And provided further*, That such matching grant funds shall be used by eligible entities to support projects funded by the infrastructure investment and jobs act: *And provided further*, That such projects shall include, but not be limited to, water, transportation, energy, cyber security and broadband infrastructure: *And provided further*, That expenditures from the build Kansas matching grant fund for the fiscal year ending June 30, 2025, for salaries and wages and other operating expenditures, including, but not limited to, hiring grant writers and consultants to provide technical assistance and educational opportunities, shall not exceed \$5,000,000 and are subject to advice and consultation with the build Kansas advisory committee: *And provided however*, That if during fiscal year 2025, the build Kansas advisory committee determines that the unencumbered balance in the build Kansas matching grant fund is insufficient to pay an amount that is necessary to finance grant applications approved by such committee pursuant to this proviso, such committee may request approval from the state finance council to transfer an amount equal to the insufficient amount from the state general fund to the build Kansas matching grant fund: *And provided however*, That no such transfer shall be made from the state general fund to the build Kansas matching grant fund without approval from the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such approval also may be given while the legislature is in session: *And provided further*, That the state finance council is hereby authorized to approve such transfers: *And provided further*, That if approved, the director of accounts and reports shall make such transfer: *And provided however*, That the total of all amounts transferred from the state general fund to the build Kansas matching grant fund pursuant to this proviso and the provisions of section 11 shall not exceed \$215,000,000: *And provided further*, That approved grant applications shall be distributed geographically based on the department of commerce's Kansas economic development districts and, for the purposes of this proviso, the Mo-Kan district shall be combined with those counties that are not associated with any Kansas economic development district: *And provided further*, That the build Kansas advisory committee may meet to advise and consult on any such request while the legislature is in session and in person or through the use of telephone or any other medium for interactive communication: *And provided further*, That on or before the first day of the 2025 regular session of the legislature, any coordinating state agency providing assistance to local communities shall submit a report on all expenditures, grant applications and approved grant applications from the build Kansas matching grant fund for the preceding fiscal year to the house of representatives committee on appropriations and the senate committee on ways and means.

(b) On July 1, 2024, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$55,000,000 from the state general fund to the build Kansas matching grant fund: *Provided, however*, That if in the aggregate, the amount transferred from the state general fund to the build Kansas matching grant fund pursuant

to any previous state finance council action is equal to \$215,000,000, then the provisions of this subsection are null and void.

Sec. 13.

STATE TREASURER

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Build Kansas matching grant fund.....No limit

Provided, That during the fiscal year ending June 30, 2026, no expenditures shall be made from or obligation incurred against the build Kansas matching grant fund without the requesting state agency advising and consulting with the build Kansas advisory committee, as established in section 11, subject to the provisions of these provisos: *Provided, however*, That during the fiscal year ending June 30, 2026, the chairperson of such committee shall be a senate member appointed by the president of the senate, and the vice chairperson shall be a representative member appointed by the speaker of the house of representatives: *And provided further*, That any state agency named in 2023 House Bill No. 2184 that is knowledgeable concerning potential infrastructure projects that may be funded by the infrastructure investment and jobs act, public law 117-58, shall inform and educate local communities of the funding opportunities available in such act: *And provided further*, That such state agencies shall provide assistance as necessary to interested local communities: *And provided further*, That such state agencies shall form a steering committee to meet regularly in order to coordinate efforts and develop a process to ensure that local communities are informed and connected with the coordinating state agency: *And provided further*, That the steering committee, after advising and consulting with the build Kansas advisory committee, shall establish a means test to determine whether the local community is an eligible entity pursuant to the infrastructure investment and jobs act and has demonstrated a need for such grant: *And provided further*, That a grant funding application, requesting matching funds for the purposes of the infrastructure investment and jobs act, shall be approved by the coordinating state agency, in consultation with the steering committee, prior to submission to the build Kansas advisory committee: *And provided further*, That the grant funding application requested by eligible entities from the build Kansas matching grant fund and approved by the coordinating state agency shall be submitted to the build Kansas advisory committee: *And provided further*, That as soon as practicable, the build Kansas advisory committee shall meet and review each request and shall report such committee's advice to the state treasurer, the eligible entity submitting the grant application and the coordinating state agency that is providing assistance to the eligible entity in the local community: *Provided however*, That other than operating expenditures, no expenditures shall be made from the build Kansas matching grant fund without written documentation to the state treasurer that such grant funding application has been approved by the federal government pursuant to the infrastructure investment and jobs act: *And provided further*, That, after the requesting state agency advises and consults with the build Kansas advisory committee and receives notification of federal

approval, the above agency shall expend matching grant funds to the eligible entity that has been awarded such grant subject to the provisions of the grant: *And provided further*, That such matching grant funds shall be used by eligible entities to support projects funded by the infrastructure investment and jobs act: *And provided further*, That such projects shall include, but not be limited to, water, transportation, energy, cyber security and broadband infrastructure: *And provided further*, That expenditures from the build Kansas matching grant fund for the fiscal year ending June 30, 2026, for salaries and wages and other operating expenditures, including, but not limited to, hiring grant writers and consultants to provide technical assistance and educational opportunities, shall not exceed \$5,000,000 and are subject to advice and consultation with the build Kansas advisory committee: *And provided however*, That if during fiscal year 2026, the build Kansas advisory committee determines that the unencumbered balance in the build Kansas matching grant fund is insufficient to pay an amount that is necessary to finance grant applications approved by such committee pursuant to this proviso, such committee may request approval from the state finance council to transfer an amount equal to the insufficient amount from the state general fund to the build Kansas matching grant fund: *And provided however*, That no such transfer shall be made from the state general fund to the build Kansas matching grant fund without approval from the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such approval also may be given while the legislature is in session: *And provided further*, That the state finance council is hereby authorized to approve such transfers: *And provided further*, That if approved, the director of accounts and reports shall make such transfer: *And provided however*, That the total of all amounts transferred from the state general fund to the build Kansas matching grant fund pursuant to this proviso and the provisions of sections 11 and 12 shall not exceed \$215,000,000: *And provided further*, That approved grant applications shall be distributed geographically based on the department of commerce's Kansas economic development districts, and for the purposes of this proviso, the Mo-Kan district shall be combined with those counties that are not associated with any Kansas economic development district: *And provided further*, That expenditures shall be made by the above agency from such fund during fiscal year 2026 to review the location of all grants awarded in each Kansas economic development district including the combined counties Mo-Kan district: *And provided further*, That during fiscal year 2026, the above agency shall collaborate with the coordinating state agencies to ensure that each Kansas economic development district and the combined counties Mo-Kan district does not have less than \$10,000,000 allocated to grant projects in such district from the build Kansas matching grant fund: *And provided further*, That the build Kansas advisory committee may meet to advise and consult on any such request while the legislature is in session and in person or through the use of telephone or any other medium for interactive communication: *And provided further*, That on or before the first day of the 2026 regular session of the legislature, any coordinating state agency providing assistance to local communities shall submit a report on all expenditures, grant applications and approved grant applications from the build Kansas matching grant fund for the preceding fiscal year to the house of representatives committee on appropriations and the senate committee on ways and means.

(b) On July 1, 2025, or as soon thereafter as moneys are available, the director of

accounts and reports shall transfer \$55,000,000 from the state general fund to the build Kansas matching grant fund: *Provided, however,* That if in the aggregate, the amount transferred from the state general fund to the build Kansas matching grant fund pursuant to any previous state finance council action is equal to \$215,000,000, then the provisions of this subsection are null and void.

Sec. 14.

STATE TREASURER

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2027, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Build Kansas matching grant fund.....No limit

Provided, That during the fiscal year ending June 30, 2027, no expenditures shall be made from or obligation incurred against the build Kansas matching grant fund without the requesting state agency advising and consulting with the build Kansas advisory committee, as established in section 11, subject to the provisions of these provisos: *Provided, however,* That during the fiscal year ending June 30, 2027, the chairperson of such committee shall be a representative member appointed by the speaker of the house of representatives, and the vice chairperson shall be a senate member appointed by the president of the senate: *And provided further,* That any state agency named in 2023 House Bill No. 2184 that is knowledgeable concerning potential infrastructure projects that may be funded by the infrastructure investment and jobs act, public law 117-58, shall inform and educate local communities of the funding opportunities available in such act: *And provided further,* That such state agencies shall provide assistance as necessary to interested local communities: *And provided further,* That such state agencies shall form a steering committee to meet regularly in order to coordinate efforts and develop a process to ensure that local communities are informed and connected with the coordinating state agency: *And provided further,* That the steering committee, after advising and consulting with the build Kansas advisory committee, shall establish a means test to determine whether the local community is an eligible entity pursuant to the infrastructure investment and jobs act and has demonstrated a need for such grant: *And provided further,* That a grant funding application requesting matching funds for the purposes of the infrastructure investment and jobs act, shall be approved by the coordinating state agency, in consultation with the steering committee, prior to submission to the build Kansas advisory committee: *And provided further* That the grant funding application requested by eligible entities from the build Kansas matching grant fund and approved by the coordinating state agency shall be submitted to the build Kansas advisory committee: *And provided further,* That as soon as practicable, the build Kansas advisory committee shall meet and review each request and shall report such committee's advice to the state treasurer, the eligible entity submitting the grant application and the coordinating state agency that is providing assistance to the eligible entity in the local community: *Provided however,* That other than operating expenditures, no expenditures shall be made from the build Kansas matching grant fund without written documentation to the state treasurer that such grant funding application

has been approved by the federal government pursuant to the infrastructure investment and jobs act: *And provided further*, That, after the requesting state agency advises and consults with the build Kansas advisory committee and receives notification of federal approval, the above agency shall expend matching grant funds to the eligible entity that has been awarded such grant subject to the provisions of the grant: *And provided further*, That such matching grant funds shall be used by eligible entities to support projects funded by the infrastructure investment and jobs act: *And provided further*, That such projects shall include, but not be limited to, water, transportation, energy, cyber security and broadband infrastructure: *And provided further*, That expenditures from the build Kansas matching grant fund for the fiscal year ending June 30, 2027, for salaries and wages and other operating expenditures, including, but not limited to, hiring grant writers and consultants to provide technical assistance and educational opportunities, shall not exceed \$5,000,000 and are subject to advice and consultation with the build Kansas advisory committee: *And provided however*, That if during fiscal year 2027, the build Kansas advisory committee determines that the unencumbered balance in the build Kansas matching grant fund is insufficient to pay an amount that is necessary to finance grant applications approved by such committee pursuant to this proviso, such committee may request approval from the state finance council to transfer an amount equal to the insufficient amount from the state general fund to the build Kansas matching grant fund: *And provided however*, That no such transfer shall be made from the state general fund to the build Kansas matching grant fund without approval from the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such approval also may be given while the legislature is in session: *And provided further*, That the state finance council is hereby authorized to approve such transfers: *And provided further*, That if approved, the director of accounts and reports shall make such transfer: *And provided however*, That the total of all amounts transferred from the state general fund to the build Kansas matching grant fund pursuant to this proviso and the provisions of sections 11, 12 and 13 shall not exceed \$215,000,000: *And provided further*, That approved grant applications shall be distributed geographically based on the department of commerce's Kansas economic development districts, and for the purposes of this proviso, the Mo-Kan district shall be combined with those counties that are not associated with any Kansas economic development district: *And provided further*, That expenditures shall be made by the above agency from such fund during fiscal year 2027 to review the location of all grants awarded in each Kansas economic development district including the combined counties Mo-Kan district: *And provided further*, That during fiscal year 2027, the above agency shall collaborate with the coordinating state agencies to ensure that each Kansas economic development district and the combined counties Mo-Kan district does not have less than \$10,000,000 allocated to grant projects in such district from the build Kansas matching grant fund: *And provided further*, That the build Kansas advisory committee may meet to advise and consult on any such request while the legislature is in session and in person or through the use of telephone or any other medium for interactive communication: *And provided further*, That on or before the first day of the 2027 regular session of the legislature, any coordinating state agency providing assistance to local communities shall submit a report on all expenditures, grant applications and approved grant applications from the build Kansas matching

grant fund for the preceding fiscal year to the house of representatives committee on appropriations and the senate committee on ways and means.

(b) On July 1, 2026, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$55,000,000 from the state general fund to the build Kansas matching grant fund: *Provided, however;* That if in the aggregate, the amount transferred from the state general fund to the build Kansas matching grant fund pursuant to any previous state finance council action is equal to \$215,000,000, then the provisions of this subsection are null and void.

Sec. 15.

STATE TREASURER

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2028, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Build Kansas matching grant fund.....No limit

Provided, That during the fiscal year ending June 30, 2028, no expenditures shall be made from or obligation requested to be incurred against the build Kansas matching grant fund without advising and consulting with build Kansas advisory committee, as established in section 11, subject to the provisions of section 14(a): *Provided, however;* That during the fiscal year ending June 30, 2028, the chairperson of such committee shall be a senate member appointed by the president of the senate, and the vice chairperson shall be a representative member appointed by the speaker of the house of representatives: *And provided further,* That on or before September 30, 2027, any coordinating state agency providing assistance to local communities shall submit a report on all expenditures, grant applications and approved grant applications from the build Kansas matching grant fund for the preceding fiscal year to the house of representatives committee on appropriations and the senate committee on ways and means.

(b) On September 30, 2027, the director of accounts and reports shall transfer all moneys in the build Kansas matching grant fund to the state general fund. On September 30, 2027, all liabilities of the build Kansas matching grant fund are hereby transferred to and imposed on the state general fund and the build Kansas matching grant fund is hereby abolished.

Sec. 16.

INSURANCE DEPARTMENT

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Group-funded pools refund fund.....No limit

(b) During the fiscal years ending June 30, 2023, and June 30, 2024,

notwithstanding the provisions of K.S.A. 40-103, and amendments thereto, or any other statute to the contrary, no expenditures shall be made by the above agency from moneys appropriated from any special revenue fund or funds for the above agency for fiscal year 2023 or 2024 as authorized by chapter 81 of the 2022 Session Laws of Kansas, section 47 of 2023 House Bill No. 2184, this or any other appropriation act of the 2023 regular session of the legislature to enhance, support, plan, implement or impose federal market reforms, changes or additions to essential health benefits under part A of title XXVII of the federal public health service act, including, but not limited to, the imposition of new health insurance mandates or consumer benefits on a health plan of any individual, group, governmental agency or entity, whether such health plan is insured or self-insured unless the legislature expressly consents to and approves of such action or actions by an act of the legislature.

(c) On the effective date of this act, the provisions of section 47(c) of 2023 House Bill No. 2184 are hereby declared to be null and void and shall have no force and effect.

Sec. 17.

HEALTH CARE STABILIZATION
FUND BOARD OF GOVERNORS

(a) Notwithstanding the provisions of K.S.A. 40-3401, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2024, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from any special revenue fund or funds of the above agency for fiscal year 2024 as authorized by section 48 of 2023 House Bill No. 2184, this or other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from such moneys for fiscal year 2024 to deem a maternity center as a "healthcare provider" for the purposes of the healthcare provider insurance availability act, K.S.A. 40-3401 et seq., and amendments thereto, if such maternity center: (1) Has been granted accreditation by the commission for accreditation of birth centers; and (2) is a maternity center as defined in K.S.A. 65-503, and amendments thereto.

Sec. 18.

JUDICIAL COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (349-00-1000).....\$696,664

Sec. 19.

STATE BOARD OF INDIGENTS'
DEFENSE SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (328-00-1000-0603).....\$1,781,626

Sec. 20.

KANSAS PUBLIC EMPLOYEES
RETIREMENT SYSTEM

(a) Expenditures may be made from the expense reserve of the Kansas public employees retirement fund (365-00-7002-7000) for the fiscal year ending June 30, 2024, for the following specified purposes:

Agency operations (365-00-7002-7400).....\$166,421

(b) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the investment-related expenses account (365-00-7002-8000) of the Kansas public employees retirement fund (365-00-7002-7000) for fiscal year 2024 as authorized by section 56(b) of 2023 House Bill No. 2184, this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made from such account for fiscal year 2024, in an amount not to exceed \$450,000, for a contract for proxy voting services: *Provided*, That such contract shall be executed on or before October 1, 2023.

Sec. 21.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Licensing verification portal.....\$84,000

(b) On July 1, 2023, the expenditure limitation for official hospitality established for the fiscal year ending June 30, 2024, by section 63(a) of 2023 House Bill No. 2184 on the budget analysis account (173-00-1000-0520) of the state general fund of the department of administration is hereby decreased from \$2,000 to \$1,000.

(c) On July 1, 2023, of the \$1,997,630 appropriated for the above agency for the fiscal year ending June 30, 2024, by section 63(a) of 2023 House Bill No. 2184 from the state general fund in the budget analysis account (173-00-1000-0520), the sum of \$40,670 is hereby lapsed.

(d) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

1st Kansas (colored) voluntary infantry regiment mural fund.....No limit

Ad astra sculpture fund.....No limit

(e) During the fiscal year ending June 30, 2024, notwithstanding the provisions of K.S.A. 2022 Supp. 48-3406, as amended by section 2 of 2023 Senate Bill No. 66, or any other statute, no expenditures shall be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2024 as authorized by section 63 of 2023 House Bill No. 2184, this or any

other appropriation act of the 2023 regular session of the legislature to require the board of accountancy, board of barbering, board of examiners in optometry, state board of veterinary examiners, governmental ethics commission, Kansas dental board or the state board of mortuary arts to comply with a central electronic record system developed and implemented by the secretary of administration.

Sec. 22.

OFFICE OF INFORMATION TECHNOLOGY SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Vendor contract (335-00-1000).....\$2,500,000

Sec. 23.

DEPARTMENT OF REVENUE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, the following:

Gage park improvement district.....\$2,000,000

(b) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2024 as authorized by section 73 of 2023 House Bill No. 2184, this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from such moneys to modernize driver's licenses to allow electronic use as a digital driver's license that can be stored on mobile device applications: *Provided*, That such digital driver's license shall be compatible with federal transportation security administration checkpoints.

Sec. 24.

KANSAS LOTTERY

(a) On the effective date of this act, the aggregate of the amounts authorized by section 74(a) of 2023 House Bill No. 2184 to be transferred from the lottery operating fund (450-00-5123-5100) to the state gaming revenues fund (173-00-9011-9100) during the fiscal year ending June 30, 2023, is hereby increased from \$69,490,000 to \$73,740,000.

Sec. 25.

DEPARTMENT OF COMMERCE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, the following:

World cup planning and area improvements.....\$10,000,000

Sec. 26.

DEPARTMENT OF COMMERCE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Statewide marketing campaign for high demand and high wage career fields.....\$2,500,000

Provided, That expenditures shall be made by the above agency from statewide marketing campaign for high demand and high wage career fields account for a contract with Level Up Kansas, a Kansas nonprofit, for the purpose of providing a statewide marketing campaign to underskilled adult learners about training opportunities available at Kansas postsecondary educational institutions in high demand and high wage career fields.

Any unencumbered balance in the world cup planning and area improvements account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Kansas nonprofit apprenticeship grant program fund.....No limit

Kansas educator registered apprenticeship grant program fund.....No limit

Engineering graduate incentive fund.....No limit

Kansas film and digital media production development act education fund.....No limit

Kansas film and digital media production development act workforce training and business direct investment fund.....No limit

(c) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2024 as authorized by section 77 of 2023 House Bill No. 2184, this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made from such moneys to define, for the purposes of section 77(j)(1) of 2023 House Bill No. 2184, "amusement rides" to mean the same as defined in K.S.A. 44-1601, and amendments thereto, and includes such amusement rides and further includes buildings necessary to house and operate such amusement park ride, buildings immediately adjacent and attached to such amusement park ride and a building necessary to house a conference center within the major amusement park area.

(d) On the effective date of this act, the provisions of section 77(j)(2)(A) of 2023 House Bill No. 2184 are hereby declared to be null and void and shall have no force and effect.

Sec. 27.

DEPARTMENT OF COMMERCE

(a) Any unencumbered balance in statewide marketing campaign for high demand and high wage career fields account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025: *Provided*, That the above agency shall submit a report on the campaign to the house of representatives committee on commerce, labor and economic development and the senate committee on commerce on or before February 1, 2025.

Sec. 28.

DEPARTMENT OF LABOR

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, the following:

Operating expenditures (296-00-1000-0503).....\$23,000

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 64(b) of chapter 81 of the 2022 Session Laws of Kansas on the workmen's compensation fee fund (296-00-2124-2220) of the department of labor is hereby decreased from \$13,263,070 to \$12,067,209.

(c) On the effective date of this act, the provisions of section 80(c) of 2023 House Bill No. 2184 are hereby declared to be null and void and shall have no force and effect.

Sec. 29.

DEPARTMENT OF LABOR

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (296-00-1000-0503).....\$890,000

(b) On July 1, 2023, the expenditure limitation established for the fiscal year ending June 30, 2024, by section 81(b) of 2023 House Bill No. 2184 on the workmen's compensation fee fund (296-00-2124-2220) of the department of labor is hereby increased from \$12,321,935 to \$12,375,379.

(c) During the fiscal year ending June 30, 2024, notwithstanding the provisions of K.S.A. 44-710a, and amendments thereto, or any other statute to the contrary, in addition to the other purposes for which expenditures may be made by the above agency from the state general fund or from any special revenue fund or funds as authorized by section 81 of 2023 House Bill No. 2184, this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from such moneys to recalculate the rate of both employers in a full or partial successorship pursuant to K.S.A. 44-710a(b)(4)(A), and amendments thereto, on the first day of the next calendar year following the date of transfer of trade or business.

(d) During the fiscal year ending June 30, 2024, notwithstanding the provisions of K.S.A. 44-703, and amendments thereto, or any other statute to the contrary, in addition

to the other purposes for which expenditures may be made by the above agency from the state general fund or from any special revenue fund or funds as authorized by section 81 of 2023 House Bill No. 2184, this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from such moneys to determine the benefit year, including any subsequent benefit year, under K.S.A. 44-703(d), and amendments thereto, with respect to an individual as beginning with the Sunday of the first week for which such individual files a valid claim for benefits.

Sec. 30.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF PUBLIC HEALTH

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Child abuse review and evaluation (264-00-1000-1550).....	\$117,653
Operating expenditures (including official hospitality) – health (264-00-1000-0270).....	\$21,250

Sec. 31.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF HEALTH CARE FINANCE

(a) On the effective date of this act, of the \$692,680,872 appropriated for the above agency for the fiscal year ending June 30, 2023, by section 70(a) of chapter 81 of the 2022 Session Laws of Kansas from the state general fund in the other medical assistance account (264-00-1000-3026), the sum of \$28,000,000 is hereby lapsed.

Sec. 32.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF HEALTH CARE FINANCE

(a) On July 1, 2023, of the \$700,032,680 appropriated for the above agency for the fiscal year ending June 30, 2024, by section 86(a) of 2023 House Bill No. 2184 from the state general fund in the other medical assistance account (264-00-1000-3026), the sum of \$18,282,680 is hereby lapsed.

Sec. 33.

KANSAS DEPARTMENT FOR
AGING AND DISABILITY SERVICES

(a) There is appropriated for the above agency (a) from the state general fund for the fiscal year ending June 30, 2023, the following:

Non-KanCare caseloads (039-00-1000-0611).....	\$540,000
Larned state hospital –	

operating expenditures (410-00-1000-0103).....\$10,360,000

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 74(b) of chapter 81 of the 2022 Session Laws of Kansas on the Kansas neurological institute fee fund (363-00-2059-2000) of the Kansas department for aging and disability services is hereby increased from \$1,324,436 to \$1,500,793.

(c) On the effective date of this act, of the \$431,984,882 appropriated for the above agency for the fiscal year ending June 30, 2023, by section 74(a) of chapter 81 of the 2022 Session Laws of Kansas from the state general fund in the KanCare caseloads account (039-00-1000-0610), the sum of \$32,000,000 is hereby lapsed.

(d) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2023, for the capital improvement project or projects specified, the following:

Rehabilitation and
 repair projects (039-00-8100-8240).....\$715,000
 Sec. 34.

KANSAS DEPARTMENT FOR
 AGING AND DISABILITY SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Community services and
 programs account (039-00-1000-0520).....\$200,000
 Non-KanCare caseloads (039-00-1000-0611).....\$5,500,000
 Program for all-inclusive care for the elderly.....\$2,500,000

Provided, That expenditures shall be made by the above agency from the program for all-inclusive care for the elderly account to expand the PACE program to additional Kansas counties.

Counties and hospitals reimbursement.....\$5,000,000
 Program grants – nutrition –
 state match (039-00-1000-0280).....\$1,500,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

County competency expense fund.....No limit

(c) On July 1, 2023, of the \$551,600,000 appropriated for the above agency for the fiscal year ending June 30, 2024, by section 89(a) of 2023 House Bill No. 2184 from the state general fund in the KanCare caseloads account (039-00-1000-0610), the sum of \$18,600,000 is hereby lapsed.

Sec. 35.

KANSAS DEPARTMENT FOR CHILDREN AND FAMILIES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, the following:

Youth services aid and assistance account (629-00-1000-7020).....\$5,640,000

Sec. 36.

KANSAS DEPARTMENT FOR CHILDREN AND FAMILIES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

State operations (including official hospitality) (629-00-1000-0013).....\$511,288

Youth services aid and assistance account (629-00-1000-7020).....\$867,444

(b) On July 1, 2023, of the \$134,710,032 appropriated for the above agency for the fiscal year ending June 30, 2024, by section 91(a) of 2023 House Bill No. 2184 from the state general fund in the state operations (including official hospitality) account (629-00-1000-0013), the sum of \$3,550,000 is hereby lapsed.

(c) On July 1, 2023, the provisions of section 91(g) of 2023 House Bill No. 2184 are hereby declared to be null and void and shall have no force and effect.

Sec. 37.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Mental health intervention team pilot (652-00-1000-0150).....\$13,534,722

Provided, That any unencumbered balance in the mental health intervention team pilot account in excess of \$100 as of June 30, 2023, is hereby reappropriated for fiscal year 2024: Provided further, That expenditures shall be made from the mental health intervention team pilot to continue the mental health intervention team program: And provided further, That such program shall be a continuation of the mental health intervention team pilot program first established pursuant to section 1 of chapter 57 and section 3 of chapter 70 of the 2018 Session Laws of Kansas and continued and expanded through subsequent appropriation acts of the legislature: And Provided further, That the purposes of the mental health intervention team program are to: Provide greater access to behavioral health services for students enrolled in

kindergarten or any of the grades one through 12 and establish a coherent structure between school districts and community mental health centers to optimize scarce behavioral health resources and workforce; identify students, communicate with families and link students and their families to the statewide behavioral health systems and resources within the network of community mental health centers; alleviate the shortage of staff with specialized degrees or training such as school counselors, psychologists and social workers and reduce the competition for such staff between school districts and other private and governmental service providers to provide broader-based and collaborative services to students, especially in rural districts that do not have enough students to justify a full-time staff position; provide and coordinate mental health services to students throughout the calendar year, not only during school hours over nine months of the school year; and reduce barriers that families experience to access mental health services and maintain consistency for a child to attend recurring sessions and provide coordination between the child's classroom schedule and the provision of such services: *And provided further*, That the program shall focus on the following students: Any student who has been adjudicated as a child in need of care and is in the custody of the secretary for children and families or has been referred for a families first program or family preservation program; and any other student who is in need of mental health support services: *And provided further*, That the state department of education shall oversee and implement the mental health intervention team program in accordance with the requirements of this subsection and the policies and procedures established by the department pursuant to such subsection: *And provided further*, That, in each school year, the board of education of a school district may apply to the department to establish or maintain a mental health intervention team program within such school district: *And provided further*, That the application shall be in such form and manner as the department requires and submitted at a time determined and specified by the department: *And provided further*, That each application submitted by a school district shall specify the community mental health center that the school intends to coordinate with to provide school-based services to students who need assistance during the applicable school year: *And provided further*, That, if a school district is approved to establish or maintain a mental health intervention team program, the school district shall enter into a memorandum of understanding with a partnering community mental health center: *And provided further*, That, if the school district chooses to partner with more than one community mental health center, the school district shall enter into a separate memorandum of understanding with each such community mental health center: *And provided further*, That the department may establish requirements for a memorandum of understanding, including contractual provisions that are required to be included in each memorandum of understanding and that are optional and subject to agreement between the school district and the community mental health center: *And provided further*, That each memorandum of understanding shall be submitted to the department for final approval: *And provided further*, That, subject to appropriations therefor, a school district that has been approved by the department to establish or maintain a mental health intervention team program shall be eligible to receive a mental health intervention team program grant and a community mental health center pass-through grant: *And provided further*, That, except as otherwise provided in this subsection, the amount of a school district's mental health intervention team program grant shall be determined in each school year by calculating the total amount of the salary and fringe benefits paid by the

school district to each school liaison, not to exceed \$50,000 for any such school liaison: *And provided further*, That the amount of a school district's community mental health center pass-through grant shall be an amount equal to 33% of the amount of the school district's mental health intervention team grant, and moneys provided to a school district for the community mental health center pass-through grant shall be paid to any community mental health center that partners with the school district: *And provided further*, That, if the amount of appropriations are insufficient to pay in full the amount of all grants that school districts are entitled to receive for the school year, the department shall prorate the amount appropriated among all districts: *And provided further*, That the department shall be responsible for the allocation and distribution of grants in accordance with appropriation acts: *And provided further*, That the department may make grant payments in installments and may provide for payments in advance or by way of reimbursement and may make any necessary adjustments for any overpayment to a school district: *And provided further*, That the department shall not award any grant to a school district unless such school district has entered into a memorandum of understanding with a partnering community mental health center in accordance with this subsection: *And provided further*, That the department may waive the requirement that a school district employ a school liaison and may instead authorize a community mental health center that partners with the school district to employ a school liaison: *And provided further*, That such waiver shall only be granted by the department in limited circumstances: *And provided further*, That a school district that is granted a waiver pursuant to this subsection shall continue to be eligible to receive the mental health intervention team program grant and the community mental health center pass-through grant authorized pursuant to this section: *And provided further*, That the amount of the mental health intervention team program grant shall be determined in the same manner as provided under this subsection as though the school liaison was employed by such school district: *And provided further*, That upon receipt of any moneys awarded pursuant to the mental health intervention team program grant to any such school district, the school district shall direct payment of such amount to the community mental health center that employs the school liaison: *And provided further*, That, on or before January 8, 2024, the department shall prepare and submit a report on the mental health intervention team program for the preceding school year to the house of representatives standing committees on appropriations, social services budget and K-12 education budget and the senate standing committees on ways and means, public health and welfare and education: *And provided further*, That such report shall provide a summary of the program, including, but not limited to, the school districts that applied to participate or continued participating under the program, the participating community mental health centers, the grant amount each such school district received and the payments made by school districts from the mental health intervention team program fund of each school district: *And provided further*, That the staff required for the establishment and maintenance of a mental health intervention team program shall include a combination of one or more behavioral health liaisons employed by the school district and one or more case managers and clinical therapists employed by the partnering community mental health center: *And provided further*, That all staff working together under a school district's program shall be known as the behavioral health intervention team of the school district: *And provided further*, That the school district and the community mental health center shall cooperate and work together to identify

needs specific to the students in the school district and the families of such students and shall develop an action plan to implement a school-based program that is tailored to meet such needs: *And provided further*, That a school district that participates in the program shall employ one or more school liaisons who will help students in need and coordinate services between the school district, the student, the student's family and the community mental health center: *And provided further*, That a school liaison shall have a bachelor's degree in any field of study. A school liaison's roles and responsibilities include, but are not limited to: Identifying appropriate student referrals for which the team shall engage; act as a liaison between the school district and the community mental health center and be the primary point of contact for communications between the school district and the community mental health center; assist with community mental health center staff understanding of the school district's system and procedures, including the school calendar, professional development, drills and crisis plan protocols; triage prospective student referrals and help decide how to prioritize interventions; help the community mental health center and other school personnel understand the roles and responsibilities of the behavioral health intervention team; facilitate communications and connections between families of identified students and the community mental health center's staff; coordinate a student's treatment schedule with building administrators and classroom teachers to optimize clinical therapist's productivity; troubleshoot problems that arise and work with the community mental health center to resolve such problems; track and compile outcomes to monitor the effectiveness of the program; maintain and update the mental health intervention team database as directed by the department; follow up with child welfare contacts if a student has moved schools to get the child's educational history; be an active part of the school intervention team and relay information back to community mental health center staff, including student observations, intervention feedback from teachers, communications with family and other relevant information; work with school administration to identify and provide confidential space for a community mental health center therapist; and assist in planning continuity of care through summer services: *And provided further*, That a community mental health center that partners with a school district shall employ one or more master's level clinical therapists who will collaborate with the school district to assist students in need and provide services to such students under the program: *And provided further*, That a clinical therapist's roles and responsibilities under the program include, but are not limited to: Assisting the school liaison with the identification of appropriate student referrals to the program; triaging student referrals with the school liaison to prioritize treatment interventions for identified students; working with the school liaison to connect with families or child welfare contacts to obtain consent to commence treatment; conducting a clinical assessment of the identified student and make appropriate treatment recommendations; engaging with the student, family or child welfare contacts in clinical interventions as identified on the treatment plan and providing individual and family therapy; administering scales or tests to detect areas of concern with depression, anxiety, self-harm or other areas as identified; making referrals to other treatment modalities as appropriate; communicating educationally appropriate information to the school liaison, such as interventions and strategies for use by classroom and school staff; gathering outcome data to monitor the effectiveness of the program; coordinating with the case manager by the student's treatment plan to identify ways to support the student and

family; providing therapy services as determined by a students' treatment plan; and maintaining the treatment plan and necessary treatment protocols required by the community mental health center: *And provided further*, That a community mental health center that partners with a school district shall employ one or more case managers who will collaborate with the school district to assist students in need and coordinate services under the program: *And provided further*, That a case manager's roles and responsibilities under the program include, but are not limited to: Working with the school liaison and clinical therapist to identify students and triage priorities for treatment; providing outreach to students, families and child welfare contacts to help engage in treatment; participating in the treatment planning process; communicating with the school liaison and other school district personnel about student needs, interventions and progress; helping maintain communication between all entities, including the family, student, school, clinical therapist, child welfare contacts and the community; maintaining the treatment plan and necessary treatment protocols required by the community mental health center; making referrals to appropriate community resources; helping reconnect students and families when they are not following through with the treatment process; helping families negotiate barriers to treatment; and engaging with the student in the classroom, the home or the community to help build skills wherever needed: *And provided further*, That, as used in this subsection, "community mental health center" means a center organized pursuant to article 40 of chapter 19 of the Kansas Statutes Annotated, and amendments thereto, or a mental health clinic organized pursuant to article 2 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto.

(b) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2024 as authorized by this or any other appropriation act of the 2024 regular session of the legislature, expenditures shall be made by the above agency from such moneys appropriated in fiscal year 2024 to authorize the children's cabinet to establish a nonprofit corporation organized under section 501(c)(3) of the internal revenue code of 1986: *Provided*, That the board of directors of the nonprofit corporation shall consist of the members of the children's cabinet, the executive director of the children's cabinet and other directors designated by the children's cabinet: *Provided further*, That the children's cabinet shall receive gifts, donations, grants and other moneys and engage in fundraising projects for the benefit of the Dolly Parton's imagination library book gifting program to develop, implement, promote and sustain reading by the children of Kansas.

Sec. 38.

STATE LIBRARY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Blind information access program.....\$30,000

Provided, That expenditures shall be made by the above agency from the blind information access program account to contract with an organization that delivers on-demand information access services to persons who are blind, visually impaired,

deafblind, print disabled or who have another disability: *Provided further*; That such services shall provide access to digital content through audio, electronic text and braille reading technologies and other related services, including, but not limited to, Kansas specific publications, national publications, international publications, breaking news sources and localized emergency weather alerts: *And provided further*; That such on-demand information access services shall be provided using telecommunications services or internet services.

Sec. 39.

STATE LIBRARY

(a) Any unencumbered balance in the blind information access program account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025: *Provided*, That expenditures shall be made by the above agency from the blind information access program account to contract with an organization that delivers on-demand information access services to persons who are blind, visually impaired, deafblind, print disabled or who have another disability: *Provided further*; That such services shall provide access to digital content through audio, electronic text and braille reading technologies and other related services, including, but not limited to, Kansas specific publications, national publications, international publications, breaking news sources and localized emergency weather alerts: *And provided further*; That such on-demand information access services shall be provided using telecommunications services or internet services.

Sec. 40.

STATE HISTORICAL SOCIETY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Quindaro ruins archaeological park project.....\$250,000

Provided, That expenditures shall be made by the above agency from the Quindaro ruins archaeological park project account to issue a request for proposals for a master plan for the Quindaro ruins archaeological park in Wyandotte county, Kansas.

Sec. 41.

FORT HAYS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, for the capital improvement project or projects specified, the following:

Student success center.....\$6,000,000

Sec. 42.

KANSAS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (including official hospitality) (367-00-1000-0003).....	\$252,800
Kansas state university polytechnic campus (including official hospitality) (367-00-1000-0150).....	\$1,250,000

Provided, That in addition to the other purposes for which expenditure may be made from this account for fiscal year 2024 as authorized by section 100(a) of 2023 House Bill No. 2184, this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made from this account for fiscal year 2024 to support the turbine transition program and increase the number of career-ready pilots positively impacting the current industry crisis.

Sec. 43.

PITTSBURG STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Global center for STEM.....	\$2,000,000
Center for emerging technologies.....	\$2,000,000

Sec. 44.

UNIVERSITY OF KANSAS

(a) During the fiscal years ending June 30, 2023, and June 30, 2024, notwithstanding the provisions of any statute to the contrary, no expenditures shall be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal years 2023 and 2024 as authorized by chapter 81 or chapter 97 of the 2022 Session Laws of Kansas, section 109 or 160 of 2023 House Bill No. 2184, this or any other appropriation act of the 2023 regular session of the legislature, to demolish or raze Smith hall and move or place in storage any related artwork, including, but not limited to, the statue of Moses, on the Lawrence campus until the above agency has submitted a written revised and updated 2024 master plan for the Lawrence campus to the state board of regents: *Provided*, That such plan shall include the justification for such demolition or razing of Smith hall and the plan for the use of the land currently occupied by Smith hall: *Provided further*, That such plan shall be presented to the state board of regents at a public meeting where members of the public shall be allowed to present testimony: *And provided further*, That if such plan is approved by a majority of the members of the state board of regents in a public meeting, then the above agency may expend moneys during fiscal years 2023 and 2024 to demolish or raze Smith hall: *And provided further*, That during fiscal years 2023 and 2024, nothing in this subsection shall authorize the above agency to use any private moneys for the demolition or razing of Smith hall and the above agency is prohibited from using any private moneys for such purposes prior to the approval of the state board

of regents as provided for in this subsection.

(b) If 2023 House Bill No. 2089, 2023 House Substitute for Senate Bill No. 113 or any other legislation that transfers moneys from the legislature employment security fund of the legislative coordinating council is passed by the legislature during the 2023 regular session and enacted into law, then on July 1, 2023, the amount of \$71,000,000 authorized by section 33(c) of 2023 House Bill No. 2184 to be transferred by the director of accounts and reports from the legislature employment security fund of the legislative coordinating council to the university of Kansas and Wichita state university health collaboration fund of the university of Kansas is hereby decreased by 50% of the total amount transferred by any such legislation as certified by the director of the budget to the director accounts and reports: *Provided*, That upon receipt of such certification, on July 1, 2023, the director of accounts and reports shall transfer such certified amount, not to exceed \$15,000,000, from the state general fund to the university of Kansas and Wichita state university health collaboration fund of the university of Kansas: *Provided further*, That the director of the budget shall transmit a copy of each such certification to the director of legislative research.

Sec. 45.

UNIVERSITY OF KANSAS MEDICAL CENTER

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (including official hospitality) (683-00-1000-0503).....	\$27,000
OBGYN medical student loan.....	\$943,000
OBGYN medical residency bridging loan.....	\$30,000
Health science center KUMed and WSU.....	\$6,500,000

(b) During the fiscal year ending June 30, 2024, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds of the above agency for fiscal year 2024 as authorized by section 112 of 2023 House Bill No. 2184, this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from such moneys to review funding for the university of Kansas cancer center building, including, but not limited to, the need for additional state moneys to leverage private funding required for construction of such cancer center to advance and to submit a report on such agency's findings from such review to the legislature during the 2024 regular session of the legislature.

Sec. 46.

WICHITA STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Health science center WSU.....	\$6,500,000
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(b) If 2023 House Bill No. 2089, 2023 House Substitute for Senate Bill No. 113 or any other legislation that transfers moneys from the legislature employment security fund of the legislative coordinating council is passed by the legislature during the 2023 regular session and enacted into law, then on July 1, 2023, the amount of \$71,000,000 authorized by section 33(d) of 2023 House Bill No. 2184 to be transferred by the director of accounts and reports from the legislature employment security fund of the legislative coordinating council to the Wichita state university and university of Kansas health collaboration fund of Wichita state university is hereby decreased by 50% of the total amount transferred by any such legislation as certified by the director of the budget to the director accounts and reports: *Provided*, That upon receipt of such certification, on July 1, 2023, the director of accounts and reports shall transfer such certified amount, not to exceed \$15,000,000, from the state general fund to the Wichita state university and university of Kansas health collaboration fund of Wichita state university: *Provided further*; That the director of the budget shall transmit a copy of each such certification to the director of legislative research.

Sec. 47.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

NISS academic playbook.....	\$8,500,000
Washburn ensuring student pathways to success.....	\$600,000
Technical colleges operating grants.....	\$10,500,000
Hero's act scholarships.....	\$700,000
Independent colleges comprehensive grant program.....	\$5,000,000

Provided, That all expenditures from such account shall be made to provide that all moneys shall be distributed in the same proportionate amount as such moneys were distributed to each such independent college in fiscal year 2023 from the comprehensive grant program account (561-00-1000-4500): *Provided further*; That, as used in this subsection, "independent college" means a not-for-profit independent institution of higher education which is accredited by the north central association of colleges and secondary schools accrediting agency based on its requirements as of April 1, 1985, or by the higher learning commission of the north central association of colleges and schools based on its requirements as of January 1, 2006, is operated independently and not controlled or administered by the state or any agency or subdivision thereof, maintains open enrollment and the main campus or principal place of operation of which is located in Kansas.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Kansas adult learner grant program fund.....	No limit
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(c) On July 1, 2023, of the amount of money appropriated for the university of Kansas, university of Kansas medical center, Kansas state university, Wichita state university, Emporia state university, Pittsburg state university, Fort Hays state university and Washburn university in such universities' student aid for financial need accounts for the fiscal year ending June 30, 2024, by 2023 House Bill No. 2184 from the state general fund, the aggregated sum of \$5,000,000 is hereby lapsed: *Provided*, That the above agency shall determine the specific amounts to be lapsed from each such university's student aid for financial need accounts in an aggregate amount not to exceed \$5,000,000.

(d) On the effective date of this act, the provisions of the proviso under section 115(a) of 2023 House Bill No. 2184 for the community college capital outlay aid account are hereby declared to be null and void and shall have no force and effect.

(e) During fiscal year 2024, all expenditures from the community college capital outlay aid account shall be distributed to any community college not eligible for career technical education capital outlay aid in K.S.A. 74-32,413(c), and amendments thereto, based upon the number of technical education full-time equivalent students at each community college in academic year 2022.

(f) On the effective date of this act, the provisions of the proviso under section 115(a) of 2023 House Bill No. 2184 for the two year college apprenticeship act account are hereby declared to be null and void and shall have no force and effect.

(g) During fiscal year 2024, all expenditures from the two year college apprenticeship act account shall be distributed to the community colleges and technical colleges based on the number of full-time equivalent students enrolled at each such college during academic year 2022 to be used for the development of registered apprenticeships, business and industry outreach and development of programing to meet the emerging needs of Kansas businesses.

(h) On July 1, 2023, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,000,000 from the state general fund to the Kansas adult learner grant program fund of the state board of regents.

Sec. 48.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

State scholarship program (561-00-1000-4300).....\$1,035,919

Provided, That any unencumbered balance in the state scholarship program account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025: *Provided further*, That expenditures may be made from the state scholarship program account for the state scholarship program under K.S.A. 74-32,239, and amendments thereto, and for the Kansas distinguished scholarship program under K.S.A. 74-3278 through 74-3283, and amendments thereto: *And provided further*, That, of the total amount appropriated in the state scholarship program account, the amount dedicated for the Kansas distinguished scholarship program shall not exceed \$25,000.

Sec. 49.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, the following:

Hutchinson correctional facility – facilities operations (313-00-1000-0303).....	\$227,377
Winfield correctional facility – facilities operations (712-00-1000-0303).....	\$57,895

Sec. 50.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (521-00-1000-0603).....	\$1,124,113
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Sec. 51.

ADJUTANT GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, for the capital improvement project or projects specified, the following:

Rehabilitation and repair projects (034-00-1000-8000).....	\$410,913
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Sec. 52.

ADJUTANT GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, for the capital improvement project or projects specified, the following:

Rehabilitation and repair projects (034-00-1000-8000).....	\$1,208,100
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Sec. 53.

STATE FIRE MARSHAL

(a) During the fiscal years ending June 30, 2023, and June 30, 2024, notwithstanding the provisions of any statute to the contrary, no expenditures shall be made by the above agency from moneys appropriated from any special revenue fund or funds for fiscal years 2023 and 2024 as authorized by section 116 of chapter 81 and section 40 of chapter 97 of the 2022 Session Laws of Kansas, sections 123 and 124 of

2023 House Bill No. 2184, this or any other appropriation act of the 2023 or 2024 regular session of the legislature, to regulate or impose any restrictions, including, but not limited to, fire suppression system, on agribusiness farm wineries: *Provided*, That, as used in this subsection, "agribusiness farm wineries" means a business that holds a farm winery license pursuant to K.S.A. 41-308a, and amendments thereto, is a registered agritourism operator pursuant to K.S.A. 32-1430 et seq., and amendments thereto, and engages in agritourism activities.

Sec. 54.

KANSAS HIGHWAY PATROL

(a) In addition to the other purposes for which expenditures may be made by the above agency from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2024, as authorized by this or other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2024 to issue a Kansas highway patrol card, the same card that is issued to a retiring full-time state law enforcement officer, to a retired part-time state law enforcement officer who has 10 years or more of service, if the superintendent determines that the employment record and performance evaluations of each such officer are satisfactory: *Provided*, That the provisions of this subsection shall apply to all part-time state law enforcement officers who retired on or after January 1, 2020.

Sec. 55.

ATTORNEY GENERAL – KANSAS
BUREAU OF INVESTIGATION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2023, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Substance use disorder federal fund.....No limit

Sec. 56.

ATTORNEY GENERAL – KANSAS
BUREAU OF INVESTIGATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (083-00-1000-0083).....\$592,515

Provided however; That, if 2023 Senate Substitute for House Bill No. 2010 is not passed by the legislature during the 2023 regular session and enacted into law, then on the effective date of this act, of the \$592,515 appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, by this section in the

operating expenditures account, \$182,180 is hereby lapsed.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Substance use disorder federal fund.....No limit
Sec. 57.

KANSAS SENTENCING COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Substance abuse
treatment programs (626-00-1000-0600)\$1,800,000

Provided however; That, if 2023 Senate Substitute for House Bill No. 2010 is not passed by the legislature during the 2023 regular session and enacted into law, then on the effective date of this act, the \$1,800,000 appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, by this section in the substance abuse treatment account is hereby lapsed.

Sec. 58.

KANSAS COMMISSION ON PEACE OFFICERS'
STANDARDS AND TRAINING

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2023, by section 131(a) of 2023 House Bill No. 2184 on the Kansas commission on peace officers' standards and training fund (529-00-2583-2580) of the Kansas commission on peace officers' standards and training is hereby increased from \$822,153 to \$844,161.

Sec. 59.

KANSAS COMMISSION ON PEACE OFFICERS'
STANDARDS AND TRAINING

(a) On July 1, 2023, the expenditure limitation established for the fiscal year ending June 30, 2024, by section 131(a) of 2023 House Bill No. 2184 on the Kansas commission on peace officers' standards and training fund (529-00-2583-2580) of the Kansas commission on peace officers' standards and training is hereby increased from \$916,965 to \$938,973.

Sec. 60.

KANSAS DEPARTMENT OF AGRICULTURE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (046-00-1000-0053).....\$1,955,405

(b) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal years 2023 and 2024 as authorized by section 127 of chapter 81 and section 46 of chapter 97 of the 2022 Session Laws of Kansas, sections 133 and 134 of 2023 House Bill No. 2184, this or any other appropriation act of the 2023 or 2024 regular session of the legislature, expenditures shall be made by the above agency from such moneys appropriated in fiscal years 2023 and 2024 to study the issues surrounding the regulation of agribusiness farm wineries: *Provided*, That, as used in this subsection, "agribusiness farm wineries" means a business that holds a farm winery license pursuant to K.S.A. 41-308a, and amendments thereto, is a registered agritourism operator pursuant to K.S.A. 32-1430 et seq., and amendments thereto, and engages in agritourism activities: *Provided further*, That on or before January 8, 2024, the above agency shall submit a report to the house of representatives committee on commerce, labor and economic development and the senate committee on commerce.

(c) On the effective date of this act, any unencumbered balance in the dairy industry expansion needs assessment account (046-00-1000-0060) of the state general fund of the above agency is hereby lapsed.

Sec. 61.

KANSAS WATER OFFICE

(a) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2024, for the state water plan project or projects specified, the following:

HB 2302 projects.....\$18,000,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2024, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Water projects grant fund.....No limit

Water technical assistance fund.....No limit

(c) During the fiscal year ending June 30, 2024, the director of the Kansas water office, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may transfer moneys from any account of the state water plan fund for fiscal year 2024 for the Kansas water office to any account of the state water plan fund for fiscal year 2024 for the Kansas department of wildlife and parks, the university of Kansas, the Kansas department of agriculture or the department of health and environment – division of environment: *Provided*, That the state finance council is hereby authorized to approve such transfers: *Provided further*, That the director of the Kansas water office shall certify each such transfer to the director of accounts and reports and upon receipt of such certification, the director of accounts and reports shall transfer such certified amount to the certified

account: *And provided further*, That, when the director of the Kansas water office provides certification to the director of accounts and reports under this subsection, the director shall transmit a copy of each such certification to the director of the budget and the director of legislative research: *And provided further*, That all moneys transferred to such accounts of the state water plan fund for such state agencies are appropriated for the fiscal year ending June 30, 2024, and shall be expended by such state agency for the state water plan project or projects specified by such accounts: *And provided further*, That the total of such transfers for fiscal year 2024 shall not exceed \$18,000,000.

Sec. 62.

KANSAS DEPARTMENT OF
WILDLIFE AND PARKS

(a) On July 1, 2023, the expenditure limitation established for the fiscal year ending June 30, 2024, by section 138(c) of 2023 House Bill No. 2184 on the boating fee fund (710-00-2245-2813) of the Kansas department of wildlife and parks is hereby increased from \$1,103,187 to \$1,134,548.

(b) On July 1, 2023, the expenditure limitation established for the fiscal year ending June 30, 2024, by section 138(c) of 2023 House Bill No. 2184 on the wildlife fee fund (710-00-2300-2890) of the Kansas department of wildlife and parks is hereby increased from \$37,021,157 to \$38,664,650.

(c) On July 1, 2023, the expenditure limitation established for the fiscal year ending June 30, 2024, by section 138(b) of 2023 House Bill No. 2184 on the state parks operating expenditures account (710-00-1900-1920) of the state economic development initiatives fund of the Kansas department of wildlife and parks is hereby increased from \$1,787,952 to \$1,857,177.

(d) On July 1, 2023, the expenditure limitation established for the fiscal year ending June 30, 2024, by section 138(c) of 2023 House Bill No. 2184 on the parks fee fund (710-00-2122-2053) of the Kansas department of wildlife and parks is hereby increased from \$12,857,301 to \$13,454,031.

(e) On July 1, 2023, the expenditure limitation established for the fiscal year ending June 30, 2024, by section 138(c) of 2023 House Bill No. 2184 on the department access roads fund (710-00-2178-2761) of the Kansas department of wildlife and parks is hereby increased from \$1,746,736 to \$1,815,961.

Sec. 63.

DEPARTMENT OF TRANSPORTATION

(a) On July 1, 2023, the expenditure limitation established for the fiscal year ending June 30, 2024, by section 140(b) of 2023 House Bill No. 2184 on the agency operations account (276-00-4100-0403) of the state highway fund (276-00-4100-4100) of the department of transportation is hereby increased from \$319,084,889 to \$319,213,529.

Sec. 64. (a) On the effective date of this act, the provisions of section 144(a) and (b) of 2023 House Bill No. 2184 are hereby declared to be null and void and shall have no force and effect.

Sec. 65.

STATE FINANCE COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

State employee pay increase.....\$46,000,000

Provided, That all moneys in the state employee pay increase account shall be used for the purpose of paying the proportionate share of the cost to the state general fund of the salary increase, including associated employer contributions, during fiscal year 2024.

(b) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2024, the following:

State employee pay increase.....\$578,211

Provided, That all moneys in the state employee pay increase account shall be used for the purpose of paying the proportionate share of the cost to the state economic development initiatives fund of the salary increase, including associated employer contributions, during fiscal year 2024.

(c) There is appropriated for the above agency (c) from the state water plan fund for the fiscal year ending June 30, 2024, the following:

State employee pay increase.....\$75,459

Provided, That all moneys in the state employee pay increase account shall be used for the purpose of paying the proportionate share of the cost to the state water plan fund of the salary increase, including associated employer contributions, during fiscal year 2024.

(d) There is appropriated for the above agency (d) from the children's initiatives fund for the fiscal year ending June 30, 2024, the following:

State employee pay increase.....\$7,739

Provided, That all moneys in the state employee pay increase account shall be used for the purpose of paying the proportionate share of the cost to the children's initiatives fund of the salary increase, including associated employer contributions, during fiscal year 2024.

(e) There is appropriated for the above agency from the Kansas endowment for youth fund for the fiscal year ending June 30, 2024, the following:

State employee pay increase.....\$7,999

Provided, That all moneys in the state employee pay increase account shall be used for the purpose of paying the proportionate share of the cost to the Kansas endowment for youth fund of the salary increase, including associated employer contributions, during fiscal year 2024.

(f) Upon recommendation of the director of the budget, the state finance council, acting on this matter, which is hereby characterized as a matter of legislative delegation

and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, is hereby authorized to approve increases in expenditure limitations on special revenue funds and accounts and increase the transfers between special revenue funds as necessary to pay the salary increases under this section for the fiscal year ending June 30, 2024. The director of accounts and reports is hereby authorized and directed to increase expenditure limitations on such special revenue funds and accounts and increase the transfers between special revenue funds in accordance with such approval for the purpose of paying from such funds or accounts the proportionate share of the cost to such funds or accounts, including associated employer contributions, of the salary increases and other amounts specified for the fiscal year ending June 30, 2024.

(g) (1) Based on the department of administration's 2022 market survey summary, effective with the first payroll period chargeable to the fiscal year ending June 30, 2024, the following executive branch benefits-eligible employees shall receive a salary increase, as close as possible based on the closest available step for classified employees, as follows:

(A) If an employee's class/job title is under market pay by 15% or greater, such employee's salary shall be increased by the percentage that equals the difference between such under market pay percentage and 10% under market.

(B) If an employee's class/job title is under market pay by less than 15% and not greater than 10% over market pay, such employee's salary shall be increased by 5%.

(C) If an employee's class/job title is over market pay by greater than 10%, such employee's salary shall be increased by 2.5%.

(2) Effective with the first payroll period chargeable to the fiscal year ending June 30, 2024, an executive branch benefits-eligible employee whose class/job title is not listed in such market survey summary shall be eligible for a salary increase of two steps for employees in the classified service, including associated employer contributions, and each pay grade of the classified pay matrix shall be extended upward by two steps.

(3) Effective with the first payroll period chargeable to the fiscal year ending June 30, 2024, an executive branch benefits-eligible employee whose class/job title is not listed in such market survey summary and is in the unclassified service shall receive a salary increase of 5.0%.

(4) Effective with the first payroll period chargeable to the fiscal year ending June 30, 2024, all legislative branch state agencies shall receive a sum equivalent to the total of 5.0%, rounded to the nearest penny, of the salaries of all benefits-eligible unclassified employees in such agency, to be distributed as a merit pool.

(5) Effective with the first payroll period chargeable to the fiscal year ending June 30, 2024, the judicial branch shall receive a sum equivalent to the total of 5.0%, rounded to the nearest penny, of the salaries of all benefits-eligible non-judge judicial branch employees in such agency, to be distributed as a merit pool.

(6) Effective with the first payroll period chargeable to the fiscal year ending June 30, 2024, the state board of regents and the universities shall receive a sum equivalent to the total of 2.5%, rounded to the nearest penny, of the salaries of all benefits-eligible employees in such agency, to be distributed as a merit pool.

(7) In addition to any market salary adjustment pursuant to subsection (g)(1), corrections officers and parole officers of the department of corrections and employees at Osawatimie state hospital, Larned state hospital, Larned mental health correctional facility, Parsons state hospital and training center, the Kansas neurological institute, Kansas soldiers' home and the Kansas veteran's home shall receive a salary increase of 5.0%.

(8) In addition to any formal, written career progression plan implemented by executive directive, employees assigned to a trooper or officer classification, including the capitol police, of the Kansas highway patrol and Kansas bureau of investigation commissioned officers and forensic scientists shall receive a salary increase of 2.5%.

(h) (1) Notwithstanding the provisions of K.S.A. 46-137a and 46-137b, and amendments thereto, or any other statute, the provisions of subsection (g) shall not apply to the compensation or bi-weekly allowance paid to each member of the legislature.

(2) Notwithstanding the provisions of K.S.A. 75-3111a, and amendments thereto, or any other statute, the provisions of subsection (g) shall not apply to state officers elected on a statewide basis.

(3) Notwithstanding the provisions of K.S.A. 75-3120l, and amendments thereto, or any other statute, the provisions of subsection (g) shall not apply to justices of the supreme court, judges of the court of appeals, district court judges or district magistrate judges.

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

(A) Teachers and licensed personnel and employees at the Kansas state school for the deaf or the Kansas state school for the blind.

(B) Any other employees on a formal, written career progression plan implemented by executive directive.

Sec. 66.

DEPARTMENT OF ADMINISTRATION

(a) In addition to the other purposes for which expenditures may be made by the department of administration from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2024 as authorized by section 63 of 2023 House Bill No. 2184, this or any other appropriation act of the 2023 regular session of the legislature, expenditures shall be made by the above agency from such moneys appropriated in fiscal year 2024 to review and analyze the job market at the different locations of state agencies and state institutions across the state.

Sec. 67. On and after July 1, 2023, K.S.A. 2022 Supp. 75-2263, as amended by section 178 of 2023 House Bill No. 2184, is hereby amended to read as follows: 75-2263. (a) Subject to the provisions of subsection (j), the board of trustees is responsible for the management and investment of that portion of state moneys available for investment by the pooled money investment board that is certified by the state treasurer to the board of trustees as being equivalent to the aggregate net amount received for

unclaimed property and shall discharge the board's duties with respect to such moneys solely in the interests of the state general fund and shall invest and reinvest such moneys and acquire, retain, manage, including the exercise of any voting rights and disposal of investments of such moneys within the limitations and according to the powers, duties and purposes as prescribed by this section.

(b) Moneys specified in subsection (a) shall be invested and reinvested to achieve the investment objective, which is preservation of such moneys and accordingly providing that the moneys are as productive as possible, subject to the standards set forth in this section. No such moneys shall be invested or reinvested if the sole or primary investment objective is for economic development or social purposes or objectives.

(c) In investing and reinvesting moneys specified in subsection (a) and in acquiring, retaining, managing and disposing of investments of the moneys, the board of trustees shall exercise the judgment, care, skill, prudence and diligence under the circumstances then prevailing, which persons of prudence, discretion and intelligence acting in a like capacity and familiar with such matters would use in the conduct of an enterprise of like character and with like aims by diversifying the investments of the moneys so as to minimize the risk of large losses, unless under the circumstances it is clearly prudent not to do so, and not in regard to speculation but in regard to the permanent disposition of similar moneys, considering the probable income as well as the probable safety of their capital.

(d) In the discharge of such management and investment responsibilities the board of trustees may contract for the services of one or more professional investment advisors or other consultants in the management and investment of such moneys and otherwise in the performance of the duties of the board of trustees under this section.

(e) The board of trustees shall require that each person contracted with under subsection (d) to provide services shall obtain commercial insurance that provides for errors and omissions coverage for such person in an amount to be specified by the board of trustees. The amount of such coverage specified by the board of trustees shall be at least the greater of \$500,000 or 1% of the funds entrusted to such person up to a maximum of \$10,000,000. The board of trustees shall require a person contracted with under subsection (d) to provide services to give a fidelity bond in a penal sum as may be fixed by law or, if not so fixed, as may be fixed by the board of trustees, with corporate surety authorized to do business in this state. Such persons contracted with the board of trustees pursuant to subsection (d) and any persons contracted with such persons to perform the functions specified in subsection (b) shall be deemed to be fiduciary agents of the board of trustees in the performance of contractual obligations.

(f) (1) Subject to the objective set forth in subsection (b) and the standards set forth in subsection (c), the board of trustees shall formulate and adopt policies and objectives for the investment and reinvestment of such moneys and the acquisition, retention, management and disposition of investments of the moneys. Such policies and objectives shall be in writing and shall include:

(A) Specific asset allocation standards and objectives;

(B) establishment of criteria for evaluating the risk versus the potential return on a particular investment; and

(C) a requirement that all investment advisors, and any managers or others with similar duties and responsibilities as investment advisors, shall immediately report all

instances of default on investments to the board of trustees and provide such board of trustees with recommendations and options, including, but not limited to, curing the default or withdrawal from the investment.

(2) The board of trustees shall review such policies and objectives, make changes considered necessary or desirable and readopt such policies and objectives on an annual basis.

(g) Except as provided in subsection (d) and this subsection, the custody of such moneys shall remain in the custody of the state treasurer, except that the board of trustees may arrange for the custody of such moneys as it considers advisable with one or more member banks or trust companies of the federal reserve system or with one or more banks in the state of Kansas, or both, to be held in safekeeping by the banks or trust companies for the collection of the principal and interest or other income or of the proceeds of sale. All such moneys shall be considered moneys in the state treasury for purposes of K.S.A. 75-6704, and amendments thereto.

(h) All interest or other income of the investments of the moneys invested under this section, after payment of any management fees, shall be deposited in the state treasury to the credit of the state general fund.

(i) The state treasurer shall certify to the board of trustees a portion of state moneys available for investment by the pooled money investment board that is equivalent to the aggregate net amount received for unclaimed property. The state treasurer shall transfer the amount certified to the board of trustees. ~~During fiscal years 2023, 2024 and 2025, the state treasurer shall not certify or transfer any state moneys available for investment pursuant to this subsection.~~

(j) As used in this section:

(1) "Board of trustees" means the board of trustees of the Kansas public employees retirement system established by K.S.A. 74-4905, and amendments thereto.

(2) "Fiduciary" means a person who, with respect to the moneys invested under this section:

(A) Exercises any discretionary authority with respect to administration of the moneys;

(B) exercises any authority to invest or manage such moneys or has any authority or responsibility to do so;

(C) provides investment advice for a fee or other direct or indirect compensation with respect to such moneys or has any authority or responsibility to do so;

(D) provides actuarial, accounting, auditing, consulting, legal or other professional services for a fee or other direct or indirect compensation with respect to such moneys or has any authority or responsibility to do so; or

(E) is a member of the board of trustees or of the staff of the board of trustees.

Sec. 68. K.S.A. 2022 Supp. 75-6707, as amended by section 179 of 2023 House Bill No. 2184, is hereby amended to read as follows: 75-6707. (a) For the fiscal years ending June 30, 2023, June 30, 2024, and June 30, 2025, the director of the budget, in consultation with the director of legislative research, shall certify, at the end of each such fiscal year, the amount of actual tax receipt revenues to the state general fund that is in excess of, or is less than, the amount of estimated tax receipt revenues to the state general fund pursuant to the most recent joint estimate of revenue under K.S.A. 75-6701, and amendments thereto, for such fiscal year, and shall transmit such certification to the director of accounts and reports.

(b) (1) Except as provided in paragraph (2), upon receipt of such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer 50% of such certified excess amount from the state general fund for the fiscal years ending June 30, 2023, June 30, 2024, and June 30, 2025, to the budget stabilization fund established by K.S.A. 75-6706, and amendments thereto.

(2) During the fiscal years ending June 30, 2023, June 30, 2024, and June 30, 2025, if the balance of the budget stabilization fund is ~~15%~~ 20% or greater of the amount of actual tax receipt revenues to the state general fund at the end of each such fiscal year, no transfers from the state general fund to the budget stabilization fund shall be made pursuant to this subsection.

(c) If the amount of actual tax receipt revenues to the state general fund is less than the amount of estimated tax receipt revenues to the state general fund, then no transfers shall be made pursuant to this section.

Sec. 69. K.S.A. 2022 Supp. 75-6707, as amended by section 179 of 2023

House Bill No. 2184, is hereby repealed.

Sec. 70. On and after July 1, 2023, K.S.A. 2022 Supp. 75-2263, as amended

by section 178 of 2023 House Bill No. 2184, is hereby repealed.

Sec. 71. Severability. If any provision or clause of this act or application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act that can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

Sec. 72. Appeals to exceed expenditure limitations. (a) Upon written application to the governor and approval of the state finance council, expenditures from special revenue funds may exceed the amounts specified in this act.

(b) This section shall not apply to the expanded lottery act revenues fund, the state economic development initiatives fund, the children's initiatives fund, the state water plan fund or the Kansas endowment for youth fund, or to any account of any of such funds.

Sec. 73. If any fund or account name described by words and the numerical accounting code that follows such fund or account name do not match, it shall be conclusively presumed that the legislature intended that the fund or account name described by words is the correct fund or account name, and such fund or account name described by words shall control over a contradictory or incorrect numerical accounting code.";

And by renumbering remaining sections accordingly;

On page 1, in the title, in line 1, by striking all after "ACT"; by striking all in lines 2 and 3 and inserting "making and concerning appropriations for the fiscal years ending June 30, 2023, June 30, 2024, June 30, 2025, June 30, 2026, June 30, 2027, and June 30, 2028, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing;

amending K.S.A. 2022 Supp. 75-2263, as amended by section 178 of 2023 House Bill No. 2184, and 75-6707, as amended by section 179 of 2023 House Bill No. 2184, and repealing the existing sections.”;

And your committee on conference recommends the adoption of this report.

TROY WAYMASTER

KYLE HOFFMAN

HENRY HELGERSON

Conferees on part of House

RICK BILLINGER

J R CLAEYS

PAT PETTEY

Conferees on part of Senate

On motion of Rep. Waymaster, the conference committee report on **SB 25** was adopted.

On roll call, the vote was: Yeas 91; Nays 29; Present but not voting: 0; Absent or not voting: 5.

Yeas: Amyx, Anderson, Ballard, Barth, Bergquist, Blew, Blex, Borjon, Bryce, Buehler, Butler, Carmichael, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Droge, Ellis, Eplee, Essex, Estes, Featherston, Francis, Goddard, Goetz, Haskins, Hawkins, Helgerson, Highberger, Hoffman, Hoheisel, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Miller, V., Minnix, Moser, Neelly, Osman, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Sanders, Sawyer, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Younger.

Nays: Alcalá, Awerkamp, Bergkamp, Bloom, Boyd, Carr, Donohoe, Fairchild, Garber, Gardner, Haswood, Hill, Houglan, Houser, Jacobs, Melton, Meyer, Miller, D., Miller, S., Murphy, Ohaebosim, Oropeza, Ousley, Rhiley, Ruiz, S., Sawyer Clayton, Stogsdill, Vaughn, Weigel.

Present but not voting: None.

Absent or not voting: Carlin, Neighbor, Poetter Parshall, Thomas, Xu.

REPORT ON ENROLLED RESOLUTIONS

HR 6021, HR 6024, HR 6026 reported correctly enrolled and properly signed on April 28, 2023.

The hour for final adjournment having arrived, Speaker Hawkins announced, “By virtue of the authority vested in me, as Speaker of the House of Representatives of the 2023 session, I do now declare the House adjourned sine die.”

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*

REPORT ON ENROLLED BILLS

HB 2002, HB 2010, HB 2021, HB 2060, HB 2285 reported correctly enrolled, properly signed and presented to the Governor on May 5, 2023.

REPORT ON ENROLLED RESOLUTIONS

HR 6027 reported correctly enrolled and properly signed on May 1, 2023.
HCR 5016 reported correctly enrolled and properly signed on May 5, 2023.

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report **on H Sub for SB 113**
The Senate adopts the Conference Committee report **SB 25**
The Senate adopts the Conference Committee report **SB 106**

Announcing adoption of **HCR 5016**

MESSAGES FROM THE GOVERNOR

HB 2002, H Sub 2010 approved on May 10, 2023.
HB 2021, H Sub 2060 approved: May 12, 2023.

MESSAGE FROM THE GOVERNOR

The following message with the Governor's objection to **HB 2285**, AN ACT concerning the secretary of health and environment; relating to drug overdoses; requiring the secretary of health and environment to study overdose deaths; providing for the confidentiality of acquired and compiled records; restricting the powers of the secretary of health and environment and local health officers to control the introduction and spread of infectious or contagious diseases; revoking the authority of the secretary to order individuals to isolate or quarantine and impose penalties for violations thereof; prohibiting the secretary of health and environment from requiring a COVID-19 vaccination in order to attend a child care facility or school; amending K.S.A. 65-116g, 65-119, 65-128, 65-129b, 65-129d, 65-508 and 72-6262 and K.S.A. 2022 Supp. 65-101, 65-202 and 72-5180 and repealing the existing sections; also repealing K.S.A. 65-126, 65-127, 65-129 and 65-129c was received.

REGARDING VETO OF HOUSE BILL 2285

The field of public health was pioneered here in Kansas, yet lawmakers continue trying to undermine the advancements that have saved lives in every corner of our state.

That's most recently evidenced by this bill, an effort by politicians in Topeka to win political points in the short-term while threatening the long-term health and safety of all Kansans and of our economy. There's no question: Preventing Kansas' local and state health officials from providing even basic testing for contagious human and zoonotic diseases – including measles, meningitis, Ebola, and polio – will hurt our ability to stop unnecessary outbreaks in the future.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto **House Bill 2285**.

THE GOVERNOR'S OFFICE
BY THE GOVERNOR Laura Kelly

DATED May 12, 2023

CONSIDERATION OF VETO

The Legislature having adjourned sine die on April 28, 2023, there was no opportunity to reconsider **HB 2285** and the veto is sustained.

□

TITLE AND HISTORY
OF
HOUSE BILLS
AND
HOUSE RESOLUTIONS

(1559)

TITLE AND HISTORY OF HOUSE BILLS

- H 2001** Bill by Representative Fairchild
Defining grounds for impeachment of justices of the supreme court and certain judges of the district court.
01/09/2023 House—Prefiled for Introduction on Tuesday, December 6, 2022
01/09/2023 House—Introduced—HJ 53
01/10/2023 House—Referred to Committee on Judiciary—HJ 56
- H 2002** Bill by Representative Fairchild
Providing countywide retailers' sales tax authority for Dickinson and Grant counties, providing for a sales tax exemption for area agencies on aging and purchases made by Kansas suicide prevention HQ, inc., providing that the secretary of revenue file a release of warrant in the county where such warrant is docketed, granting authority to the director of property valuation to develop qualifying courses and providing that certain tax notices and statements may be transmitted by electronic means by the county treasurer and county appraiser if consented to by the taxpayer.
01/09/2023 House—Prefiled for Introduction on Wednesday, December 14, 2022
01/09/2023 House—Introduced—HJ 54
01/10/2023 House—Referred to Committee on Taxation—HJ 56
01/18/2023 House—Hearing: Tuesday, January 24, 2023, 3:30 PM Room 346-S
02/09/2023 House—Committee Report recommending bill be passed by Committee on Taxation—HJ 194
03/09/2023 House—Committee of the Whole - Be passed—HJ 389
03/09/2023 House—Emergency Final Action - Passed; Yea: 114 Nay: 7—HJ 390
03/09/2023 Senate—Received and Introduced—SJ 221
03/10/2023 Senate—Referred to Committee on Assessment and Taxation—SJ 227
03/15/2023 Senate—Hearing: Monday, March 20, 2023, 9:30 AM Room 548-S
03/27/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Assessment and Taxation—SJ 331
03/29/2023 Senate—Committee of the Whole - Be passed as further amended—SJ 386
03/29/2023 Senate—Emergency Final Action - Passed as amended; Yea: 34 Nay: 6—SJ 387
04/03/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Smith, A., Representative Bergkamp and Representative Sawyer as conferees—HJ 601
04/05/2023 Senate—Motion to accede adopted; Senator Tyson, Senator Peck and Senator Holland appointed as conferees—SJ 420
04/06/2023 Senate—Conference Committee Report was adopted; Yea: 37 Nay: 0—SJ 1068
04/27/2023 House—Conference Committee Report was adopted; Yea: 122 Nay: 0—HJ 1382
04/28/2023 House—Enrolled and presented to Governor on Friday, May 5, 2023
04/28/2023 House—Approved by Governor on Wednesday, May 10, 2023
- H 2003** Bill by Representative Johnson
Authorizing the Kansas state high school activities association to establish a school classification system based on student attendance and other factors.
01/09/2023 House—Prefiled for Introduction on Tuesday, December 20, 2022
01/09/2023 House—Introduced—HJ 54
01/10/2023 House—Referred to Committee on Education—HJ 56
01/11/2023 House—Hearing: Thursday, January 19, 2023, 1:30 PM Room 218-N

- H 2004** Bill by Representatives Rhiley, Garber, Seiwert, Waggoner
Establishing the EV energy equity road repair tax act and providing for a road repair tax on electricity distributed from a public charging station for electric vehicles.
 01/09/2023 House—Prefiled for Introduction on Tuesday, January 3, 2023
 01/09/2023 House—Introduced—HJ 54
 01/10/2023 House—Referred to Committee on Transportation—HJ 56
 01/25/2023 House—Hearing: Tuesday, January 31, 2023, 1:30 PM Room 582-N
- H 2005** Bill by Representative Carmichael
Creating a traffic infraction for operating a vehicle while fatigued.
 01/09/2023 House—Prefiled for Introduction on Thursday, January 5, 2023
 01/09/2023 House—Introduced—HJ 54
 01/10/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 56
- H 2006** Bill by Representative Carmichael
Making the use of artificial light for the purpose of spotting, locating or taking wildlife unlawful and restricting rule and regulation authority.
 01/09/2023 House—Prefiled for Introduction on Thursday, January 5, 2023
 01/09/2023 House—Introduced—HJ 54
 01/10/2023 House—Referred to Committee on Agriculture and Natural Resources—HJ 56
- H 2007** Bill by Representatives Fairchild, Barth, Hill, Murphy, Proctor, Rhiley
Prohibiting the secretary of health and environment from requiring a COVID-19 vaccination for care at a child care facility or attendance at a school.
 01/09/2023 House—Prefiled for Introduction on Thursday, January 5, 2023
 01/09/2023 House—Introduced—HJ 54
 01/10/2023 House—Referred to Committee on Health and Human Services—HJ 56
- H 2008** Bill by Representatives Proctor, Buehler, Johnson, Neelly, Resman
Providing membership in the KP&F retirement system for certain security officers of the department of corrections and allowing certain service credit purchases of previous KPERS security officer service for purposes of KP&F retirement benefits.
 01/09/2023 House—Prefiled for Introduction on Friday, January 6, 2023—HJ 54
 01/09/2023 House—Introduced
 01/10/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 56
- H 2009** Bill by Representative Sawyer Clayton
Providing for sales tax exemption for feminine hygiene products and diapers.
 01/09/2023 House—Prefiled for Introduction on Friday, January 6, 2023—HJ 54
 01/09/2023 House—Introduced—HJ 54
 01/10/2023 House—Referred to Committee on Taxation—HJ 56
- H 2010** Bill by Representative Highberger
Senate Substitute for HB 2010 by Committee on Judiciary - Updating a statutory cross reference to provide proper jury instruction in cases when a defendant lacks the required mental state to commit a crime; increasing the penalty for certain violations of criminal discharge of a firearm when a person was present in the dwelling, building, structure or motor vehicle at which the offender discharged a firearm; enacting the reduce armed violence act to increase the

criminal penalties for certain violations of criminal possession of a weapon by a convicted felon that involve firearms; providing that the service of postrelease supervision period shall not toll except as otherwise provided by law; and allowing certain nondrug offenders to participate in a certified drug abuse treatment program.

- 01/09/2023 House—Prefiled for Introduction on Friday, January 6, 2023
 01/09/2023 House—Introduced—HJ 54
 01/10/2023 House—Referred to Committee on Judiciary—HJ 56
 01/18/2023 House—Hearing: Monday, January 23, 2023, 3:30 PM Room 582-N
 02/06/2023 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 156
 02/08/2023 House—Committee of the Whole - Be passed as amended—HJ 177
 02/09/2023 House—Final Action - Passed as amended; Yea: 118 Nay: 0—HJ 187
 02/09/2023 Senate—Received and Introduced—SJ 83
 02/10/2023 Senate—Referred to Committee on Judiciary—SJ 92
 03/08/2023 Senate—Hearing: Wednesday, March 15, 2023, 10:30 AM Room 346-S
 03/23/2023 Senate—Committee Report recommending substitute bill be passed by Committee on Judiciary—SJ 294
 03/27/2023 Senate—Committee of the Whole - Substitute bill be passed—SJ 330
 03/28/2023 Senate—Final Action - Substitute passed; Yea: 38 Nay: 2—SJ 349
 03/29/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Patton, Representative Schreiber and Representative Carmichael as conferees—HJ 568
 04/03/2023 Senate—Motion to accede adopted; Senator Warren, Senator Wilborn and Senator Corson appointed as conferees—SJ 397
 04/03/2023 House—Representative Owens, Representative Smith, E., and Representative Highberger are appointed to replace Representative Patton, Representative Schreiber, and Representative Carmichael on the Conference Committee—HJ 599
 04/06/2023 Senate—Conference Committee Report agree to disagree adopted; Senator Warren, Senator Wilborn and Senator Corson appointed as second conferees—SJ 478
 04/06/2023 House—Conference Committee Report agree to disagree adopted; Representative Owens, Representative Smith, E. and Representative Highberger appointed as second conferees—HJ 726
 04/27/2023 Senate—Conference Committee Report not adopted; Senator Warren, Senator Wilborn and Senator Corson appointed as third conferees—SJ 1200
 04/28/2023 House—Concurred with amendments in conference; Yea: 120 Nay: 0—HJ 1464
 04/28/2023 House—Enrolled and presented to Governor on Friday, May 5, 2023
 04/28/2023 House—Approved by Governor on Wednesday, May 10, 2023

- H 2011** Bill by Representatives Proctor, Barth, Blex, Buehler, Clifford, Collins, Dodson, Ellis, Essex, Estes, Hill, Hoffman, Humphries, Johnson, Mason, Maughan, Moser, Murphy, Neelly, Pickert, Poskin, Rhiley, Smith, E., Sutton, Thompson, Turk, Underhill

Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.

- 01/09/2023 House—Prefiled for Introduction on Friday, January 6, 2023
 01/09/2023 House—Introduced—HJ 54
 01/10/2023 House—Referred to Committee on Taxation—HJ 56
 01/25/2023 House—Hearing: Monday, January 30, 2023, 3:30 PM Room 346-S

- H 2012** Bill by Representatives Rhiley, Fairchild, Hill
Requiring offenders on probation, parole or postrelease supervision to complete a citizenship curriculum.
 01/11/2023 House—Introduced—HJ 60
 01/12/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 69
- H 2013** Bill by Elections
Requiring a runoff election between the top two candidates whenever a candidate for a statewide office fails to receive a majority of the votes cast at a general or special election.
 01/11/2023 House—Introduced—HJ 61
 01/12/2023 House—Referred to Committee on Elections—HJ 69
 01/18/2023 House—Hearing: Tuesday, January 24, 2023, 3:30 PM Room 218-N
- H 2014** Bill by Representative Collins
Designating a portion of United States highway 69 in Crawford county as the Robert Lessen memorial highway.
 01/11/2023 House—Introduced—HJ 61
 01/12/2023 House—Referred to Committee on Transportation—HJ 69
 01/25/2023 House—Hearing: Thursday, February 2, 2023, 1:30 PM Room 582-N
 02/07/2023 House—Committee Report recommending bill be passed by Committee on Transportation—HJ 166
 02/08/2023 House—Committee of the Whole - Be passed—HJ 177
 02/09/2023 House—Final Action - Passed; Yea: 118 Nay: 0—HJ 188
 02/09/2023 Senate—Received and Introduced—SJ 83
 02/10/2023 Senate—Referred to Committee on Transportation—SJ 92
 03/01/2023 Senate—Hearing: Wednesday, March 8, 2023, 8:30 AM Room 546-S
 03/09/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Transportation—SJ 226
 03/15/2023 Senate—Committee of the Whole - Be passed as amended—SJ 238
 03/15/2023 Senate—Emergency Final Action - Passed as amended; Yea: 36 Nay: 0—SJ 238
 03/28/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Francis, Representative Neelly and Representative Ballard as conferees—HJ 552
 04/03/2023 Senate—Motion to accede adopted; Senator Petersen, Senator Kloos and Senator Corson appointed as conferees—SJ 397
 04/05/2023 Senate—Senator Thompson and Senator Faust-Goudeau are appointed to replace Senator Petersen and Senator Corson on the Conference Committee—SJ 417
 04/05/2023 House—Representative Carpenter, W., Representative Kessler, and Representative Hoye are appointed to replace Representative Francis, Representative Neelly, and Representative Ballard on the Conference Committee—HJ 621
 04/06/2023 Senate—Conference Committee Report was adopted; Yea: 40 Nay: 0—SJ 511
 04/06/2023 House—Conference Committee Report was adopted; Yea: 122 Nay: 1—HJ 751
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/24/2023 House—Approved by Governor on Thursday, April 20, 2023—HJ 1283

H 2015 Bill by Judiciary
Authorizing the designee of an employing agency or entity to petition the court for an order requiring infectious disease testing.

- 01/11/2023 House—Introduced—HJ 61
 01/12/2023 House—Referred to Committee on Judiciary—HJ 69
 01/12/2023 House—Hearing: Thursday, January 19, 2023, 3:30 PM Room 582-N
 01/26/2023 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 126
 01/31/2023 House—Committee of the Whole - Be passed—HJ 135
 02/01/2023 House—Final Action - Passed; Yea: 116 Nay: 6—HJ 142
 02/01/2023 Senate—Received and Introduced—SJ 59
 02/02/2023 Senate—Referred to Committee on Judiciary—SJ 63
 02/03/2023 Senate—Hearing: Thursday, February 9, 2023, 10:30 AM Room 346-S
 03/14/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Judiciary—SJ 232
 03/21/2023 Senate—Committee of the Whole - Be passed as further amended—SJ 267
 03/22/2023 Senate—Final Action - Passed as amended; Yea: 33 Nay: 5—SJ 275
 03/27/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Patton, Representative Schreiber and Representative Carmichael as conferees—HJ 526
 03/28/2023 Senate—Motion to accede adopted; Senator Warren, Senator Wilborn and Senator Corson appointed as conferees—SJ 357
 04/05/2023 Senate—Conference Committee Report was adopted; Yea: 32 Nay: 8—SJ 443
 04/05/2023 House—Conference Committee Report was adopted; Yea: 117 Nay: 6—HJ 657

 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/24/2023 House—Approved by Governor on Tuesday, April 18, 2023—HJ 1283

H 2016 Bill by Judiciary
Senate Substitute for HB 2016 by the Committee on Judiciary - Enacting the act against abusive access litigation to create a civil action for determining whether litigation that alleges any access violation under the Americans with disabilities act or similar law constitutes abusive litigation and authorize penalties for such abusive litigation.

- 01/11/2023 House—Introduced—HJ 61
 01/12/2023 House—Referred to Committee on Judiciary—HJ 69
 01/12/2023 House—Hearing: Tuesday, January 17, 2023, 3:30 PM Room 582-N
 01/26/2023 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 126
 01/31/2023 House—Committee of the Whole - Be passed—HJ 135
 02/01/2023 House—Final Action - Passed; Yea: 122 Nay: 0—HJ 142
 02/01/2023 Senate—Received and Introduced—SJ 59
 02/02/2023 Senate—Referred to Committee on Judiciary—SJ 63
 02/03/2023 Senate—Hearing: Thursday, February 9, 2023, 10:30 AM Room 346-S
 03/22/2023 Senate—Committee Report recommending substitute bill be passed by Committee on Judiciary—SJ 278
 03/28/2023 Senate—Committee of the Whole - Substitute bill be passed as amended—SJ 364
 03/29/2023 Senate—Final Action - Substitute passed as amended; Yea: 35 Nay: 5—SJ 372

04/03/2023 House—Concurred with amendments; Yea: 83 Nay: 37—HJ 599
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 7, 2023—HJ 1284
 04/24/2023 House—Approved by Governor on Friday, April 14, 2023—HJ 1283

H 2017 Bill by Judiciary**Enacting the uniform family law arbitration act.**

01/11/2023 House—Introduced—HJ 61
 01/12/2023 House—Referred to Committee on Judiciary—HJ 69
 01/12/2023 House—Hearing: Thursday, January 19, 2023, 3:30 PM Room 582-N
 01/26/2023 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 126
 01/31/2023 House—Committee of the Whole - Be passed—HJ 135
 02/01/2023 House—Final Action - Passed; Yea: 122 Nay: 0—HJ 143
 02/01/2023 Senate—Received and Introduced—SJ 59
 02/02/2023 Senate—Referred to Committee on Judiciary—SJ 63
 03/21/2023 Senate—Hearing: Friday, March 24, 2023, 10:30 AM Room 346-S

H 2018 Bill by Judiciary**Permitting a will or a copy of a will filed within six months after the death of the testator to be admitted to probate at any time.**

01/11/2023 House—Introduced—HJ 61
 01/12/2023 House—Referred to Committee on Judiciary—HJ 69
 01/12/2023 House—Hearing: Tuesday, January 17, 2023, 3:30 PM Room 582-N
 01/26/2023 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 126
 01/31/2023 House—Committee of the Whole - Be passed—HJ 135
 02/01/2023 House—Final Action - Passed; Yea: 120 Nay: 2—HJ 143
 02/01/2023 Senate—Received and Introduced—SJ 59
 02/02/2023 Senate—Referred to Committee on Judiciary—SJ 63

H 2019 Bill by Transportation**Implementing additional reporting requirements for information technology projects and state agencies, requiring additional information technology security training and status reports, requiring reporting of significant cybersecurity audits and changing the membership requirements, terms of members and the quorum requirements for the information technology executive council.**

01/11/2023 House—Introduced—HJ 61
 01/12/2023 House—Referred to Committee on Transportation—HJ 69
 01/20/2023 House—Hearing: Thursday, January 26, 2023, 1:30 PM Room 582-N
 02/07/2023 House—Committee Report recommending bill be passed by Committee on Transportation—HJ 166
 02/22/2023 House—Committee of the Whole - Be passed—HJ 301
 02/23/2023 House—Final Action - Passed; Yea: 84 Nay: 38—HJ 310
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Transportation—SJ 206
 03/08/2023 Senate—Hearing: Wednesday, March 15, 2023, 8:30 AM Room 546-S
 03/16/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Transportation—SJ 259
 03/27/2023 Senate—Committee of the Whole - Be passed as amended—SJ 328
 03/28/2023 Senate—Final Action - Passed as amended; Yea: 29 Nay: 11—SJ 349

- 03/29/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Francis, Representative Neelly and Representative Ballard as conferees—HJ 567
- 04/03/2023 Senate—Motion to accede adopted; Senator Petersen, Senator Kloos and Senator Corson appointed as conferees—SJ 397
- 04/05/2023 House—Representative Waymaster, Representative Hoffman, and Representative Helgerson are appointed to replace Representative Francis, Representative Neelly, and Representative Ballard on the Conference Committee—HJ 670
- 04/06/2023 Senate—Senator Billinger, Senator Claeys, and Senator Pettey are appointed to replace Senator Petersen, Senator Kloos, and Senator Corson on the Conference Committee—SJ 476
- 04/06/2023 Senate—Conference Committee Report was adopted; Yea: 38 Nay: 0—SJ 868
- 04/06/2023 House—Conference Committee Report was adopted; Yea: 117 Nay: 1—HJ 1244
- 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
- 04/25/2023 House—Approved by Governor on Tuesday, April 18, 2023—HJ 1287

H 2020

Bill by Transportation

Providing that the employment status of a driver of a motor carrier does not change as a result of the inclusion of safety improvements on a vehicle and establishing conditions for when a driver is an independent contractor for a transportation network company.

- 01/11/2023 House—Introduced—HJ 61
- 01/12/2023 House—Referred to Committee on Transportation—HJ 69
- 01/20/2023 House—Hearing: Thursday, January 26, 2023, 1:30 PM Room 582-N
- 02/07/2023 House—Committee Report recommending bill be passed by Committee on Transportation—HJ 166
- 02/22/2023 House—Committee of the Whole - Be passed—HJ 301
- 02/23/2023 House—Final Action - Passed; Yea: 122 Nay: 0—HJ 310
- 03/01/2023 Senate—Received and Introduced—SJ 203
- 03/02/2023 Senate—Referred to Committee on Transportation—SJ 206
- 03/02/2023 Senate—Hearing: Thursday, March 9, 2023, 8:30 AM Room 546-S
- 03/14/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Transportation—SJ 232
- 03/21/2023 Senate—Committee of the Whole - Be passed as amended—SJ 267
- 03/22/2023 Senate—Final Action - Passed as amended; Yea: 35 Nay: 1—SJ 275
- 03/27/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Francis, Representative Neelly and Representative Ballard as conferees—HJ 526
- 03/28/2023 Senate—Motion to accede adopted; Senator Petersen, Senator Kloos and Senator Corson appointed as conferees—SJ 357
- 04/03/2023 Senate—Conference Committee Report agree to disagree adopted; Senator Petersen, Senator Kloos and Senator Corson appointed as second conferees—SJ 400
- 04/03/2023 House—Conference Committee Report agree to disagree adopted; Representative Francis, Representative Neelly and Representative Ballard appointed as second conferees—HJ 604
- 04/05/2023 Senate—Conference Committee Report was adopted; Yea: 28 Nay: 12—SJ 422

04/05/2023 House—Conference Committee Report was adopted; Yea: 84 Nay: 38—HJ 648

04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284

04/24/2023 House—Approved by Governor on Tuesday, April 18, 2023—HJ 1283

H 2021 Bill by Corrections and Juvenile Justice

Requiring the secretary for children and families to assess certain children and the secretary of corrections to provide certain services to juveniles in detention, changing the criteria used to refer and admit juveniles to a juvenile crisis intervention center, allowing evidence-based program account money to be used on certain children, requiring the department of corrections to build data systems and allowing for overall case length limit extensions for certain juvenile offenders.

01/11/2023 House—Introduced—HJ 61

01/12/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 69

01/25/2023 House—Hearing: Monday, January 30, 2023, 1:30 PM Room 546-S

02/09/2023 House—Committee Report recommending bill be passed as amended by Committee on Corrections and Juvenile Justice—HJ 190

02/15/2023 House—Committee of the Whole - Be passed as amended—HJ 232

02/16/2023 House—Final Action - Passed as amended; Yea: 85 Nay: 35—HJ 232

02/17/2023 Senate—Received and Introduced—SJ 117

02/20/2023 Senate—Referred to Committee on Judiciary—SJ 121

03/01/2023 Senate—Hearing: Wednesday, March 8, 2023, 10:30 AM Room 346-S

03/27/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Judiciary—SJ 339

03/29/2023 Senate—Committee of the Whole - Be passed as amended—SJ 382

03/29/2023 Senate—Emergency Final Action - Passed as amended; Yea: 40 Nay: 0—SJ 388

04/03/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Owens, Representative Smith, E. and Representative Highberger as conferees—HJ 601

04/04/2023 Senate—Motion to accede adopted; Senator Warren, Senator Wilborn and Senator Corson appointed as conferees—SJ 405

04/06/2023 Senate—Conference Committee Report not adopted; Yea: 17 Nay: 18—SJ 986

04/26/2023 Senate—Motion to reconsider previous action. Motion carried.—SJ 1101

04/26/2023 Senate—Conference Committee Report was adopted; Yea: 22 Nay: 16—SJ 1117

04/28/2023 House—Conference Committee Report was adopted; Yea: 119 Nay: 1—HJ 1447

04/28/2023 House—Enrolled and presented to Governor on Friday, May 5, 2023

04/28/2023 House—Approved by Governor on Friday, May 12, 2023

H 2022 Bill by Corrections and Juvenile Justice

Providing for the appointment of the superintendent of the Kansas highway patrol by the attorney general, not the governor; transferring the duties of governor relating to the Kansas highway patrol to the attorney general; granting jurisdiction of the Kansas highway patrol to the attorney general, a division to be known as the Kansas highway patrol.

01/11/2023 House—Introduced—HJ 61

01/12/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 69

- H 2023** Bill by Representatives Concannon, Hawkins
Creating the crime of interference with the conduct of a healthcare facility, providing criminal penalties for violation thereof and increasing the criminal penalties for battery of a healthcare provider.
- 01/11/2023 House—Introduced—HJ 61
 01/12/2023 House—Referred to Committee on Judiciary—HJ 69
 01/18/2023 House—Hearing: Monday, January 23, 2023, 3:30 PM Room 582-N
 02/06/2023 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 156
 02/08/2023 House—Withdrawn from Calendar, Rereferred to Committee on Judiciary—HJ 173
 02/15/2023 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 232
 02/23/2023 House—Committee of the Whole - Be passed as amended—HJ 329
 02/23/2023 House—Emergency Final Action - Passed as amended; Yea: 118 Nay: 4—HJ 334
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Judiciary—SJ 206
 03/21/2023 Senate—Hearing: Friday, March 24, 2023, 10:30 AM Room 346-S
- H 2024** Bill by Joint Child Welfare System Oversight
Expanding legal surrender of an infant to include newborn safety devices, requiring a referral of an alleged victim of child abuse or neglect for an examination as part of an investigation, creating a program in the department of health and environment to provide training and payment for such examinations, enacting the Representative Gail Finney memorial foster care bill of rights, applying the federal Indian child welfare act to certain actions under the revised Kansas code for care of children.
- 01/12/2023 House—Introduced—HJ 69
 01/13/2023 House—Referred to Committee on Child Welfare and Foster Care—HJ 71
 01/18/2023 House—Hearing: Monday, January 23, 2023, 1:30 PM Room 152-S
 02/01/2023 House—Committee Report recommending bill be passed as amended by Committee on Child Welfare and Foster Care—HJ 144
 02/08/2023 House—Committee of the Whole - Motion by Representative Concannon to rerefer to Committee on Child Welfare and Foster Care passed—HJ 177
 02/17/2023 House—Committee Report recommending bill be further amended and be passed as amended by Committee on Child Welfare and Foster Care—HJ 252
 02/21/2023 House—Committee of the Whole - Be passed as further amended—HJ 277
 02/22/2023 House—Final Action - Passed as amended; Yea: 94 Nay: 30—HJ 289
 02/22/2023 Senate—Received and Introduced—SJ 140
 03/01/2023 Senate—Referred to Committee on Public Health and Welfare—SJ 201
 03/08/2023 Senate—Hearing: Monday, March 13, 2023, 8:30 AM Room 142-S
 03/14/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Public Health and Welfare—SJ 232
 03/29/2023 Senate—Committee of the Whole - Be passed as amended—SJ 382
 03/29/2023 Senate—Emergency Final Action - Passed as amended; Yea: 35 Nay: 5—SJ 388
 04/03/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Concannon, Representative Johnson and

Representative Ousley as conferees—HJ 601
 04/04/2023 Senate—Motion to accede adopted; Senator Gossage, Senator Erickson and Senator Pettey appointed as conferees—SJ 405
 04/06/2023 Senate—Conference Committee Report was adopted; Yea: 36 Nay: 1—SJ 882
 04/06/2023 House—Conference Committee Report was adopted; Yea: 116 Nay: 0—HJ 1230
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/25/2023 House—Approved by Governor on Wednesday, April 19, 2023—HJ 1287

H 2025 Bill by Joint Pensions, Investments and Benefits
Authorizing a self-funded cost-of-living adjustment retirement benefit option for certain KPERS members.
 01/12/2023 House—Introduced—HJ 69
 01/13/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 71
 02/01/2023 House—Hearing: Wednesday, February 8, 2023, 9:00 AM Room 582-N

H 2026 Bill by Representative Ellis
Requiring the secretary of revenue to file release of tax warrants in the county where the warrant is docketed after payment of taxes owed.
 01/12/2023 House—Introduced—HJ 69
 01/13/2023 House—Referred to Committee on Taxation—HJ 71
 01/18/2023 House—Hearing: Tuesday, January 24, 2023, 3:30 PM Room 346-S
 02/08/2023 House—Committee Report recommending bill be passed as amended by Committee on Taxation—HJ 178
 03/09/2023 House—Committee of the Whole - Be passed as amended—HJ 390
 03/09/2023 House—Emergency Final Action - Passed as amended; Yea: 121 Nay: 0—HJ 392
 03/13/2023 Senate—Received and Introduced—SJ 229
 03/14/2023 Senate—Referred to Committee on Assessment and Taxation—SJ 230

H 2027 Bill by Representatives Wasinger, Ballard
Creating a procedure to prevent distribution of a decedent's assets to a person charged with the felonious killing of the decedent until criminal proceedings are completed.
 01/12/2023 House—Introduced—HJ 69
 01/12/2023 House—Hearing: Tuesday, January 17, 2023, 3:30 PM Room 582-N
 01/13/2023 House—Referred to Committee on Judiciary—HJ 71
 02/06/2023 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 156
 02/14/2023 House—Committee of the Whole - Be passed—HJ 218
 02/15/2023 House—Final Action - Passed; Yea: 119 Nay: 0—HJ 229
 02/15/2023 Senate—Received and Introduced—SJ 105
 02/16/2023 Senate—Referred to Committee on Judiciary—SJ 112
 03/01/2023 Senate—Hearing: Tuesday, March 7, 2023, 10:30 AM Room 346-S
 03/16/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Judiciary—SJ 255
 03/28/2023 Senate—Committee of the Whole - Be passed as amended—SJ 359
 03/29/2023 Senate—Final Action - Passed as amended; Yea: 40 Nay: 0—SJ 372
 04/03/2023 House—Nonconcurrent with amendments; Conference Committee

requested; appointed Representative Patton, Representative Schreiber and Representative Carmichael as conferees—HJ 601

04/04/2023 Senate—Motion to accede adopted; Senator Warren, Senator Wilborn and Senator Corson appointed as conferees—SJ 405

04/05/2023 House—Concurred with amendments in conference; Yea: 123 Nay: 0—HJ 668

04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284

04/25/2023 House—Approved by Governor on Tuesday, April 18, 2023—HJ 1287

H 2028 Bill by Judiciary
Requiring certain records to be automatically expunged from a person's criminal record.

01/12/2023 House—Introduced—HJ 69

01/13/2023 House—Referred to Committee on Judiciary—HJ 71

01/18/2023 House—Hearing: Wednesday, January 25, 2023, 3:30 PM Room 582-N

02/06/2023 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 159

02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350

H 2029 Bill by Judiciary
Increasing the time of an initial restraining order and possible extensions issued in a protection from abuse order or a protection from stalking, sexual assault or human trafficking order.

01/12/2023 House—Introduced—HJ 69

01/13/2023 House—Referred to Committee on Judiciary—HJ 71

01/18/2023 House—Hearing: Tuesday, January 24, 2023, 3:30 PM Room 582-N

02/13/2023 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 210

02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350

H 2030 Bill by K-12 Education Budget
Authorizing nonpublic school students to participate in activities regulated by the Kansas state high school activities association and allowing nonpublic school students who enroll part time in a public school to participate in nonpublic school activities.

01/13/2023 House—Introduced—HJ 71

01/17/2023 House—Referred to Committee on K-12 Education Budget—HJ 75

01/18/2023 House—Hearing: Tuesday, January 24, 2023, 3:30 PM Room 546-S

02/22/2023 House—Withdrawn from Committee on K-12 Education Budget; Referred to Committee on Appropriations—HJ 307

03/01/2023 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on K-12 Education Budget—HJ 353

H 2031 Bill by Corrections and Juvenile Justice
Enacting the reduce armed violence act to increase the criminal penalties for certain violations of criminal possession of a weapon by a convicted felon that involve firearms.

01/13/2023 House—Introduced—HJ 71

01/17/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 75

01/19/2023 House—Hearing: Wednesday, January 25, 2023, 1:30 PM Room 546-S

02/06/2023 House—Committee Report recommending bill be passed as amended by

Committee on Corrections and Juvenile Justice—HJ 156
02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350

- H 2032** Bill by Corrections and Juvenile Justice
Allowing persons with felony drug convictions to receive benefits under the food assistance program.
01/13/2023 House—Introduced—HJ 71
01/17/2023 House—Referred to Committee on Welfare Reform—HJ 75
- H 2033** Bill by Corrections and Juvenile Justice
Changing the criteria used to refer and admit juveniles to a juvenile crisis intervention center.
01/13/2023 House—Introduced—HJ 71
01/17/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 75
01/18/2023 House—Hearing: Monday, January 23, 2023, 1:30 PM Room 546-S
01/30/2023 House—Committee Report recommending bill be passed by Committee on Corrections and Juvenile Justice—HJ 132
02/07/2023 House—Committee of the Whole - Be passed—HJ 166
02/08/2023 House—Final Action - Passed; Yea: 123 Nay: 0—HJ 175
02/09/2023 Senate—Received and Introduced—SJ 83
02/10/2023 Senate—Referred to Committee on Public Health and Welfare—SJ 92
03/01/2023 Senate—Hearing: Monday, March 6, 2023, 8:30 AM Room 142-S
03/16/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Public Health and Welfare—SJ 259
- H 2034** Bill by Child Welfare and Foster Care
Requiring a referral of an alleged victim of child abuse or neglect for an examination as part of an investigation, creating a program in the department of health and environment to provide training and payment for such examinations.
01/17/2023 House—Introduced—HJ 73
01/18/2023 House—Referred to Committee on Child Welfare and Foster Care—HJ 81
01/18/2023 Senate—Hearing: Wednesday, January 25, 2023, 1:30 PM Room 152-S
02/07/2023 House—Committee Report recommending bill be passed by Committee on Child Welfare and Foster Care—HJ 166
02/22/2023 House—Committee of the Whole - Be passed as amended—HJ 301
02/23/2023 House—Final Action - Passed as amended; Yea: 121 Nay: 1—HJ 311
03/01/2023 Senate—Received and Introduced—SJ 203
03/02/2023 Senate—Referred to Committee on Public Health and Welfare—SJ 206
03/03/2023 Senate—Hearing: Wednesday, March 8, 2023, 8:30 AM Room 142-S
03/15/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Public Health and Welfare—SJ 241
- H 2035** Bill by Elections
Requiring the secretary of state to submit an annual report to the legislature on voter registration procedures.
01/17/2023 House—Introduced—HJ 73
01/18/2023 House—Referred to Committee on Elections—HJ 81
- H 2036** Bill by Representatives Proctor, Blex, Buehler, Butler, Clifford, Collins, Dodson, Ellis, Johnson, Neelly, Thompson, Turk
Creating a property tax exemption for retired and disabled veterans.

01/17/2023 House—Introduced—HJ 73
 01/18/2023 House—Referred to Committee on Taxation—HJ 81
 01/25/2023 House—Hearing: Monday, January 30, 2023, 3:30 PM Room 346-S
 02/16/2023 House—Committee Report recommending bill be passed by Committee on Taxation—HJ 248
 03/28/2023 House—Committee of the Whole - Be passed as amended—HJ 560
 03/29/2023 House—Final Action - Passed as amended; Yea: 123 Nay: 1—HJ 569
 04/03/2023 Senate—Received and Introduced—SJ 397
 04/04/2023 Senate—Referred to Committee on Assessment and Taxation—SJ 402

H 2037 Bill by Elections
Requiring verification of residential addresses of registered voters and creating the crime of falsifying a residential address for purposes of voter registration.

01/17/2023 House—Introduced—HJ 73
 01/18/2023 House—Referred to Committee on Elections—HJ 81

H 2038 Bill by Elections
Requiring postsecondary educational institutions to indicate when a student's identification issued by such institution cannot be used for voting purposes.

01/17/2023 House—Introduced—HJ 73
 01/18/2023 House—Referred to Committee on Elections—HJ 81

H 2039 Bill by Representative Waymaster
Designating Lehigh Portland state park and exempting disabled veterans from certain requirements and fees relating to hunting and fishing licenses.

01/17/2023 House—Introduced—HJ 73
 01/18/2023 House—Referred to Committee on Veterans and Military—HJ 81
 01/18/2023 House—Hearing: Tuesday, January 24, 2023, 9:00 AM Room 281-N
 02/09/2023 House—Committee Report recommending bill be passed as amended by Committee on Veterans and Military—HJ 197
 02/22/2023 House—Committee of the Whole - Be passed as amended—HJ 294
 02/23/2023 House—Final Action - Passed as amended; Yea: 120 Nay: 2—HJ 312
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Agriculture and Natural Resources—SJ 206
 03/16/2023 Senate—Hearing: Wednesday, March 22, 2023, 8:30 AM Room 144-S
 03/22/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Agriculture and Natural Resources—SJ 278
 03/27/2023 Senate—Committee of the Whole - Be passed as amended—SJ 324
 03/28/2023 Senate—Final Action - Passed as amended; Yea: 39 Nay: 1—SJ 349
 03/29/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Rahjes, Representative Moser and Representative Carlin as conferees—HJ 567
 04/03/2023 Senate—Motion to accede adopted; Senator Kerschen, Senator Ryckman and Senator Ware appointed as conferees—SJ 397
 04/05/2023 Senate—Senator Erickson, Senator Dietrich, and Senator Holland are appointed to replace Senator Kerschen, Senator Ryckman, and Senator Ware on the Conference Committee—SJ 417
 04/06/2023 Senate—Conference Committee Report was adopted; Yea: 35 Nay: 5—SJ 512
 04/06/2023 House—Conference Committee Report was adopted; Yea: 114 Nay: 9—HJ 757
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284

04/24/2023 House—Approved by Governor on Wednesday, April 19, 2023—HJ 1283

H 2040 Bill by Education

Revising the Kansas school equity and enhancement act to provide per-student education funding based on student enrollment in the current school year.

01/17/2023 House—Introduced—HJ 74

01/18/2023 House—Referred to Committee on Education—HJ 81

01/18/2023 House—Hearing: Tuesday, January 24, 2023, 1:30 PM Room 218-N

02/06/2023 House—Committee Report recommending bill be passed by Committee on Education—HJ 156

02/22/2023 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 289

03/01/2023 House—Withdrawn from Committee on Appropriations; Referred to Committee on K-12 Education Budget—HJ 353

H 2041 Bill by Taxation

Providing a sales tax exemption for purchases by a not-for-profit corporation operating a community theater.

01/17/2023 House—Introduced—HJ 74

01/18/2023 House—Referred to Committee on Taxation—HJ 81

01/18/2023 House—Hearing: Thursday, January 26, 2023, 3:30 PM Room 346-S

02/15/2023 House—Committee Report recommending bill be passed by Committee on Taxation—HJ 232

H 2042 Bill by Commerce, Labor and Economic Development

Authorizing towing by self-storage unit operators of motor vehicles, watercraft or trailers for nonpayment of rent or abandonment and providing for notice to occupants, a right of redemption prior to towing and liability protection for operators.

01/17/2023 House—Introduced—HJ 74

01/18/2023 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 81

01/23/2023 House—Hearing: Wednesday, January 25, 2023, 1:30 PM Room 218_N

01/31/2023 House—Committee Report recommending bill be passed as amended by Committee on Commerce, Labor and Economic Development—HJ 135

02/07/2023 House—Committee of the Whole - Be passed as amended—HJ 166

02/08/2023 House—Final Action - Passed as amended; Yea: 123 Nay: 0—HJ 175

02/09/2023 Senate—Received and Introduced—SJ 83

02/10/2023 Senate—Referred to Committee on Commerce—SJ 92

02/22/2023 Senate—Hearing: Thursday, March 2, 2023, 10:30 AM Room 546-S

03/16/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Commerce—SJ 255

03/22/2023 Senate—Committee of the Whole - Be passed as amended—SJ 277

03/23/2023 Senate—Final Action - Passed as amended; Yea: 38 Nay: 0—SJ 286

03/27/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Tarwater, Representative Borjon and Representative Probst as conferees—HJ 527

03/28/2023 Senate—Motion to accede adopted; Senator Erickson, Senator Dietrich and Senator Holland appointed as conferees—SJ 358

04/05/2023 House—Concurred with amendments in conference; Yea: 123 Nay: 0—HJ 656

04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284

04/24/2023 House—Approved by Governor on Tuesday, April 18, 2023—HJ 1283

- H 2043** Bill by Federal and State Affairs
Requiring that discharged inmates be offered the opportunity to register to vote and requiring the secretary of state to develop a voter registration program that offers voter registration services through certain state agencies and at each accredited high school.
 01/17/2023 House—Introduced—HJ 74
 01/18/2023 House—Referred to Committee on Federal and State Affairs—HJ 81
- H 2044** Bill by Federal and State Affairs
Amending the definition of "race" in the Kansas act against discrimination to include traits historically associated with race, including hair texture and protective hairstyles.
 01/17/2023 House—Introduced—HJ 74
 01/18/2023 House—Referred to Committee on Federal and State Affairs—HJ 81
 02/08/2023 House—Hearing: Thursday, February 16, 2023, 9:00 AM Room 346-S
- H 2045** Bill by Federal and State Affairs
Increasing the statutory limit for charges assessed on loans made by pawnbrokers.
 01/17/2023 House—Introduced—HJ 74
 01/18/2023 House—Referred to Committee on Federal and State Affairs—HJ 81
- H 2046** Bill by Federal and State Affairs
Requiring all persons to be 18 years of age to be eligible to give consent for marriage and eliminating exceptions to such requirement.
 01/17/2023 House—Introduced—HJ 74
 01/18/2023 House—Referred to Committee on Federal and State Affairs—HJ 81
- H 2047** Bill by Water
Increasing the amortization period on loans from the Kansas water pollution control revolving fund.
 01/17/2023 House—Introduced—HJ 74
 01/18/2023 House—Referred to Committee on Water—HJ 81
 01/20/2023 House—Withdrawn from Committee on Water; Referred to Committee on Agriculture and Natural Resources—HJ 91
 02/08/2023 House—Hearing: Monday, February 13, 2023, 3:30 PM Room 112-N
 02/16/2023 House—Committee Report recommending bill be passed as amended by Committee on Agriculture and Natural Resources—HJ 241
 02/22/2023 House—Committee of the Whole - Be passed as amended—HJ 293
 02/23/2023 House—Final Action - Passed as amended; Yea: 120 Nay: 2—HJ 312
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Agriculture and Natural Resources—SJ 206
- H 2048** Bill by K-12 Education Budget
Providing additional student eligibility under the tax credit for low income students scholarship program and increasing the amount of the tax credit for contributions made pursuant to such program.
 01/17/2023 House—Introduced—HJ 74
 01/18/2023 House—Referred to Committee on K-12 Education Budget—HJ 81
 01/18/2023 House—Hearing: Wednesday, January 25, 2023, 3:30 PM Room 546-S
 02/22/2023 House—Withdrawn from Committee on K-12 Education Budget; Referred to Committee on Appropriations—HJ 289

03/01/2023 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on K-12 Education Budget—HJ 353

- H 2049** Bill by
Changing the length of the nurse aide course required for unlicensed employees in adult care homes to 75 hours.
 01/18/2023 House—Introduced—HJ 78
 01/19/2023 House—Referred to Committee on Health and Human Services—HJ 88
 02/01/2023 House—Hearing: Wednesday, February 8, 2023, 1:30 PM Room 112-N
- H 2050** Bill by
Updating income eligibility requirements for the state children's health insurance program.
 01/18/2023 House—Introduced—HJ 78
 01/19/2023 House—Referred to Committee on Health and Human Services—HJ 88
- H 2051** Bill by Representative Xu
Establishing the advisory commission on Asian-American Pacific Islander affairs.
 01/18/2023 House—Introduced—HJ 78
 01/19/2023 House—Referred to Committee on Federal and State Affairs—HJ 88
- H 2052** Bill by Elections
Requiring correction of voter registration lists when notice is provided by a court that a person is disqualified from jury service due to not being a citizen of the United States.
 01/18/2023 House—Introduced—HJ 78
 01/19/2023 House—Referred to Committee on Elections—HJ 88
- H 2053** Bill by Elections
Senate Substitute for HB 2053 by Committee on Federal and State Affairs - Providing for a presidential preference primary election on March 19, 2024, and establishing voter registration and voting procedures for such election.
 01/18/2023 House—Introduced—HJ 78
 01/19/2023 House—Referred to Committee on Elections—HJ 88
 01/25/2023 House—Hearing: Tuesday, January 31, 2023, 3:30 PM Room 218-N
 02/06/2023 House—Committee Report recommending bill be passed by Committee on Elections—HJ 156
 02/23/2023 House—Committee of the Whole - Be passed as amended—HJ 329
 02/23/2023 House—Emergency Final Action - Passed as amended; Yea: 109 Nay: 12—HJ 335
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Federal and State Affairs—SJ 206
 03/20/2023 Senate—Hearing: Wednesday, March 22, 2023, 10:30 AM Room 144-S
 03/24/2023 Senate—Committee Report recommending substitute bill be passed by Committee on Federal and State Affairs—SJ 307
 03/28/2023 Senate—Committee of the Whole - Substitute bill be passed—SJ 364
 03/29/2023 Senate—Final Action - Substitute passed; Yea: 28 Nay: 12—SJ 373
 04/04/2023 House—Motion to Reconsider Adopted—HJ 612
 04/04/2023 House—Concurred with amendments; Yea: 86 Nay: 32—HJ 612
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/24/2023 House—Approved by Governor on Thursday, April 20, 2023—HJ 1283

- H 2054** Bill by Elections
Modifying the deadline for requesting a recount after an election.
 01/18/2023 House—Introduced—HJ 78
 01/19/2023 House—Referred to Committee on Elections—HJ 88
- H 2055** Bill by Elections
Prohibiting third parties from mailing advance voting ballot applications to registered voters.
 01/18/2023 House—Introduced—HJ 78
 01/19/2023 House—Referred to Committee on Elections—HJ 88
- H 2056** Bill by Elections
Requiring all advance voting ballots to be returned by 7 p.m. on election day.
 01/18/2023 House—Introduced—HJ 78
 01/19/2023 House—Referred to Committee on Elections—HJ 88
 01/19/2023 House—Hearing: Thursday, January 26, 2023, 3:30 PM Room 218-N
 02/01/2023 House—Committee Report recommending bill be passed as amended by Committee on Elections—HJ 146
 02/22/2023 House—Committee of the Whole - Be passed as amended—HJ 297
 02/23/2023 House—Final Action - Passed as amended; Yea: 77 Nay: 45—HJ 313
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Federal and State Affairs—SJ 206
- H 2057** Bill by Elections
Regulating the use of remote ballot boxes for the return of advance voting ballots.
 01/18/2023 House—Introduced—HJ 78
 01/19/2023 House—Referred to Committee on Elections—HJ 88
 01/25/2023 House—Hearing: Tuesday, January 31, 2023, 3:30 PM Room 218-N
- H 2058** Bill by Federal and State Affairs
Senate Substitute for HB 2058 by Committee on Federal and State Affairs - Authorizing any gaming compact regarding sports wagering to include provisions governing sports wagering outside the boundaries of Indian lands and crediting tax revenue generated from wagers on historical horse races to the horse breeding development fund and the horse fair racing benefit fund.
 01/18/2023 House—Introduced—HJ 78
 01/19/2023 House—Referred to Committee on Federal and State Affairs—HJ 88
 01/25/2023 House—Hearing: Tuesday, January 31, 2023, 9:00 AM Room 346-S
 02/08/2023 House—Committee Report recommending bill be passed by Committee on Federal and State Affairs—HJ 178
 03/02/2023 House—Committee of the Whole - Be passed—HJ 363
 03/02/2023 House—Emergency Final Action - Passed; Yea: 112 Nay: 10—HJ 364
 03/03/2023 Senate—Received and Introduced—SJ 208
 03/06/2023 Senate—Referred to Committee on Federal and State Affairs—SJ 211
 04/03/2023 Senate—Committee Report recommending substitute bill be passed by Committee on Federal and State Affairs—SJ 401
 04/04/2023 Senate—Emergency Final Action - Substitute passed as amended; Yea: 29 Nay: 10—SJ 413
 04/05/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Carpenter, W., Representative Kessler and Representative Hoye as conferees—HJ 621
 04/05/2023 Senate—Motion to accede adopted; Senator Thompson, Senator Kloos and Senator Faust-Goudeau appointed as conferees—SJ 421

- 04/06/2023 Senate—Conference Committee Report was adopted; Yea: 26 Nay: 13—SJ 472
 04/06/2023 House—Conference Committee Report was adopted; Yea: 94 Nay: 29—HJ 726
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/24/2023 House—Approved by Governor on Wednesday, April 19, 2023—HJ 1283

H 2059

Bill by Federal and State Affairs

Exempting charitable raffle prizes of alcoholic liquor and cereal malt beverages from the Kansas liquor control act, the club and drinking establishment act and the Kansas cereal malt beverage act; amending the spirits, wine and beer distributors law regulating samples; requiring monthly remittance of gallonge taxes regarding special order shipping of wine; allowing businesses to sell cereal malt beverage by the drink on Sundays without requiring that 30% of the gross receipts of such businesses be derived from the sale of food; permitting food establishments to allow dogs in outside areas on the premises and food establishments that are microbreweries to allow dogs in outside and inside areas on the premises notwithstanding certain provisions of the Kansas food code; amending the common consumption area law to permit rather than require roads be blocked and allowing designation of such areas by signage.

- 01/18/2023 House—Introduced—HJ 78
 01/19/2023 House—Referred to Committee on Federal and State Affairs—HJ 88
 01/25/2023 House—Hearing: Tuesday, January 31, 2023, 9:00 AM Room 346-S
 02/08/2023 House—Committee Report recommending bill be passed as amended by Committee on Federal and State Affairs—HJ 178
 03/02/2023 House—Committee of the Whole - Be passed as amended—HJ 363
 03/02/2023 House—Emergency Final Action - Passed as amended; Yea: 116 Nay: 6—HJ 365
 03/03/2023 Senate—Received and Introduced—SJ 208
 03/06/2023 Senate—Referred to Committee on Federal and State Affairs—SJ 211
 03/15/2023 Senate—Hearing: Tuesday, March 21, 2023, 10:30 AM Room 144-S
 03/23/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Federal and State Affairs—SJ 290
 03/27/2023 Senate—Committee of the Whole - Be passed as further amended—SJ 327
 03/28/2023 Senate—Final Action - Passed as amended; Yea: 35 Nay: 5—SJ 350
 03/29/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Carpenter, W., Representative Kessler and Representative Hoyer as conferees—HJ 568
 04/03/2023 Senate—Motion to accede adopted; Senator Thompson, Senator Kloos and Senator Faust-Goudeau appointed as conferees—SJ 397
 04/05/2023 Senate—Conference Committee Report was adopted; Yea: 34 Nay: 6—SJ 426
 04/05/2023 House—Conference Committee Report was adopted; Yea: 111 Nay: 11—HJ 650
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/25/2023 House—Approved by Governor on Monday, April 24, 2023—HJ 1287

H 2060

Bill by K-12 Education Budget

Senate Substitute for HB 2060 by Committee on Education - Authorizing payments from the state safety fund to community colleges for the provision of

driver's education, authorizing the provision of tools, supplies and examinations to AO-K career pathway program participants and including high school equivalency credentials in performance-based payments for postsecondary educational institutions.

01/18/2023 House—Introduced—HJ 78
 01/19/2023 House—Referred to Committee on K-12 Education Budget—HJ 88
 01/19/2023 House—Hearing: Tuesday, January 24, 2023, 3:30 PM Room 546-S
 02/02/2023 House—Committee Report recommending bill be passed by Committee on K-12 Education Budget—HJ 151
 02/15/2023 House—Committee of the Whole - Be passed—HJ 231
 02/16/2023 House—Final Action - Passed; Yea: 83 Nay: 37—HJ 236
 02/17/2023 Senate—Received and Introduced—SJ 117
 02/20/2023 Senate—Referred to Committee on Education—SJ 121
 03/08/2023 Senate—Hearing: Wednesday, March 15, 2023, 1:30 PM Room 144-S
 03/27/2023 Senate—Committee Report recommending substitute bill be passed by Committee on Education—SJ 338
 03/29/2023 Senate—Committee of the Whole - Substitute bill be passed—SJ 386
 03/29/2023 Senate—Emergency Final Action - Substitute passed; Yea: 35 Nay: 5—SJ 388
 04/04/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Williams, K., Representative Landwehr and Representative Winn as conferees—HJ 614
 04/04/2023 Senate—Motion to accede adopted; Senator Baumgardner, Senator Erickson and Senator Sykes appointed as conferees—SJ 409
 04/06/2023 Senate—Conference Committee Report was adopted; Yea: 32 Nay: 3—SJ 998
 04/27/2023 House—Conference Committee Report was adopted; Yea: 83 Nay: 39—HJ 1370
 04/28/2023 House—Enrolled and presented to Governor on Friday, May 5, 2023
 04/28/2023 House—Approved by Governor on Friday, May 12, 2023

H 2061 Bill by Taxation
Providing an income tax rate of 5% for individuals and corporations, decreasing the surtax for entities subject to the privilege tax and providing that future income tax rate decreases be contingent on exceeding revenue estimates.

01/18/2023 House—Introduced—HJ 78
 01/19/2023 House—Referred to Committee on Taxation—HJ 88
 02/08/2023 House—Hearing: Tuesday, February 14, 2023, 3:30 PM Room 346-S
 02/08/2023 House—Hearing: Wednesday, February 15, 2023, 3:30 PM Room 346-S

H 2062 Bill by Taxation
Discontinuing the excise tax on rental and leased motor vehicles and imposing property tax on such vehicles.

01/18/2023 House—Introduced—HJ 79
 01/19/2023 House—Referred to Committee on Taxation—HJ 88
 02/22/2023 House—Hearing: Wednesday, March 1, 2023, 3:30 PM Room 346-S

H 2063 Bill by Commerce, Labor and Economic Development
Limiting current workers compensation benefit reductions that are based on the receipt of retirement benefits to reductions only to permanent disability compensation and only when retirement benefits begin after the accident.

01/18/2023 House—Introduced—HJ 79

01/19/2023 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 87

- H 2064** Bill by Commerce, Labor and Economic Development
Establishing the Kansas employee emergency savings account (KEESA) program to allow eligible employers to establish employee savings accounts, providing an income and privilege tax credit for certain eligible employer deposits to such employee savings accounts and providing a subtraction modification for certain employee deposits to such savings accounts.

01/18/2023 House—Introduced—HJ 79

01/19/2023 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 87

- H 2065** Bill by Representatives Highberger, Neelly
Allowing a court to change a spouse's name to a name that is different than a maiden or former name during a divorce proceeding.

01/18/2023 House—Introduced—HJ 79

01/19/2023 House—Referred to Committee on Judiciary—HJ 88

01/25/2023 House—Hearing: Monday, January 30, 2023, 3:30 PM Room 582-N

02/06/2023 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 159

02/08/2023 House—Committee of the Whole - Be passed as amended—HJ 177

02/09/2023 House—Final Action - Passed as amended; Yea: 118 Nay: 0—HJ 188

02/09/2023 Senate—Received and Introduced—SJ 83

02/10/2023 Senate—Referred to Committee on Judiciary—SJ 92

03/01/2023 Senate—Hearing: Tuesday, March 7, 2023, 10:30 AM Room 346-S

03/14/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Judiciary—SJ 232

03/21/2023 Senate—Committee of the Whole - Be passed as amended—SJ 267

03/22/2023 Senate—Final Action - Passed as amended; Yea: 36 Nay: 2—SJ 275

03/27/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Patton, Representative Schreiber and Representative Carmichael as conferees—HJ 526

03/28/2023 Senate—Motion to accede adopted; Senator Warren, Senator Wilborn and Senator Corson appointed as conferees—SJ 358

04/05/2023 Senate—Conference Committee Report was adopted; Yea: 39 Nay: 1—SJ 444

04/05/2023 House—Conference Committee Report was adopted; Yea: 123 Nay: 0—HJ 658

04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284

04/24/2023 House—Approved by Governor on Tuesday, April 18, 2023—HJ 1283

- H 2066** Bill by Taxation
Providing for a property tax exemption for up to two motor vehicles for volunteer firefighters and volunteer emergency medical service providers.

01/18/2023 House—Introduced—HJ 79

01/19/2023 House—Referred to Committee on Taxation—HJ 88

01/25/2023 House—Hearing: Thursday, February 2, 2023, 3:30 PM Room 346-S

02/13/2023 House—Committee Report recommending bill be passed as amended by Committee on Taxation—HJ 215

- H 2067** Bill by Corrections and Juvenile Justice
Increasing the felony loss thresholds for certain property crimes to match the crime of theft.
 01/18/2023 House—Introduced—HJ 79
 01/19/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 87
- H 2068** Bill by Corrections and Juvenile Justice
Modifying how certain prior convictions are counted for the special sentencing rule related to possession of a controlled substance and providing concurrent or consecutive sentencing for persons convicted of new crimes while on release for a felony.
 01/18/2023 House—Introduced—HJ 79
 01/19/2023 House—Hearing: Tuesday, January 24, 2023, 1:30 PM Room 546-S
 01/19/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 87
 02/02/2023 House—Committee Report recommending bill be passed by Committee on Corrections and Juvenile Justice—HJ 151
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350
- H 2069** Bill by Corrections and Juvenile Justice
Senate Substitute for HB 2069 by Committee on Judiciary - Prohibiting conveyance of certain real property in this state to foreign adversaries.
 01/18/2023 House—Introduced—HJ 79
 01/19/2023 House—Hearing: Tuesday, January 24, 2023, 1:30 PM Room 546-S
 01/19/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 87
 02/01/2023 House—Committee Report recommending bill be passed by Committee on Corrections and Juvenile Justice—HJ 146
 02/07/2023 House—Committee of the Whole - Be passed—HJ 166
 02/08/2023 House—Final Action - Passed; Yea: 123 Nay: 0—HJ 176
 02/09/2023 Senate—Received and Introduced—SJ 83
 02/10/2023 Senate—Referred to Committee on Judiciary—SJ 92
 03/01/2023 Senate—Hearing: Thursday, March 9, 2023, 10:30 AM Room 346-S
 03/27/2023 Senate—Committee Report recommending substitute bill be passed by Committee on Judiciary—SJ 339
- H 2070** Bill by Corrections and Juvenile Justice
Senate Substitute for HB 2070 by Committee on Judiciary - Establishing the office of the child advocate as an independent state agency, making orders granting custody for adoption subject to the federal Indian child welfare act, directing the secretary for children and families to consider foster parents as prospective adoptive parents in certain circumstances and authorizing appeal of any order of placement of a child.
 01/18/2023 House—Introduced—HJ 79
 01/19/2023 House—Hearing: Tuesday, January 24, 2023, 1:30 PM Room 546-S
 01/19/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 87
 02/01/2023 House—Committee Report recommending bill be passed by Committee on Corrections and Juvenile Justice—HJ 146
 02/07/2023 House—Committee of the Whole - Be passed—HJ 166
 02/08/2023 House—Final Action - Passed; Yea: 123 Nay: 0—HJ 177
 02/09/2023 Senate—Received and Introduced—SJ 83
 02/10/2023 Senate—Referred to Committee on Judiciary—SJ 92

03/01/2023 Senate—Hearing: Thursday, March 9, 2023, 10:30 AM Room 346-S
 03/27/2023 Senate—Committee Report recommending substitute bill be passed by
 Committee on Judiciary—SJ 339
 03/28/2023 Senate—Committee of the Whole - Substitute bill be passed—SJ 365
 03/29/2023 Senate—Final Action - Substitute passed; Yea: 40 Nay: 0—SJ 373
 04/03/2023 House—Nonconcurrent with amendments; Conference Committee
 requested; appointed Representative Concannon, Representative Johnson and
 Representative Ousley as conferees—HJ 602
 04/04/2023 Senate—Motion to accede adopted; Senator Warren, Senator Wilborn and
 Senator Corson appointed as conferees—SJ 405

- H 2071** Bill by Corrections and Juvenile Justice
Extending terminal medical release to inmates in the custody of the department of corrections with a condition likely to cause death within 120 days.
 01/18/2023 House—Introduced—HJ 80
 01/19/2023 House—Hearing: Wednesday, January 25, 2023, 1:30 PM Room 546-S
 01/19/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 87
 02/06/2023 House—Committee Report recommending bill be passed by Committee on
 Corrections and Juvenile Justice—HJ 156
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350
- H 2072** Bill by Corrections and Juvenile Justice
Reducing the criminal penalties for most severity level 5 drug crimes and increasing the penalties for offenders in criminal history category 5-I.
 01/18/2023 House—Introduced—HJ 80
 01/19/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 87
- H 2073** Bill by Corrections and Juvenile Justice
Prohibiting fines and fees from being assessed against a juvenile or a juvenile's parent, guardian or custodian in a case pursuant to the revised Kansas juvenile justice code.
 01/18/2023 House—Introduced—HJ 80
 01/19/2023 House—Hearing: Thursday, January 26, 2023, 1:30 PM Room 546-S
 01/19/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 87
 02/13/2023 House—Committee Report recommending bill be passed as amended by
 Committee on Corrections and Juvenile Justice—HJ 208
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350
- H 2074** Bill by Judiciary
Allowing courts to prohibit possession of a firearm in a temporary custody order pursuant to the care and treatment act for mentally ill persons.
 01/18/2023 House—Introduced—HJ 80
 01/19/2023 House—Referred to Committee on Judiciary—HJ 88
- H 2075** Bill by Representative Poskin
Providing for the publication of signed statements of fair campaign practices and a cause of action for violations of such statement.
 01/18/2023 House—Introduced—HJ 80
 01/19/2023 House—Referred to Committee on Elections—HJ 88

- H 2076** Bill by Representatives Meyer, Ruiz, S., Woodard
Repealing the adoption protection act.
 01/18/2023 House—Introduced—HJ 80
 01/19/2023 House—Referred to Committee on Child Welfare and Foster Care—HJ 87
- H 2077** Bill by Joint Information Technology
Substitute for HB 2077 by the Committee on Appropriations - Implementing additional reporting requirements for information technology projects and state agencies, requiring additional information technology security training and status reports, requiring reporting of significant cybersecurity audits and changing the membership requirements, terms of members and the quorum requirements for the information technology executive council.
 01/18/2023 House—Introduced—HJ 80
 01/19/2023 House—Referred to Committee on Appropriations—HJ 87
 01/25/2023 House—Hearing: Tuesday, January 31, 2023, 9:00 AM Room 112-N
 02/09/2023 House—Committee Report recommending substitute bill be passed by Committee on Appropriations—HJ 189
 03/07/2023 House—Committee of the Whole - Substitute bill be passed as amended—HJ 373
 03/08/2023 House—Final Action - Substitute passed as amended; Yea: 123 Nay: 0—HJ 380
 03/08/2023 Senate—Received and Introduced—SJ 218
 03/09/2023 Senate—Referred to Committee on Ways and Means—SJ 221
 03/20/2023 Senate—Hearing: Thursday, March 23, 2023, 10:30 AM Room 548-S
 03/28/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Ways and Means—SJ 365
- H 2078** Bill by Joint Information Technology
Changing the membership requirements, terms of members and the quorum requirements for the information technology executive council.
 01/18/2023 House—Introduced—HJ 80
 01/19/2023 House—Referred to Committee on Appropriations—HJ 87
 01/25/2023 House—Hearing: Tuesday, January 31, 2023, 9:00 AM Room 112-N
- H 2079** Bill by Agriculture and Natural Resources
Establishing a statutory white-tailed deer firearm hunting season and requiring the Kansas department of wildlife and parks to provide resident hunting license holders certain permits free of charge.
 01/18/2023 House—Introduced—HJ 80
 01/19/2023 House—Referred to Committee on Agriculture and Natural Resources Budget—HJ 87
- H 2080** Bill by Education
Authorizing students enrolled in a virtual school to take virtual state assessments.
 01/19/2023 House—Introduced—HJ 83
 01/20/2023 House—Referred to Committee on Education—HJ 90
 01/25/2023 House—Hearing: Tuesday, January 31, 2023, 1:30 PM Room 218-N
 02/16/2023 House—Committee Report recommending bill be passed as amended by Committee on Education—HJ 244
 02/22/2023 House—Committee of the Whole - Be passed as amended—HJ 301
 02/23/2023 House—Final Action - Passed as amended; Yea: 87 Nay: 35—HJ 314
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Education—SJ 206

03/02/2023 Senate—Hearing: Tuesday, March 7, 2023, 1:30 PM Room 144-S
 03/09/2023 Senate—Committee Report recommending bill be passed by Committee on Education—SJ 226
 03/27/2023 Senate—Committee of the Whole - Be passed—SJ 324
 03/28/2023 Senate—Final Action - Passed; Yea: 34 Nay: 5—SJ 350
 04/03/2023 House—Enrolled and presented to Governor on Friday, March 31, 2023—HJ 605
 04/24/2023 House—Approved by Governor on Friday, April 7, 2023—HJ 1283

H 2081 Bill by Education

Creating the aspiring future teacher of the year scholarship program; such scholarships based on the recipients of the Kansas teacher of the year award backgrounds and attributes; making and concerning appropriations for the program for fiscal years ending June 30, 2024, June 30, 2025, June 30, 2026, June 30, 2027, and June 30, 2028, for the department of education for such scholarships.

01/19/2023 House—Introduced—HJ 83
 01/20/2023 House—Referred to Committee on Education—HJ 90
 02/08/2023 House—Hearing: Wednesday, February 15, 2023, 1:30 PM Room 218-N
 02/16/2023 House—Committee Report recommending bill be passed by Committee on Education—HJ 244
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350

H 2082 Bill by Local Government

Authorizing counties to create a code inspection and enforcement fund and a municipalities fight addiction fund, and expanding the scope of county equipment reserve fund to include other technology expenses.

01/19/2023 House—Introduced—HJ 83
 01/20/2023 House—Referred to Committee on Local Government—HJ 91
 01/25/2023 House—Hearing: Monday, January 30, 2023, 9:00 AM Room 281-N
 02/14/2023 House—Committee Report recommending bill be passed by Committee on Local Government—HJ 222
 02/21/2023 House—Committee of the Whole - Be passed—HJ 277
 02/22/2023 House—Final Action - Passed; Yea: 119 Nay: 5—HJ 290
 02/22/2023 Senate—Received and Introduced—SJ 140
 03/01/2023 Senate—Referred to Committee on Local Government—SJ 201
 03/01/2023 Senate—Hearing: Tuesday, March 7, 2023, 9:30 AM Room 142-S
 03/21/2023 Senate—Committee Report recommending bill be passed by Committee on Local Government—SJ 270
 03/27/2023 Senate—Committee of the Whole - Be passed—SJ 327
 03/28/2023 Senate—Final Action - Passed; Yea: 38 Nay: 2—SJ 350
 04/03/2023 House—Enrolled and presented to Governor on Friday, March 31, 2023—HJ 605
 04/24/2023 House—Approved by Governor on Friday, April 7, 2023—HJ 1283

H 2083 Bill by Local Government

Creating the Kansas vacant property act to prohibit municipalities from imposing any fees or registration requirements on the basis that property is unoccupied.

01/19/2023 House—Introduced—HJ 83
 01/20/2023 House—Referred to Committee on Local Government—HJ 91
 01/25/2023 House—Hearing: Wednesday, February 1, 2023, 9:00 AM Room 281-N
 02/16/2023 House—Committee Report recommending bill be passed as amended by Committee on Local Government—HJ 248

02/23/2023 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 349
 03/01/2023 House—Withdrawn from Committee on Appropriations and re-referred to Committee of the Whole—HJ 352
 03/07/2023 House—Committee of the Whole - Be passed as amended—HJ 372
 03/08/2023 House—Final Action - Passed as amended; Yea: 87 Nay: 36—HJ 380
 03/08/2023 Senate—Received and Introduced—SJ 218
 03/09/2023 Senate—Referred to Committee on Local Government—SJ 221
 03/15/2023 Senate—Hearing: Tuesday, March 21, 2023, 9:30 AM Room 142-S
 03/23/2023 Senate—Committee Report recommending bill be passed by Committee on Local Government—SJ 298
 03/29/2023 Senate—Committee of the Whole - Motion by Senator Olson to rerefer to Committee on Local Government passed—SJ 382
 04/05/2023 Senate—Withdrawn from Committee on Local Government and re-referred to Committee of the Whole—SJ 417

H 2084 Bill by Federal and State Affairs
Enacting the kratom consumer protection act, defining kratom as a food product, prohibiting the sale of kratom that is adulterated, requiring persons to be at least 18 years of age for the purchase of such product, establishing civil fines for violations of the act and requiring the secretary of agriculture to adopt rules and regulations for the administration of the act.

01/19/2023 House—Introduced—HJ 83
 01/20/2023 House—Referred to Committee on Federal and State Affairs—HJ 91
 01/25/2023 House—Hearing: Wednesday, February 1, 2023, 9:00 AM Room 346-S
 02/15/2023 House—Committee Report recommending bill be passed as amended by Committee on Federal and State Affairs—HJ 232

H 2085 Bill by Representative Proctor
Including juvenile corrections officers in the definition of "security officer" for purposes of the KPERs correctional employees group.

01/19/2023 House—Introduced—HJ 83
 01/20/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 91

H 2086 Bill by Elections
Amending statutes concerning election procedures and election officials.

01/19/2023 House—Introduced—HJ 84
 01/20/2023 House—Referred to Committee on Elections—HJ 90
 02/01/2023 House—Hearing: Tuesday, February 7, 2023, 3:30 PM Room 218-N
 02/13/2023 House—Committee Report recommending bill be passed as amended by Committee on Elections—HJ 208
 02/22/2023 House—Committee of the Whole - Be passed as amended—HJ 294
 02/23/2023 House—Final Action - Passed as amended; Yea: 122 Nay: 0—HJ 314
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Federal and State Affairs—SJ 206
 03/15/2023 Senate—Hearing: Monday, March 20, 2023, 10:30 AM Room 144-S
 03/28/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Federal and State Affairs—SJ 365

H 2087 Bill by Elections
Directing political parties to have procedures for the selection of presidential electors.

01/19/2023 House—Introduced—HJ 84
 01/20/2023 House—Referred to Committee on Elections—HJ 90
 02/01/2023 House—Hearing: Tuesday, February 7, 2023, 3:30 PM Room 218-N
 02/13/2023 House—Committee Report recommending bill be passed by Committee on Elections—HJ 208
 02/22/2023 House—Committee of the Whole - Be passed—HJ 293
 02/23/2023 House—Final Action - Passed; Yea: 122 Nay: 0—HJ 315
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Federal and State Affairs—SJ 206
 03/20/2023 Senate—Hearing: Tuesday, March 21, 2023, 10:30 AM Room 144-S
 03/22/2023 Senate—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Federal and State Affairs—SJ 278
 03/27/2023 Senate—Withdrawn from Consent Calendar and placed on General Orders—SJ 321
 03/28/2023 Senate—Committee of the Whole - Be passed—SJ 361
 03/29/2023 Senate—Final Action - Passed; Yea: 39 Nay: 1—SJ 373
 04/05/2023 House—Enrolled and presented to Governor on Tuesday, April 4, 2023—HJ 670
 04/24/2023 House—Approved by Governor on Friday, April 14, 2023—HJ 1283

H 2088 Bill by Representative Winn
Directing the capitol preservation committee to develop and approve plans for a mural honoring the 1st Kansas (Colored) Voluntary Infantry regiment.
 01/19/2023 House—Introduced—HJ 84
 01/20/2023 House—Referred to Committee on Veterans and Military—HJ 91
 01/20/2023 House—Hearing: Thursday, January 26, 2023, 9:00 AM Room 281-N
 02/01/2023 House—Committee Report recommending bill be passed by Committee on Veterans and Military—HJ 146
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350

H 2089 Bill by Insurance
Modifying the requirement to report individuals who solicit memberships on behalf of prepaid service plans from semi-annually to annually and upon application for registration and discontinuing payment of annual registration fees for such plans.
 01/19/2023 House—Introduced—HJ 84
 01/20/2023 House—Referred to Committee on Insurance—HJ 91
 01/23/2023 House—Hearing: Monday, January 30, 2023, 3:30 PM Room 218-N
 02/14/2023 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Insurance—HJ 222
 02/21/2023 House—Final Action - Passed; Yea: 123 Nay: 0—HJ 274
 02/21/2023 Senate—Received and Introduced—SJ 129
 02/22/2023 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 137
 03/01/2023 Senate—Hearing: Tuesday, March 7, 2023, 9:30 AM Room 546-S
 03/15/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Insurance—SJ 240
 03/21/2023 Senate—Committee of the Whole - Be passed as amended—SJ 267
 03/22/2023 Senate—Final Action - Passed as amended; Yea: 36 Nay: 2—SJ 276
 03/27/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Sutton, Representative Penn and Representative Neighbor as conferees—HJ 527
 03/28/2023 Senate—Motion to accede adopted; Senator Longbine, Senator Fagg and

- Senator Holscher appointed as conferees—SJ 358
- 04/25/2023 House—Representative Williams, K., Representative Landwehr, and Representative Poskin are appointed to replace Representative Sutton, Representative Penn, and Representative Neighbor on the Conference Committee—HJ 1287
- 04/25/2023 Senate—Senator Baumgardner, Senator Erickson, and Senator Sykes are appointed to replace Senator Longbine, Senator Fagg, and Senator Holscher on the Conference Committee—SJ 1087
- 04/26/2023 Senate—Conference Committee Report agree to disagree adopted; Senator Baumgardner, Senator Erickson and Senator Sykes appointed as second conferees—SJ 1093
- 04/26/2023 House—Conference Committee Report agree to disagree adopted; Representative Williams, K., Representative Landwehr and Representative Poskin appointed as second conferees—HJ 1308
- 04/27/2023 House—Representative Winn is appointed to replace Representative Poskin on the Conference Committee—HJ 1315

H 2090 Bill by Insurance

Authorizing the commissioner of insurance to set the amount of certain fees, specifying permissible uses of information obtained from background checks, fingerprinting and criminal history records checks; discontinuing annual registration fees for prepaid service plans and modifying reporting requirements related to such plans; and decreasing the premium tax rate imposed on surplus lines insurance.

- 01/19/2023 House—Introduced—HJ 84
- 01/20/2023 House—Referred to Committee on Insurance—HJ 91
- 01/23/2023 House—Hearing: Wednesday, February 1, 2023, 3:30 PM Room 218-N
- 02/14/2023 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Insurance—HJ 222
- 02/21/2023 House—Final Action - Passed; Yea: 123 Nay: 0—HJ 275
- 02/21/2023 Senate—Received and Introduced—SJ 129
- 02/22/2023 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 137
- 03/01/2023 Senate—Hearing: Tuesday, March 7, 2023, 9:30 AM Room 546-S
- 03/15/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Insurance—SJ 240
- 03/21/2023 Senate—Committee of the Whole - Be passed as amended—SJ 267
- 03/22/2023 Senate—Final Action - Passed as amended; Yea: 36 Nay: 2—SJ 276
- 03/27/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Sutton, Representative Penn and Representative Neighbor as conferees—HJ 527
- 03/28/2023 Senate—Motion to accede adopted; Senator Longbine, Senator Fagg and Senator Holscher appointed as conferees—SJ 358
- 04/05/2023 Senate—Conference Committee Report was adopted; Yea: 37 Nay: 3—SJ 445
- 04/05/2023 House—Conference Committee Report was adopted; Yea: 122 Nay: 1—HJ 659
- 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
- 04/24/2023 House—Approved by Governor on Wednesday, April 19, 2023—HJ 1283

- H 2091** Bill by Representatives Murphy, Seiwert, Highberger
Requiring the secretary of agriculture to establish a division of sustainable agriculture that shall apply for federal grant funds under the greenhouse gas reduction fund to assist farmers in converting to renewable energy and sustainable agriculture practices.
 01/19/2023 House—Introduced—HJ 84
 01/20/2023 House—Referred to Committee on Agriculture and Natural Resources—HJ 90
 02/09/2023 House—Hearing: Thursday, February 16, 2023, 3:30 PM Room 112-N
- H 2092** Bill by Representatives Miller, V., Alcalá, Borjon, Corbet, Haskins, Patton, Schlingensiepen, Weigel
Reapportioning the districts of certain members of the Washburn university board of regents who are appointed by the city of Topeka.
 01/19/2023 House—Introduced—HJ 84
 01/20/2023 House—Referred to Committee on Local Government—HJ 91
 02/01/2023 House—Hearing: Monday, February 6, 2023, 9:00 AM Room 281-N
 02/14/2023 House—Committee Report recommending bill be passed as amended by Committee on Local Government—HJ 222
 02/21/2023 House—Committee of the Whole - Be passed as amended—HJ 277
 02/22/2023 House—Final Action - Passed as amended; Yea: 124 Nay: 0—HJ 291
 02/22/2023 Senate—Received and Introduced—SJ 140
 03/01/2023 Senate—Referred to Committee on Education—SJ 201
 03/08/2023 Senate—Hearing: Wednesday, March 15, 2023, 1:30 PM Room 144-S
 03/16/2023 Senate—Committee Report recommending bill be passed by Committee on Education—SJ 255
 03/22/2023 Senate—Committee of the Whole - Be passed—SJ 277
 03/23/2023 Senate—Final Action - Passed; Yea: 38 Nay: 0—SJ 286
 03/28/2023 House—Enrolled and presented to Governor on Tuesday, March 28, 2023—HJ 562
 04/03/2023 House—Approved by Governor on Friday, March 31, 2023—HJ 594
- H 2093** Bill by Insurance
Discontinuing payments to certain group-funded insurance pools, refunding existing balances thereof and abolishing such funds and establishing the group-funded pools refund fund; adjusting the basis upon which certain premium tax calculations are made, requiring such premium taxes to be paid 90 days after each calendar year and basing such premium taxes upon the gross premiums collected for the previous calendar year; and adding fire districts to the definition of "municipality" for purposes of the the payment of COBRA premiums under certain circumstances.
 01/19/2023 House—Introduced—HJ 84
 01/20/2023 House—Referred to Committee on Insurance—HJ 91
 01/31/2023 House—Hearing: Monday, February 6, 2023, 3:30 PM Room 218-N
 02/09/2023 House—Committee Report recommending bill be passed by Committee on Insurance—HJ 194
 02/16/2023 House—Committee of the Whole - Be passed—HJ 238
 02/16/2023 House—Emergency Final Action - Passed; Yea: 120 Nay: 1—HJ 239
 02/17/2023 Senate—Received and Introduced—SJ 117
 02/20/2023 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 121
 02/22/2023 Senate—Hearing: Wednesday, March 1, 2023, 9:30 AM Room 546-S
 03/15/2023 Senate—Committee Report recommending bill be passed as amended by

Committee on Financial Institutions and Insurance—SJ 240
 03/22/2023 Senate—Committee of the Whole - Be passed as amended—SJ 277
 03/23/2023 Senate—Final Action - Passed as amended; Yea: 38 Nay: 0—SJ 287
 03/27/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Sutton, Representative Penn and Representative Neighbor as conferees—HJ 527
 03/28/2023 Senate—Motion to accede adopted; Senator Longbine, Senator Fagg and Senator Holscher appointed as conferees—SJ 358
 04/05/2023 Senate—Conference Committee Report was adopted; Yea: 40 Nay: 0—SJ 447
 04/05/2023 House—Conference Committee Report was adopted; Yea: 122 Nay: 1—HJ 661
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/24/2023 House—Approved by Governor on Wednesday, April 19, 2023—HJ 1283

H 2094 Bill by Insurance

Requiring work registrants ages 50-59 to complete an employment and training program to receive food assistance, establishing periods of ineligibility for child care subsidy based on cooperation with child support services and requiring the secretary to conduct reviews of cooperation with child support.

01/19/2023 House—Introduced—HJ 85
 01/20/2023 House—Referred to Committee on Insurance—HJ 91
 01/31/2023 House—Hearing: Monday, February 6, 2023, 3:30 PM Room 218-N
 02/16/2023 House—Committee Report recommending bill be passed by Committee on Insurance—HJ 246
 02/21/2023 House—Committee of the Whole - Be passed—HJ 277
 02/22/2023 House—Final Action - Passed; Yea: 124 Nay: 0—HJ 291
 02/22/2023 Senate—Received and Introduced—SJ 140
 03/01/2023 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 201
 03/01/2023 Senate—Hearing: Tuesday, March 7, 2023, 9:30 AM Room 546-S
 03/15/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Insurance—SJ 240
 03/22/2023 Senate—Committee of the Whole - Be passed as amended—SJ 277
 03/23/2023 Senate—Final Action - Passed as amended; Yea: 38 Nay: 0—SJ 287
 03/27/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Sutton, Representative Penn and Representative Neighbor as conferees—HJ 527
 03/28/2023 Senate—Motion to accede adopted; Senator Longbine, Senator Fagg and Senator Holscher appointed as conferees—SJ 358
 04/05/2023 Senate—Senator Gossage, Senator Erickson, and Senator Pettey are appointed to replace Senator Longbine, Senator Fagg, and Senator Holscher on the Conference Committee—SJ 417
 04/05/2023 House—Representative Awerkamp, Representative Howell, and Representative Meyer are appointed to replace Representative Sutton, Representative Penn, and Representative Neighbor on the Conference Committee—HJ 621
 04/05/2023 Senate—Conference Committee Report agree to disagree adopted; Senator Gossage, Senator Erickson and Senator Pettey appointed as second conferees—SJ 470
 04/05/2023 House—Conference Committee Report agree to disagree adopted; Representative Awerkamp, Representative Howell and Representative Meyer

appointed as second conferees—HJ 670

04/06/2023 Senate—Conference Committee Report was adopted; Yea: 26 Nay: 12

04/06/2023 House—Conference Committee Report was adopted; Yea: 80 Nay: 42—HJ 1140

04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284

04/25/2023 House—Vetoed by Governor; Returned to House on Monday, April 24, 2023—HJ 1286

04/26/2023 House—Motion to override veto prevailed; Yea: 84 Nay: 40—HJ 1299

04/27/2023 Senate—Motion to override veto prevailed; Yea: 28 Nay: 12—SJ 1120

H 2095 Bill by Insurance

Changing the required number of employees contained in the definitions of "large employer" and "small employer" for purposes of coverage of autism spectrum disorder.

01/19/2023 House—Introduced—HJ 85

01/20/2023 House—Referred to Committee on Insurance—HJ 91

H 2096 Bill by Insurance

Requiring certain premium taxes to be paid 90 days after each calendar year and basing such premium taxes upon the gross premiums collected for the previous calendar year.

01/19/2023 House—Introduced—HJ 85

01/20/2023 House—Referred to Committee on Insurance—HJ 91

01/23/2023 House—Hearing: Monday, January 30, 2023, 3:30 PM Room 218-N

02/09/2023 House—Committee Report recommending bill be passed by Committee on Insurance—HJ 194

02/16/2023 House—Committee of the Whole - Be passed—HJ 238

02/16/2023 House—Emergency Final Action - Passed; Yea: 121 Nay: 0—HJ 239

02/17/2023 Senate—Received and Introduced—SJ 117

02/20/2023 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 121

02/22/2023 Senate—Hearing: Wednesday, March 1, 2023, 9:30 AM Room 546-S

03/15/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Insurance—SJ 240

03/23/2023 Senate—Committee of the Whole - Be passed as amended—SJ 289

03/27/2023 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 322

03/27/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Sutton, Representative Penn and Representative Neighbor as conferees—HJ 531

03/28/2023 Senate—Motion to accede adopted; Senator Longbine, Senator Fagg and Senator Holscher appointed as conferees—SJ 358

H 2097 Bill by Insurance

Removing the requirement of a documented written demand for premiums as part of a prima facie case against agents or brokers who fail to pay premiums due.

01/19/2023 House—Introduced—HJ 85

01/20/2023 House—Referred to Committee on Insurance—HJ 91

01/23/2023 House—Hearing: Wednesday, February 1, 2023, 3:30 PM Room 218-N

02/16/2023 House—Committee Report recommending bill be passed by Committee on Insurance—HJ 246

02/21/2023 House—Committee of the Whole - Be passed—HJ 277

02/22/2023 House—Final Action - Passed; Yea: 117 Nay: 7—HJ 292

02/22/2023 Senate—Received and Introduced—SJ 140
 03/01/2023 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 201
 03/01/2023 Senate—Hearing: Tuesday, March 7, 2023, 9:30 AM Room 546-S
 03/15/2023 Senate—Committee Report recommending bill be passed as amended by
 Committee on Financial Institutions and Insurance—SJ 240
 03/23/2023 Senate—Committee of the Whole - Be passed as amended—SJ 289
 03/27/2023 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 323
 03/27/2023 House—Nonconcurrent with amendments; Conference Committee
 requested; appointed Representative Sutton, Representative Penn and
 Representative Neighbor as conferees—HJ 531
 03/28/2023 Senate—Motion to accede adopted; Senator Longbine, Senator Fagg and
 Senator Holscher appointed as conferees—SJ 358

H 2098 Bill by Insurance

Adding certain legal entities to the definition of "person" thereby making such entities subject to penalties for violations of insurance law.

01/19/2023 House—Introduced—HJ 85
 01/20/2023 House—Referred to Committee on Insurance—HJ 91
 01/23/2023 House—Hearing: Wednesday, February 1, 2023, 3:30 PM Room 218-N
 02/16/2023 House—Committee Report recommending bill be passed by Committee on
 Insurance—HJ 246
 02/21/2023 House—Committee of the Whole - Be passed—HJ 277
 02/22/2023 House—Final Action - Passed; Yea: 123 Nay: 1—HJ 292
 02/22/2023 Senate—Received and Introduced—SJ 140
 03/01/2023 Senate—Referred to Committee on Financial Institutions and Insurance—
 SJ 201
 03/01/2023 Senate—Hearing: Wednesday, March 8, 2023, 9:30 AM Room 546-S
 03/15/2023 Senate—Committee Report recommending bill be passed as amended by
 Committee on Financial Institutions and Insurance—SJ 240
 03/23/2023 Senate—Committee of the Whole - Be passed as amended—SJ 289
 03/27/2023 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 323
 03/27/2023 House—Nonconcurrent with amendments; Conference Committee
 requested; appointed Representative Sutton, Representative Penn and
 Representative Neighbor as conferees—HJ 531
 03/28/2023 Senate—Motion to accede adopted; Senator Longbine, Senator Fagg and
 Senator Holscher appointed as conferees—SJ 358

H 2099 Bill by Insurance

Discontinuing certain exemptions from the pharmacy benefits manager licensure act.

01/19/2023 House—Introduced—HJ 85
 01/20/2023 House—Referred to Committee on Insurance—HJ 91

H 2100 Bill by Insurance

Enacting the Kansas public investments and contracts protection act concerning environmental, social and governance (ESG) criteria, prohibiting the state and political subdivisions from giving preferential treatment to or discriminating against companies based on such ESG criteria in procuring or letting contracts, requiring KPERS fiduciaries to act solely in the financial interest of the participants and beneficiaries of the system, indemnifying KPERS with respect to actions taken in compliance with such act, restricting state agencies from adopting ESG criteria or requiring any person or business to operate in accordance with such criteria and providing for enforcement of such act by the attorney general.

01/19/2023 House—Introduced—HJ 85
 01/20/2023 House—Referred to Committee on Insurance—HJ 91
 01/23/2023 House—Hearing: Monday, January 30, 2023, 3:30 PM Room 218-N
 02/09/2023 House—Committee Report recommending bill be passed by Committee on Insurance—HJ 194
 02/16/2023 House—Committee of the Whole - Be passed—HJ 238
 02/16/2023 House—Emergency Final Action - Passed; Yea: 121 Nay: 0—HJ 238
 02/17/2023 Senate—Received and Introduced—SJ 117
 02/20/2023 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 121
 02/22/2023 Senate—Hearing: Wednesday, March 1, 2023, 9:30 AM Room 546-S
 03/15/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Insurance—SJ 240
 03/23/2023 Senate—Committee of the Whole - Be passed as amended—SJ 289
 03/27/2023 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—HJ 323
 03/27/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Sutton, Representative Penn and Representative Neighbor as conferees—HJ 531
 03/28/2023 Senate—Motion to accede adopted; Senator Longbine, Senator Fagg and Senator Holscher appointed as conferees—SJ 358
 04/03/2023 House—Representative Hoheisel, Representative Clifford, and Representative Xu are appointed to replace Representative Sutton, Representative Penn, and Representative Neighbor on the Conference Committee—HJ 604
 04/04/2023 Senate—Senator Thompson, Senator Kloos, and Senator Faust-Goudeau are appointed to replace Senator Longbine, Senator Fagg, and Senator Holscher on the Conference Committee—SJ 406
 04/04/2023 Senate—Senator Holscher is appointed to replace Senator Faust-Goudeau on the Conference Committee—SJ 410
 04/05/2023 Senate—Conference Committee Report agree to disagree adopted; Senator Thompson, Senator Kloos and Senator Holscher appointed as second conferees—SJ 452
 04/05/2023 House—Conference Committee Report agree to disagree adopted; Representative Hoheisel, Representative Clifford and Representative Xu appointed as second conferees—HJ 656
 04/06/2023 Senate—Conference Committee Report not adopted; Yea: 18 Nay: 20—SJ 487
 04/06/2023 Senate—Motion to reconsider previous action. Motion carried by voice vote.—SJ 488
 04/06/2023 Senate—Conference Committee Report was adopted; Yea: 27 Nay: 12—SJ 496
 04/06/2023 House—Conference Committee Report was adopted; Yea: 76 Nay: 47—HJ 761
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/25/2023 House—Will become law without Governor's signature—HJ 1285

H 2101 Bill by Financial Institutions and Pensions
Regulating contract for deed transactions, authorizing recording of contract for deeds or affidavits of equitable interest, listing deceptive practices constituting violations of the consumer protection act, requiring notice to the buyer of default and allowing buyers to cure such default.

01/19/2023 House—Introduced—HJ 85

01/20/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 91

- H 2102** Bill by Financial Institutions and Pensions
Making appropriations for FY 2023 for the state treasurer for the repurchase of certain KPERS pension obligation revenue bonds.
 01/19/2023 House—Introduced—HJ 85
 01/20/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 91
 02/01/2023 House—Hearing: Monday, February 6, 2023, 9:00 AM Room 582-N
 02/16/2023 House—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Pensions—HJ 244
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350
- H 2103** Bill by Financial Institutions and Pensions
Eliminating the statutory 15% alternative investment limit for the KPERS fund and requiring the KPERS board to establish an alternative investment percentage limit.
 01/19/2023 House—Introduced—HJ 85
 01/20/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 91
 02/01/2023 House—Hearing: Wednesday, February 8, 2023, 9:00 AM Room 582-N
- H 2104** Bill by Corrections and Juvenile Justice
Defining options for early discharge from probation for certain offenders and limiting the maximum term of supervision on probation.
 01/19/2023 House—Introduced—HJ 85
 01/20/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 90
- H 2105** Bill by Financial Institutions and Pensions
Enacting the Kansas earned wage access services act, establishing requirements, duties and prohibitions for persons engaged in earned wage access services and providing for the administration of such act by the office of the state bank commissioner.
 01/19/2023 House—Introduced—HJ 86
 01/20/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 91
 01/25/2023 House—Hearing: Monday, January 30, 2023, 9:00 AM Room 582-N
 02/09/2023 House—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Pensions—HJ 192
 02/23/2023 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 349
 03/01/2023 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Financial Institutions and Pensions—HJ 353
 03/14/2023 House—Committee Report recommending bill be further amended and be passed as amended by Committee on Financial Institutions and Pensions—HJ 409
 03/16/2023 House—Committee of the Whole - Be passed as further amended—HJ 435
 03/16/2023 House—Emergency Final Action - Passed as amended; Yea: 108 Nay: 13—HJ 438
 03/20/2023 Senate—Received and Introduced—SJ 263
 03/21/2023 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 266

- H 2106** Bill by Taxation
Providing a sales tax exemption for sales of property and services used in the provision of communications services and a deduction from sales or compensating use tax when selling and buying different motor vehicles within 90 days.
01/19/2023 House—Introduced—HJ 86
01/20/2023 House—Referred to Committee on Taxation—HJ 91
01/25/2023 House—Hearing: Tuesday, January 31, 2023, 3:30 PM Room 346-S
02/14/2023 House—Committee Report recommending bill be passed by Committee on Taxation—HJ 222
03/09/2023 House—Committee of the Whole - Be passed as amended—HJ 390
03/09/2023 House—Emergency Final Action - Passed as amended; Yea: 108 Nay: 13—HJ 391
03/13/2023 Senate—Received and Introduced—SJ 229
03/14/2023 Senate—Referred to Committee on Assessment and Taxation—SJ 230
03/15/2023 Senate—Hearing: Tuesday, March 21, 2023, 9:30 AM Room 548-S
03/24/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Assessment and Taxation—SJ 306
- H 2107** Bill by Taxation
Increasing the income limit to qualify for the income tax subtraction modification for social security income.
01/19/2023 House—Introduced—HJ 86
01/19/2023 House—Hearing: Wednesday, January 25, 2023, 3:30 PM Room 346-S
01/20/2023 House—Referred to Committee on Taxation—HJ 91
- H 2108** Bill by Taxation
Providing a back-to-school sales tax holiday for sales of certain school supplies, computers and clothing.
01/19/2023 House—Introduced—HJ 86
01/20/2023 House—Referred to Committee on Taxation—HJ 91
01/30/2023 House—Hearing: Thursday, February 2, 2023, 3:30 PM Room 346-S
- H 2109** Bill by Taxation
Increasing the income limit for the income tax subtraction modification for social security income and providing that all social security benefits qualify for the subtraction modification commencing in tax year 2026.
01/19/2023 House—Introduced—HJ 86
01/19/2023 House—Hearing: Wednesday, January 25, 2023, 3:30 PM Room 346-S
01/20/2023 House—Referred to Committee on Taxation—HJ 91
02/20/2023 House—Committee Report recommending bill be passed as amended by Committee on Taxation—HJ 264
- H 2110** Bill by Taxation
Allowing single sales factor apportionment of business income for certain taxpayers.
01/19/2023 House—Introduced—HJ 86
01/20/2023 House—Referred to Committee on Taxation—HJ 91
01/25/2023 House—Hearing: Tuesday, January 31, 2023, 3:30 PM Room 346-S
- H 2111** Bill by Taxation
Establishing a 0% state rate for sales and use taxes for food and food ingredients, providing a sales tax exemption for children's diapers and feminine hygiene

products, establishing the STAR bonds food sales tax revenue replacement fund, altering the calculation for STAR bond districts and discontinuing the food sales income tax credit.

01/19/2023 House—Introduced—HJ 86

01/20/2023 House—Referred to Committee on Taxation—HJ 91

02/02/2023 House—Hearing: Tuesday, February 7, 2023, 3:30 PM Room 346-S

H 2112 Bill by J. Russell (Russ) Jennings Joint Corrections and Juvenile Justice Oversight
Enacting the Representative Gail Finney foster care bill of rights.

01/20/2023 House—Introduced—HJ 89

01/23/2023 House—Referred to Committee on Child Welfare and Foster Care—HJ 95

H 2113 Bill by J. Russell (Russ) Jennings Joint Corrections and Juvenile Justice Oversight
Prohibiting denial of a petition for expungement due to the petitioner's inability to pay outstanding costs, fees, fines or restitution, providing that the waiting period for expungement starts on the date of conviction or adjudication and authorizing expungement of a juvenile adjudication if the juvenile has not committed a felony offense in the previous two years.

01/20/2023 House—Introduced—HJ 89

01/23/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 95

01/25/2023 House—Hearing: Tuesday, January 31, 2023, 1:30 PM Room 546-S

02/09/2023 House—Committee Report recommending bill be passed as amended by Committee on Corrections and Juvenile Justice—HJ 190

02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350

H 2114 Bill by J. Russell (Russ) Jennings Joint Corrections and Juvenile Justice Oversight
Renaming the joint committee on corrections and juvenile justice oversight in honor of Representative J. Russell (Russ) Jennings and requiring the committee to monitor the implementation of juvenile justice reforms.

01/20/2023 House—Introduced—HJ 89

01/23/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 95

01/25/2023 House—Hearing: Thursday, February 2, 2023, 1:30 PM Room 546-S

02/07/2023 House—Committee Report recommending bill be passed by Committee on Corrections and Juvenile Justice—HJ 166

02/23/2023 House—Committee of the Whole - Be passed—HJ 331

02/23/2023 House—Emergency Final Action - Passed; Yea: 122 Nay: 0—HJ 331

03/01/2023 Senate—Received and Introduced—SJ 203

03/02/2023 Senate—Referred to Committee on Judiciary—SJ 206

03/08/2023 Senate—Hearing: Thursday, March 16, 2023, 10:30 AM Room 346-S

03/22/2023 Senate—Committee Report recommending bill be passed by Committee on Judiciary—SJ 278

03/28/2023 Senate—Committee of the Whole - Be passed—SJ 359

03/29/2023 Senate—Final Action - Passed; Yea: 40 Nay: 0—SJ 374

04/05/2023 House—Enrolled and presented to Governor on Tuesday, April 4, 2023—HJ 670

04/24/2023 House—Approved by Governor on Thursday, April 13, 2023—HJ 1283

H 2115 Bill by J. Russell (Russ) Jennings Joint Corrections and Juvenile Justice Oversight
Prohibiting the use of restraints during hearings under the revised Kansas juvenile justice code unless deemed appropriate by the court.

01/20/2023 House—Introduced—HJ 89

01/23/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 95

H 2116 Bill by Elections

Requiring the secretary of state to join the electronic registration information center (ERIC) to aid state and local officials in keeping voter registration rolls current.

01/20/2023 House—Introduced—HJ 89

01/23/2023 House—Referred to Committee on Elections—HJ 95

H 2117 Bill by Elections

Requiring the secretary of state to revise the information collected from persons registering to vote to ensure that the state may utilize the systematic alien verification of entitlements program (SAVE) to delete non-citizens from voter registration rolls.

01/20/2023 House—Introduced—HJ 89

01/23/2023 House—Referred to Committee on Elections—HJ 95

H 2118 Bill by Elections

Requiring the secretary of state to enter into agreements with the Kansas department of aging and disability services, the Kansas department of children and families and the Kansas department of health and environment to cross-check various welfare recipient data to ensure the state's voter registration rolls are current.

01/20/2023 House—Introduced—HJ 89

01/23/2023 House—Referred to Committee on Elections—HJ 95

H 2119 Bill by Elections

Requiring precinct committeemen and committeewomen to provide the county clerk with their address, phone number and email address.

01/20/2023 House—Introduced—HJ 90

01/23/2023 House—Referred to Committee on Elections—HJ 95

H 2120 Bill by Elections

Requiring the secretary of state to periodically review state voter registration rolls to investigate when multiple voters utilize the same residential area address and when there are persons with discrepancies in the spelling of names at that address.

01/20/2023 House—Introduced—HJ 90

01/23/2023 House—Referred to Committee on Elections—HJ 95

H 2121 Bill by Judiciary

Substitute for HB 2121 by the Committee on Judiciary - Extending the suspension of statutory speedy trial time limitations and providing that time during the COVID-19 public health emergency shall not be assessed against the state.

01/20/2023 House—Introduced—HJ 90

01/23/2023 House—Referred to Committee on Judiciary—HJ 95

02/01/2023 House—Hearing: Wednesday, February 8, 2023, 3:30 PM Room 582-N

02/22/2023 House—Committee Report recommending substitute bill be passed by Committee on Judiciary—HJ 295

02/23/2023 House—Committee of the Whole - Substitute bill be passed—HJ 331

02/23/2023 House—Emergency Final Action - Substitute passed; Yea: 112 Nay: 9—HJ 340

03/01/2023 Senate—Received and Introduced—SJ 203

03/02/2023 Senate—Referred to Committee on Judiciary—SJ 206
 03/08/2023 Senate—Hearing: Thursday, March 16, 2023, 10:30 AM Room 346-S
 03/22/2023 Senate—Committee Report recommending bill be passed by Committee on
 Judiciary—SJ 278
 03/27/2023 Senate—Committee of the Whole - Be passed—SJ 327
 03/28/2023 Senate—Final Action - Passed; Yea: 32 Nay: 8—SJ 350
 04/03/2023 House—Enrolled and presented to Governor on Monday, April 3, 2023—
 HJ 605
 04/24/2023 House—Approved by Governor on Monday, April 10, 2023—HJ 1283

- H 2122** Bill by Elections
Requiring a witness to each signature on an advance voting ballot envelope and limiting the witness to not more than 10 advance voting ballot envelopes.
 01/20/2023 House—Introduced—HJ 90
 01/23/2023 House—Referred to Committee on Elections—HJ 95
- H 2123** Bill by Commerce, Labor and Economic Development
Establishing the office of entrepreneurship within the department of commerce, encouraging that 5% of state contracts and certain incentive funding go toward Kansas businesses that have been in operation for less than five years, encouraging the elimination of first-year business fees and requiring the office of entrepreneurship to submit an annual report to the legislature.
 01/20/2023 House—Introduced—HJ 90
 01/23/2023 House—Referred to Committee on Commerce, Labor and Economic
 Development—HJ 95
 01/25/2023 House—Hearing: Wednesday, February 1, 2023, 1:30 PM Room 346-S
 02/14/2023 House—Withdrawn from Committee on Commerce, Labor and Economic
 Development; Referred to Committee on Appropriations—HJ 218
 03/01/2023 House—Withdrawn from Committee on Appropriations; Rereferred to
 Committee on Commerce, Labor and Economic Development—HJ 353
- H 2124** Bill by Commerce, Labor and Economic Development
Allowing businesses to sell cereal malt beverage by the drink on Sundays without requiring that 30% of such businesses' gross receipts be derived from the sale of food.
 01/20/2023 House—Introduced—HJ 90
 01/23/2023 House—Referred to Committee on Federal and State Affairs—HJ 95
 01/25/2023 House—Hearing: Thursday, February 2, 2023, 9:00 AM Room 346-S
 02/07/2023 House—Committee Report recommending bill be passed by Committee on
 Federal and State Affairs—HJ 166
 03/02/2023 House—Committee of the Whole - Be passed—HJ 363
 03/02/2023 House—Emergency Final Action - Passed; Yea: 97 Nay: 25—HJ 366
 03/03/2023 Senate—Received and Introduced—SJ 208
 03/06/2023 Senate—Referred to Committee on Federal and State Affairs—SJ 211
- H 2125** Bill by Commerce, Labor and Economic Development
Providing for charitable event permits and demonstration permits for body art services, authorizing cease and desist orders against unlicensed providers of body art services and requiring related administrative actions to be in accordance with the Kansas administrative procedure act and reviewable under the Kansas judicial review act and exempting adult care homes from statutes governing cosmetology and barbering facilities.
 01/20/2023 House—Introduced—HJ 90

01/23/2023 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 95
 01/25/2023 House—Hearing: Monday, January 30, 2023, 1:30 PM Room 346-S
 02/01/2023 House—Committee Report recommending bill be passed as amended by Committee on Commerce, Labor and Economic Development—HJ 146
 02/14/2023 House—Committee of the Whole - Be passed as amended—HJ 218
 02/15/2023 House—Final Action - Passed as amended; Yea: 114 Nay: 5—HJ 230
 02/15/2023 Senate—Received and Introduced—SJ 105
 02/16/2023 Senate—Referred to Committee on Public Health and Welfare—SJ 112
 03/01/2023 Senate—Hearing: Tuesday, March 7, 2023, 8:30 AM Room 142-S
 03/22/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Public Health and Welfare—SJ 279
 03/27/2023 Senate—Committee of the Whole - Be passed as amended—SJ 328
 03/28/2023 Senate—Final Action - Passed as amended; Yea: 38 Nay: 1—SJ 351
 03/29/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Landwehr, Representative Eplee and Representative Ruiz, S. as conferees—HJ 568
 04/03/2023 Senate—Motion to accede adopted; Senator Gossage, Senator Erickson and Senator Pettey appointed as conferees—SJ 397
 04/06/2023 House—Concurred with amendments in conference; Yea: 122 Nay: 1—HJ 733
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/24/2023 House—Approved by Governor on Wednesday, April 19, 2023—HJ 1283

H 2126 Bill by Representatives Fairchild, Barth, Droge, Goetz, Jacobs, Murphy, Poetter Parshall, Proctor, Rhiley, Roth, Schmoe

Authorizing the over-the-counter purchase of ivermectin tablets and hydroxychloroquine tablets.

01/23/2023 House—Introduced—HJ 92
 01/24/2023 House—Referred to Committee on Health and Human Services—HJ 99

H 2127 Bill by Judiciary

Senate Substitute for HB 2127 by Committee on Judiciary - Permitting a prosecution for childhood sexual abuse to be commenced at any time, extending the time to file civil actions against an individual perpetrator or an entity for recovery of damages caused by childhood sexual abuse and providing exceptions in the Kansas tort claims act for claims arising from such abuse.

01/23/2023 House—Introduced—HJ 92
 01/24/2023 House—Referred to Committee on Judiciary—HJ 99
 01/25/2023 House—Hearing: Tuesday, January 31, 2023, 3:30 PM Room 582-N
 02/13/2023 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 210
 02/22/2023 House—Committee of the Whole - Be passed—HJ 293
 02/23/2023 House—Final Action - Passed; Yea: 121 Nay: 1—HJ 315
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Judiciary—SJ 206
 03/08/2023 Senate—Hearing: Monday, March 13, 2023, 10:30 AM Room 346-S
 03/27/2023 Senate—Committee Report recommending substitute bill be passed by Committee on Judiciary—SJ 339
 03/29/2023 Senate—Committee of the Whole - Substitute bill be passed—SJ 386

03/29/2023 Senate—Emergency Final Action - Substitute passed; Yea: 40 Nay: 0—SJ 389
 04/03/2023 House—Concurred with amendments; Yea: 120 Nay: 0—HJ 600
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 7, 2023—HJ 1284
 04/24/2023 House—Approved by Governor on Friday, April 14, 2023—HJ 1283

H 2128 Bill by Judiciary
Creating definitions of "intimate partner" and "intimate partner violence" in the Kansas criminal code and requiring certain considerations be made in determining bond when a crime is committed against an intimate partner.

01/23/2023 House—Introduced—HJ 92
 01/24/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 99

H 2129 Bill by Judiciary
Requiring defendants who petition the court for forensic DNA testing to notify the court when such testing is complete and request a hearing based on whether the evidence is favorable or unfavorable.

01/23/2023 House—Introduced—HJ 92
 01/24/2023 House—Referred to Committee on Judiciary—HJ 99
 01/25/2023 House—Hearing: Monday, January 30, 2023, 3:30 PM Room 582-N

H 2130 Bill by Judiciary
Permitting a copy of a will to be filed and admitted to probate, increasing certain dollar amounts in the Kansas probate code, adjusting time requirements linked to notice by publication and mailing in the Kansas probate code and clarifying how property held under a transfer-on-death deed is distributed when one beneficiary predeceases the grantor.

01/23/2023 House—Introduced—HJ 92
 01/24/2023 House—Referred to Committee on Judiciary—HJ 99
 01/25/2023 House—Hearing: Tuesday, January 31, 2023, 3:30 PM Room 582-N
 02/13/2023 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 210
 02/22/2023 House—Committee of the Whole - Be passed—HJ 293
 02/23/2023 House—Final Action - Passed; Yea: 121 Nay: 1—HJ 316
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Judiciary—SJ 206
 03/08/2023 Senate—Hearing: Monday, March 13, 2023, 10:30 AM Room 346-S
 03/16/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Judiciary—SJ 256
 03/22/2023 Senate—Committee of the Whole - Be passed as amended—SJ 277
 03/23/2023 Senate—Final Action - Passed as amended; Yea: 38 Nay: 0—SJ 287
 03/27/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Patton, Representative Schreiber and Representative Carmichael as conferees—HJ 526
 03/28/2023 Senate—Motion to accede adopted; Senator Warren, Senator Wilborn and Senator Corson appointed as conferees—SJ 358
 04/05/2023 Senate—Conference Committee Report was adopted; Yea: 40 Nay: 0—SJ 448
 04/05/2023 House—Conference Committee Report was adopted; Yea: 123 Nay: 0—HJ 663
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/25/2023 House—Approved by Governor on Monday, April 24, 2023—HJ 1287

- H 2131** Bill by Judiciary
Providing that the mission of the judicial council is to study the administration of justice in Kansas and make recommendations for improvements therefor.
- 01/23/2023 House—Introduced—HJ 93
 01/24/2023 House—Referred to Committee on Judiciary—HJ 99
 01/25/2023 House—Hearing: Wednesday, February 1, 2023, 3:30 PM Room 582-N
 02/13/2023 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 210
 02/22/2023 House—Committee of the Whole - Be passed—HJ 293
 02/23/2023 House—Final Action - Passed; Yea: 119 Nay: 3—HJ 316
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Judiciary—SJ 206
 03/08/2023 Senate—Hearing: Monday, March 13, 2023, 10:30 AM Room 346-S
 03/14/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Judiciary—SJ 232
 03/22/2023 Senate—Committee of the Whole - Be passed as amended—SJ 277
 03/23/2023 Senate—Final Action - Passed as amended; Yea: 38 Nay: 0—SJ 288
 03/27/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Patton, Representative Schreiber and Representative Carmichael as conferees—HJ 526
 03/28/2023 Senate—Motion to accede adopted; Senator Warren, Senator Wilborn and Senator Corson appointed as conferees—SJ 359
 04/05/2023 Senate—Conference Committee Report was adopted; Yea: 37 Nay: 3—SJ 450
 04/05/2023 House—Conference Committee Report was adopted; Yea: 121 Nay: 2—HJ 664
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/24/2023 House—Approved by Governor on Wednesday, April 19, 2023—HJ 1283
- H 2132** Bill by Appropriations
Expanding the eligible fields of study and establishing a maximum scholarship amount for certain private postsecondary educational institutions in the Kansas promise scholarship act.
- 01/23/2023 House—Introduced—HJ 93
 01/24/2023 House—Referred to Committee on Education—HJ 99
 02/01/2023 House—Hearing: Tuesday, February 7, 2023, 1:30 PM Room 218-N
 02/13/2023 House—Committee Report recommending bill be passed as amended by Committee on Education—HJ 208
 03/29/2023 House—Committee of the Whole - Be passed as amended—HJ 583
 03/29/2023 House—Emergency Final Action - Passed as amended; Yea: 124 Nay: 0—HJ 587
 04/03/2023 Senate—Received and Introduced—SJ 397
 04/04/2023 Senate—Referred to Committee on Education—SJ 402
- H 2133** Bill by Financial Institutions and Pensions
Providing that fiduciary financial institutions shall be overseen, supervised and examined by the office of the state bank commissioner as a chartered trust company, allowing a fiduciary financial institution to refer to itself as a trust company in legal or regulatory filings or disclosures to existing or prospective customers or investors and authorizing a fiduciary financial institution to exercise fiduciary powers and full trust powers and to engage as a trust

company under state and federal law.

- 01/23/2023 House—Introduced—HJ 93
 01/24/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 99
 01/25/2023 House—Hearing: Monday, January 30, 2023, 9:00 AM Room 582-N
 02/08/2023 House—Committee Report recommending bill be passed by Committee on Financial Institutions and Pensions—HJ 178
 02/22/2023 House—Committee of the Whole - Be passed—HJ 297
 02/23/2023 House—Final Action - Passed; Yea: 87 Nay: 35—HJ 317
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 206
 04/05/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Insurance—SJ 461

- H 2134** Bill by Taxation
Providing a deduction from sales or compensating use tax when selling a wrecked or damaged salvaged vehicle and purchasing a subsequent motor vehicle.
 01/23/2023 House—Introduced—HJ 93
 01/24/2023 House—Referred to Committee on Taxation—HJ 99
 02/01/2023 House—Hearing: Thursday, February 9, 2023, 3:30 PM Room 346-S
- H 2135** Bill by Taxation
Establishing an income, privilege and premium tax credit for contributions to eligible charitable organizations operating pregnancy centers or residential maternity facilities.
 01/23/2023 House—Introduced—HJ 93
 01/24/2023 House—Referred to Committee on Taxation—HJ 99
 01/25/2023 House—Hearing: Thursday, February 2, 2023, 3:30 PM Room 346-S
 02/16/2023 House—Committee Report recommending bill be passed by Committee on Taxation—HJ 248
- H 2136** Bill by Taxation
Providing an income tax subtraction modification for sales of property subject to eminent domain.
 01/23/2023 House—Introduced—HJ 93
 01/24/2023 House—Referred to Committee on Taxation—HJ 99
 02/01/2023 House—Hearing: Thursday, February 9, 2023, 3:30 PM Room 346-S
- H 2137** Bill by Taxation
Authorizing taxing subdivisions to send notices required to exceed the revenue neutral rate if the county clerk fails to send such notice and providing for reimbursement of printing and postage costs.
 01/23/2023 House—Introduced—HJ 93
 01/24/2023 House—Referred to Committee on Taxation—HJ 99
- H 2138** Bill by Education
Senate Substitute for HB 2138 by Committee on Education - Requiring school districts to provide separate accommodations for students of each biological sex on overnight school district sponsored trips, requiring contracts for exclusive broadcasts of state high school activities association activities to permit certain local broadcasts and providing for administrative review of resolutions to permanently close a school building of a school district.

01/23/2023 House—Introduced—HJ 93
 01/24/2023 House—Referred to Committee on Education—HJ 99
 02/01/2023 House—Hearing: Thursday, February 9, 2023, 1:30 PM Room 218-N
 02/17/2023 House—Committee Report recommending bill be passed as amended by
 Committee on Education—HJ 253
 02/23/2023 House—Committee of the Whole - Be passed as amended—HJ 331
 02/23/2023 House—Emergency Final Action - Passed as amended; Yea: 121 Nay: 0—
 HJ 348
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Education—SJ 206
 03/02/2023 Senate—Hearing: Wednesday, March 8, 2023, 1:30 PM Room 144-S
 03/27/2023 Senate—Committee Report recommending substitute bill be passed by
 Committee on Education—SJ 339
 03/28/2023 Senate—Committee of the Whole - Be passed—SJ 365
 03/29/2023 Senate—Final Action - Substitute passed; Yea: 29 Nay: 11—SJ 374
 04/03/2023 House—Nonconcurrent with amendments; Conference Committee
 requested; appointed Representative Thomas, Representative Estes and
 Representative Stogsdill as conferees—HJ 603
 04/04/2023 Senate—Motion to accede adopted; Senator Baumgardner, Senator
 Erickson and Senator Sykes appointed as conferees—SJ 405
 04/06/2023 Senate—Conference Committee Report agree to disagree adopted; Senator
 Baumgardner, Senator Erickson and Senator Sykes appointed as second conferees
 —SJ 477
 04/06/2023 House—Conference Committee Report agree to disagree adopted;
 Representative Thomas, Representative Estes and Representative Stogsdill
 appointed as second conferees—HJ 684
 04/06/2023 Senate—Conference Committee Report was adopted; Yea: 28 Nay: 10—SJ
 849
 04/06/2023 House—Conference Committee Report was adopted; Yea: 84 Nay: 39—HJ
 1121
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ
 1284
 04/24/2023 House—Vetoed by Governor; Returned to House on Thursday, April 20,
 2023—HJ 1273
 04/26/2023 House—Motion to override veto prevailed; Yea: 85 Nay: 39—HJ 1298
 04/27/2023 Senate—Motion to override veto prevailed; Yea: 30 Nay: 9—SJ 1121

H 2139

Bill by Education

Creating the crime of abuse of a sports official and providing criminal penalties therefor.

01/23/2023 House—Introduced—HJ 93
 01/24/2023 House—Referred to Committee on Education—HJ 99
 01/25/2023 House—Hearing: Thursday, February 2, 2023, 1:30 PM Room 218-N
 02/07/2023 House—Committee Report recommending bill be passed by Committee on
 Education—HJ 166
 02/23/2023 House—Withdrawn from Calendar; Referred to Committee on
 Appropriations—HJ 349
 03/01/2023 House—Withdrawn from Committee on Appropriations; Rereferred to
 Committee on Judiciary—HJ 352
 03/20/2023 House—Withdrawn from Committee on Judiciary; Rereferred to
 Committee on Education—HJ 444

- H 2140** Bill by Welfare Reform
Requiring work registrants ages 50-59 to complete an employment and training program to receive food assistance.
 01/23/2023 House—Introduced—HJ 93
 01/24/2023 House—Referred to Committee on Welfare Reform—HJ 99
 02/01/2023 House—Hearing: Tuesday, February 7, 2023, 1:30 PM Room 152-S
 02/20/2023 House—Committee Report recommending bill be passed as amended by Committee on Welfare Reform—HJ 271
 02/22/2023 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 307
 03/01/2023 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Welfare Reform—HJ 352
 03/13/2023 House—Committee Report recommending bill be passed as amended by Committee on Welfare Reform—HJ 404
 03/28/2023 House—Committee of the Whole - Be passed as amended—HJ 561
 03/29/2023 House—Final Action - Passed as amended; Yea: 82 Nay: 42—HJ 570
 04/03/2023 Senate—Received and Introduced—SJ 397
 04/04/2023 Senate—Referred to Committee on Public Health and Welfare—SJ 402
- H 2141** Bill by Welfare Reform
Requiring custodial and non-custodial parents to cooperate with child support enforcement programs for food assistance eligibility and disqualifying such parents from food assistance for being delinquent in support payments.
 01/23/2023 House—Introduced—HJ 94
 01/24/2023 House—Referred to Committee on Welfare Reform—HJ 99
 02/06/2023 House—Hearing: Thursday, February 9, 2023, 1:30 PM Room 152-S
 02/20/2023 House—Committee Report recommending bill be passed as amended by Committee on Welfare Reform—HJ 271
 02/22/2023 House—Committee of the Whole - Motion to rerefer to committee failed—HJ 301
 02/22/2023 House—Committee of the Whole - Be passed as amended—HJ 301
 02/23/2023 House—Final Action - Passed as amended; Yea: 76 Nay: 46—HJ 318
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Public Health and Welfare—SJ 206
 03/22/2023 Senate—Hearing: Friday, March 24, 2023, 8:30 AM Room 142-S
 03/24/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Public Health and Welfare—SJ 308
 03/28/2023 Senate—Committee of the Whole - Be passed as amended—SJ 362
 03/29/2023 Senate—Final Action - Not passed; Yea: 20 Nay: 20—SJ 375
- H 2142** Bill by Education
Creating the get the lead out of school drinking water act to require schools to comply with legal limits on lead content in school drinking water.
 01/24/2023 House—Introduced—HJ 96
 01/25/2023 House—Referred to Committee on Education—HJ 117
 02/08/2023 House—Hearing: Tuesday, February 14, 2023, 1:30 PM Room 218-N
- H 2143** Bill by Education
Establishing requirements for school district bullying policies and procedures for investigating complaints.
 01/24/2023 House—Introduced—HJ 96

01/25/2023 House—Hearing: Wednesday, February 1, 2023, 1:30 PM Room 218-N
 01/25/2023 House—Referred to Committee on Education—HJ 117
 02/20/2023 House—Committee Report recommending bill be passed as amended by
 Committee on Education—HJ 262
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350

- H 2144** Bill by Judiciary
Authorizing modification of a noncharitable irrevocable trust to provide that the rule against perpetuities is inapplicable, providing that the Kansas uniform statutory rule against perpetuities is inapplicable to trusts under certain circumstances and modifying the definition of resident trust in the Kansas income tax act.
 01/24/2023 House—Introduced—HJ 96
 01/25/2023 House—Referred to Committee on Judiciary—HJ 117
 01/25/2023 House—Hearing: Wednesday, February 1, 2023, 3:30 PM Room 582-N
 02/13/2023 House—Committee Report recommending bill be passed by Committee on
 Judiciary—HJ 210
 02/23/2023 House—Withdrawn from Calendar; Referred to Committee on
 Appropriations—HJ 349
 03/01/2023 House—Withdrawn from Committee on Appropriations and re-referred to
 Committee of the Whole—HJ 352
 03/07/2023 House—Committee of the Whole - Be passed—HJ 372
 03/08/2023 House—Final Action - Passed; Yea: 123 Nay: 0—HJ 381
 03/08/2023 Senate—Received and Introduced—SJ 218
 03/09/2023 Senate—Referred to Committee on Judiciary—SJ 221
 03/21/2023 Senate—Hearing: Thursday, March 23, 2023, 10:30 AM Room 346-S
- H 2145** Bill by Representative Blew
Extending voting franchise in city elections to qualified electors living in areas subject to extraterritorial zoning or subdivision regulations.
 01/24/2023 House—Introduced—HJ 97
 01/25/2023 House—Referred to Committee on Elections—HJ 117
 01/27/2023 House—Withdrawn from Committee on Elections; Referred to Committee
 on Local Government—HJ 129
 02/06/2023 House—Hearing: Wednesday, February 8, 2023, 9:00 AM Room 281-N
- H 2146** Bill by Transportation
Increasing penalties for operating a vehicle at a speed in excess of 30 miles per hour over the speed limit.
 01/24/2023 House—Introduced—HJ 97
 01/25/2023 House—Referred to Committee on Transportation—HJ 117
 01/25/2023 House—Hearing: Wednesday, February 1, 2023, 1:30 PM Room 582-N
 02/09/2023 House—Committee Report recommending bill be passed as amended by
 Committee on Transportation—HJ 194
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350
- H 2147** Bill by Transportation
Requiring a person providing wrecker or towing service or agency to provide a certification of compliance to a purchaser upon the sale and transfer of an abandoned or towed vehicle, prohibiting the manufacture, importation, distribution, sale, offer for sale, installation or reinstallation of a counterfeited supplemental restraint system component or nonfunctional airbag and providing for criminal penalties for violation thereof and expanding permitted

lighting equipment on vehicles to include all ground effect lighting.

- 01/24/2023 House—Introduced—HJ 97
 01/25/2023 House—Referred to Committee on Transportation—HJ 117
 02/09/2023 House—Hearing: Wednesday, February 15, 2023, 1:30 PM Room 582-N
 02/21/2023 House—Committee Report recommending bill be passed as amended by
 Committee on Transportation—HJ 281
 02/23/2023 House—Committee of the Whole - Be passed as amended—HJ 329
 02/23/2023 House—Emergency Final Action - Passed as amended; Yea: 122 Nay: 0—
 HJ 332
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Transportation—SJ 206
 03/15/2023 Senate—Hearing: Tuesday, March 21, 2023, 8:30 AM Room 546-S
 03/22/2023 Senate—Committee Report recommending bill be passed as amended by
 Committee on Transportation—SJ 281
 03/28/2023 Senate—Committee of the Whole - Be passed as amended—SJ 362
 03/29/2023 Senate—Final Action - Passed as amended; Yea: 40 Nay: 0—SJ 375
 04/03/2023 House—Nonconcurrent with amendments; Conference Committee
 requested; appointed Representative Francis, Representative Neelly and
 Representative Ballard as conferees—HJ 602
 04/04/2023 Senate—Motion to accede adopted; Senator Petersen, Senator Kloos and
 Senator Corson appointed as conferees—SJ 405
 04/05/2023 Senate—Conference Committee Report was adopted; Yea: 40 Nay: 0—SJ 429
 04/05/2023 House—Conference Committee Report was adopted; Yea: 106 Nay: 16—
 HJ 645
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ
 1284
 04/24/2023 House—Approved by Governor on Wednesday, April 19, 2023—HJ 1283

H 2148 Bill by Transportation**Increasing certain registration and title fees on vehicles for services provided by county treasurers and the division of vehicles, decreasing certain fees related to administrative costs and disposition of such fees and eliminating the division of vehicles modernization surcharge.**

- 01/24/2023 House—Introduced—HJ 97
 01/25/2023 House—Referred to Committee on Transportation—HJ 117
 02/01/2023 House—Hearing: Tuesday, February 7, 2023, 1:30 PM Room 582-N

H 2149 Bill by Transportation**Allowing distinctive license plates to be personalized license plates.**

- 01/24/2023 House—Introduced—HJ 97
 01/25/2023 House—Referred to Committee on Transportation—HJ 117
 01/25/2023 House—Hearing: Thursday, February 2, 2023, 1:30 PM Room 582-N
 02/10/2023 House—Committee Report recommending bill be passed as amended by
 Committee on Transportation—HJ 205
 02/22/2023 House—Committee of the Whole - Be passed as amended—HJ 293
 02/23/2023 House—Final Action - Passed as amended; Yea: 108 Nay: 14—HJ 318
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Transportation—SJ 206
 03/02/2023 Senate—Hearing: Thursday, March 9, 2023, 8:30 AM Room 546-S

H 2150 Bill by Representatives Corbet, Buehler, Clifford, Ellis, Fairchild, Garber, Helgerson, Hoffinan, Jacobs, Mason, Neelly, Patton, Poetter Parshall, Proctor, Rahjes, Rhiley, Sanders, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Turk,

(SJ & HJ Nos. refer to 2023 Senate and House Journals)

Waggoner, Waymaster, Williams, K.

Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.

01/24/2023 House—Introduced—HJ 97

01/25/2023 House—Referred to Committee on Local Government—HJ 117

02/01/2023 House—Hearing: Wednesday, February 8, 2023, 9:00 AM Room 281-N

H 2151 Bill by Federal and State Affairs

Requiring the secretary of corrections to notify judges, prosecutors, nonexpert witnesses and lead investigators when an inmate is released from custody.

01/24/2023 House—Introduced—HJ 97

01/25/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 117

H 2152 Bill by Federal and State Affairs

Requiring the display of the national motto in public schools, colleges and universities.

01/24/2023 House—Introduced—HJ 97

01/25/2023 House—Referred to Committee on Education—HJ 117

H 2153 Bill by Child Welfare and Foster Care

Authorizing the attorney general to coordinate training regarding a multidisciplinary team approach to intervention in reports involving alleged human trafficking for law enforcement agencies and requiring training on human trafficking awareness and identification for certain child welfare agencies, juvenile justice agencies, mental health professionals and school personnel.

01/24/2023 House—Introduced—HJ 97

01/25/2023 House—Referred to Committee on Child Welfare and Foster Care—HJ 117

02/01/2023 House—Hearing: Monday, February 6, 2023, 1:30 PM Room 152-S

02/09/2023 House—Committee Report recommending bill be passed as amended by Committee on Child Welfare and Foster Care—HJ 190

02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350

H 2154 Bill by Energy, Utilities and Telecommunications

Providing for the statewide election of commissioners of the state corporation commission, establishing the utilities regulation division in the office of the attorney general, requiring such division to represent and protect the collective interests of utility customers in utility rate-related proceedings and exempting the state corporation commission from the open meetings act.

01/24/2023 House—Introduced—HJ 98

01/25/2023 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 117

02/08/2023 House—Hearing: Tuesday, February 14, 2023, 9:00 AM Room 582-N

02/14/2023 House—Hearing: Tuesday, February 14, 2023, 9:01 AM Room 582-N

02/17/2023 House—Withdrawn from Committee on Energy, Utilities and

Telecommunications; Referred to Committee on Appropriations—HJ 251

03/01/2023 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Energy, Utilities and Telecommunications—HJ 352

H 2155 Bill by Energy, Utilities and Telecommunications

Requiring the state corporation commission to review the regional rate competitiveness of an electric utility's rates in electric utility rate proceedings.

01/24/2023 House—Introduced—HJ 98

- 01/25/2023 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 117
- H 2156** Bill by Energy, Utilities and Telecommunications
Authorizing public utilities subject to the jurisdiction of the state corporation commission to establish rates that benefit low-income residential customers.
 01/24/2023 House—Introduced—HJ 98
 01/25/2023 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 117
 01/31/2023 House—Hearing: Thursday, February 9, 2023, 9:00 AM Room 582-N
- H 2157** Bill by Representative Garber
Creating the campus intellectual diversity act to establish an office of public policy events at each public postsecondary educational institution.
 01/24/2023 House—Introduced—HJ 98
 01/25/2023 House—Referred to Committee on Education—HJ 117
- H 2158** Bill by Representative Garber
Creating the campus free speech act to require each public postsecondary educational institution to adopt a policy of free expression.
 01/24/2023 House—Introduced—HJ 98
 01/25/2023 House—Referred to Committee on Education—HJ 117
- H 2159** Bill by Agriculture and Natural Resources
Providing for additional sources of revenue for the water program management fund and creating additional fees for the regulation of underground injection control wells.
 01/24/2023 House—Introduced—HJ 98
 01/25/2023 House—Referred to Committee on Agriculture and Natural Resources—HJ 117
 02/08/2023 House—Hearing: Monday, February 13, 2023, 3:30 PM Room 112-N
 02/16/2023 House—Committee Report recommending bill be passed by Committee on Agriculture and Natural Resources—HJ 241
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350
- H 2160** Bill by Agriculture and Natural Resources
Exempting the transport of cotton bales from the secured load requirements under certain conditions.
 01/24/2023 House—Introduced—HJ 98
 01/25/2023 House—Referred to Committee on Agriculture and Natural Resources—HJ 117
 02/08/2023 House—Hearing: Tuesday, February 14, 2023, 3:30 PM Room 112-N
 02/16/2023 House—Committee Report recommending bill be passed as amended by Committee on Agriculture and Natural Resources—HJ 244
 02/21/2023 House—Committee of the Whole - Be passed as amended—HJ 277
 02/22/2023 House—Final Action - Passed as amended; Yea: 121 Nay: 3—HJ 293
 02/22/2023 Senate—Received and Introduced—SJ 140
 03/01/2023 Senate—Referred to Committee on Agriculture and Natural Resources—SJ 201
 03/08/2023 Senate—Withdrawn from Committee on Agriculture and Natural Resources; Referred to Committee on Transportation—SJ 218
 03/15/2023 Senate—Hearing: Wednesday, March 22, 2023, 8:30 AM Room 546-S
 03/22/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Transportation—SJ 281

03/28/2023 Senate—Committee of the Whole - Be passed as amended—SJ 359
 03/29/2023 Senate—Final Action - Passed as amended; Yea: 40 Nay: 0—SJ 376
 04/04/2023 House—Concurred with amendments; Yea: 118 Nay: 0—HJ 613
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 7, 2023—HJ 1284
 04/24/2023 House—Approved by Governor on Friday, April 14, 2023—HJ 1283

- H 2161** Bill by Health and Human Services
Enacting the patient right to visitation act to require patient care facilities to adopt visitation rules to allow certain relatives and other persons, including clergy, to visit terminally ill patients and other patients making major medical decisions.
 01/24/2023 House—Introduced—HJ 98
 01/25/2023 House—Referred to Committee on Health and Human Services—HJ 117
- H 2162** Bill by Representatives Miller, V., Alcala, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Highberger, Houglund, Hoyer, Martinez, Melton, Meyer, Miller, D., Miller, S., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Robinson, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Smith, C., Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu
Providing for sales tax exemption for hygiene products.
 01/24/2023 House—Introduced—HJ 99
 01/25/2023 House—Referred to Committee on Taxation—HJ 117
- H 2163** Bill by Education
Requiring statutory due process procedures for a school district's non-renewal or termination of a teacher contract.
 01/25/2023 House—Introduced—HJ 114
 01/26/2023 House—Referred to Committee on Education—HJ 124
 02/01/2023 House—Hearing: Monday, February 6, 2023, 1:30 PM Room 218-N
- H 2164** Bill by Elections
Creating the crime of elector fraud to make it a crime to falsify presidential elector certificates.
 01/25/2023 House—Introduced—HJ 114
 01/26/2023 House—Referred to Committee on Elections—HJ 124
- H 2165** Bill by Elections
Amending the campaign finance and governmental ethics statutes to extend the time frame for hearings before the governmental ethics commission and making technical amendments.
 01/25/2023 House—Introduced—HJ 114
 01/26/2023 House—Referred to Committee on Elections—HJ 124
- H 2166** Bill by Elections
Expanding the elections crime of corrupt political advertising to be consistent with the campaign finance act and clarifying the scope of its application.
 01/25/2023 House—Introduced—HJ 114
 01/26/2023 House—Referred to Committee on Elections—HJ 124
 01/26/2023 House—Hearing: Thursday, February 2, 2023, 3:30 PM Room 218-N
 02/08/2023 House—Committee Report recommending bill be passed as amended by Committee on Elections—HJ 177
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350

- H 2167** Bill by Elections
Amending the campaign finance act to regulate and limit the use of cryptocurrency and to prohibit the use of any political funds collected by a candidate or candidate committee for a candidate for federal office.
 01/25/2023 House—Introduced—HJ 114
 01/26/2023 House—Referred to Committee on Elections—HJ 124
 02/08/2023 House—Hearing: Tuesday, February 14, 2023, 3:30 PM Room 218-N
 02/22/2023 House—Committee Report recommending bill be passed as amended by Committee on Elections—HJ 303
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350
- H 2168** Bill by Representatives Blew, Williams, K.
Allowing hemp fiber, grain and seeds to be used as food for livestock, poultry and pets; adding hemp grain to the definition of grain; authorizing the secretary to utilize performance-based sampling when inspecting industrial hemp; lowering license and registration fees; extending license and registration periods to two years; and exempting certain hemp processors from fingerprinting and background check requirements.
 01/25/2023 House—Introduced—HJ 114
 01/26/2023 House—Referred to Committee on Agriculture and Natural Resources—HJ 124
 02/16/2023 House—Withdrawn from Committee on Agriculture and Natural Resources; Referred to Committee on Appropriations—HJ 235
 03/01/2023 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Agriculture and Natural Resources—HJ 352
 03/08/2023 House—Hearing: Wednesday, March 15, 2023, 3:30 PM Room 112-N
- H 2169** Bill by Federal and State Affairs
Permitting a prosecution for childhood sexual abuse to be commenced at any time, permitting victims of childhood sexual abuse to bring a civil action for recovery of damages caused by such abuse at any time and reviving claims against any party for such damages that occurred on or after July 1, 1984.
 01/25/2023 House—Introduced—HJ 114
 01/26/2023 House—Referred to Committee on Judiciary—HJ 124
- H 2170** Bill by Federal and State Affairs
Senate Substitute for HB 2170 by Committee on Federal and State Affairs - Creating the donor intent protection act to provide enforcement of donor-imposed restrictions on philanthropic gifts of endowment funds or to endowment funds.
 01/25/2023 House—Introduced—HJ 114
 01/26/2023 House—Referred to Committee on Federal and State Affairs—HJ 124
 01/26/2023 House—Hearing: Thursday, February 2, 2023, 9:00 AM Room 346-S
 02/08/2023 House—Committee Report recommending bill be passed as amended by Committee on Federal and State Affairs—HJ 178
 03/02/2023 House—Committee of the Whole - Be passed as amended—HJ 363
 03/02/2023 House—Emergency Final Action - Passed as amended; Yea: 115 Nay: 7—HJ 365
 03/03/2023 Senate—Received and Introduced—SJ 208
 03/06/2023 Senate—Referred to Committee on Federal and State Affairs—SJ 211
 03/24/2023 Senate—Committee Report recommending substitute bill be passed by Committee on Federal and State Affairs—SJ 308
 03/28/2023 Senate—Committee of the Whole - Substitute bill be passed—SJ 365

03/29/2023 Senate—Final Action - Substitute passed; Yea: 31 Nay: 8—SJ 376
 04/03/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Carpenter, W., Representative Kessler and Representative Hoye as conferees—HJ 602
 04/04/2023 Senate—Motion to accede adopted; Senator Thompson, Senator Kloos and Senator Faust-Goudeau appointed as conferees—SJ 405
 04/06/2023 Senate—Conference Committee Report was adopted; Yea: 37 Nay: 3—SJ 474
 04/06/2023 House—Conference Committee Report was adopted; Yea: 110 Nay: 12—HJ 727
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/24/2023 House—Approved by Governor on Wednesday, April 19, 2023—HJ 1283

- H 2171** Bill by Judiciary
Providing that peer review privilege for healthcare providers does not apply to factual information.
 01/25/2023 House—Introduced—HJ 115
 01/26/2023 House—Referred to Committee on Health and Human Services—HJ 124
- H 2172** Bill by Judiciary
Enacting the uniform trust decanting act, authorizing modification of a noncharitable irrevocable trust to provide that the rule against perpetuities is inapplicable, providing that the Kansas uniform statutory rule against perpetuities is inapplicable to trusts under certain circumstances and modifying the definition of resident trust in the Kansas income tax act.
 01/25/2023 House—Introduced—HJ 115
 01/25/2023 House—Hearing: Tuesday, January 31, 2023, 3:30 PM Room 582-N
 01/26/2023 House—Referred to Committee on Judiciary—HJ 124
 02/13/2023 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 210
 02/22/2023 House—Committee of the Whole - Be passed—HJ 301
 02/23/2023 House—Final Action - Passed; Yea: 122 Nay: 0—HJ 319
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Judiciary—SJ 206
 03/08/2023 Senate—Hearing: Monday, March 13, 2023, 10:30 AM Room 346-S
 03/27/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Judiciary—SJ 340
 03/29/2023 Senate—Committee of the Whole - Be passed as amended—SJ 382
 03/29/2023 Senate—Emergency Final Action - Passed as amended; Yea: 36 Nay: 4—SJ 389
 04/03/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Patton, Representative Schreiber and Representative Carmichael as conferees—HJ 601
 04/04/2023 Senate—Motion to accede adopted; Senator Warren, Senator Wilborn and Senator Corson appointed as conferees—SJ 405
 04/05/2023 House—Concurred with amendments in conference; Yea: 123 Nay: 0—HJ 669
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/24/2023 House—Approved by Governor on Wednesday, April 19, 2023—HJ 1283
- H 2173** Bill by Commerce, Labor and Economic Development
Ensuring that refrigerants that are approved for use under federal law may be

used in Kansas.

- 01/25/2023 House—Introduced—HJ 115
 01/26/2023 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 124
 02/01/2023 House—Hearing: Monday, February 6, 2023, 1:30 PM Room 346-S
 02/08/2023 House—Committee Report recommending bill be passed by Committee on Commerce, Labor and Economic Development—HJ 177
 02/22/2023 House—Committee of the Whole - Be passed—HJ 293
 02/23/2023 House—Final Action - Passed; Yea: 105 Nay: 17—HJ 319
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Commerce—SJ 206
 03/03/2023 Senate—Hearing: Thursday, March 9, 2023, 10:30 AM Room 546-S
 03/16/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Commerce—SJ 255
 03/27/2023 Senate—Committee of the Whole - Be passed as amended—SJ 324
 03/28/2023 Senate—Final Action - Passed as amended; Yea: 31 Nay: 9—SJ 351
 03/29/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Tarwater, Representative Borjon and Representative Probst as conferees—HJ 568
 04/03/2023 Senate—Motion to accede adopted; Senator Erickson, Senator Dietrich and Senator Holland appointed as conferees—SJ 397
 04/05/2023 House—Concurred with amendments in conference; Yea: 111 Nay: 12—HJ 657
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/24/2023 House—Approved by Governor on Wednesday, April 19, 2023—HJ 1283

- H 2174** Bill by Local Government
Authorizing the Kansas human rights commission or any city or county to remove an unlawful restrictive covenant by recording a redacted plat or declaration.
 01/25/2023 House—Introduced—HJ 115
 01/26/2023 House—Referred to Committee on Local Government—HJ 124
- H 2175** Bill by Taxation
Providing for future decreased income tax rates contingent on retention of a 7.5% state general fund ending balance.
 01/25/2023 House—Introduced—HJ 115
 01/26/2023 House—Referred to Committee on Taxation—HJ 124
- H 2176** Bill by Representatives Rhiley, Roth
Creating the Arkansas city area public library district act and the Udall area public library district act, requiring an election for the creation of such district and authorizing unified school districts No. 470 and 463 to levy a tax on behalf of such library district.
 01/25/2023 House—Introduced—HJ 115
 01/26/2023 House—Referred to Committee on Taxation—HJ 124
 02/01/2023 House—Hearing: Tuesday, February 7, 2023, 3:30 PM Room 346-S
 02/20/2023 House—Committee Report recommending bill be passed as amended by Committee on Taxation—HJ 265
 03/01/2023 House—Committee of the Whole - Be passed as amended—HJ 355
 03/02/2023 House—Final Action - Passed as amended; Yea: 110 Nay: 12—HJ 361
 03/02/2023 Senate—Received and Introduced—SJ 207
 03/06/2023 Senate—Referred to Committee on Assessment and Taxation—SJ 211

- 03/08/2023 Senate—Hearing: Tuesday, March 14, 2023, 9:30 AM Room 548-S
- H 2177** Bill by Representatives Woodard, Meyer, Ruiz, S.
Removing statutory provisions that require marriage to be between two parties of the opposite sex.
 01/25/2023 House—Introduced—HJ 115
 01/26/2023 House—Referred to Committee on Federal and State Affairs—HJ 124
- H 2178** Bill by Representatives Woodard, Meyer, Ruiz, S.
Amending the Kansas act against discrimination to include sexual orientation, gender identity or expression and status as a veteran.
 01/25/2023 House—Introduced—HJ 115
 01/26/2023 House—Referred to Committee on Federal and State Affairs—HJ 124
- H 2179** Bill by Appropriations
Establishing periods of ineligibility for child care subsidy based on cooperation with child support services and requiring the secretary to conduct reviews of cooperation with child support.
 01/25/2023 House—Introduced—HJ 115
 01/26/2023 House—Referred to Committee on Welfare Reform—HJ 124
 03/10/2023 House—Hearing: Tuesday, March 14, 2023, 1:30 PM Room 152-S
 03/21/2023 House—Committee Report recommending bill be passed as amended by Committee on Welfare Reform—HJ 472
 03/28/2023 House—Committee of the Whole - Be passed as amended—HJ 562
 03/29/2023 House—Final Action - Passed as amended; Yea: 124 Nay: 0—HJ 570
 04/03/2023 Senate—Received and Introduced—SJ 397
 04/04/2023 Senate—Referred to Committee on Public Health and Welfare—SJ 402
- H 2180** Bill by Corrections and Juvenile Justice
Increasing good time and program credit for certain offenders and removing liability protection for wrongful acts committed by the department of corrections in making good time and program credit calculations.
 01/25/2023 House—Introduced—HJ 115
 01/26/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 124
- H 2181** Bill by Representatives Jacobs, Fairchild, Garber, Goetz, Hill, Murphy, Rhiley
Prohibiting abortion procedures and creating the crimes of unlawful performance of an abortion and unlawful destruction of a fertilized embryo.
 01/25/2023 House—Introduced—HJ 115
 01/26/2023 House—Referred to Committee on Health and Human Services—HJ 124
- H 2182** Bill by Commerce, Labor and Economic Development
Enacting the Kansas film and digital media industry production development act, providing a tax credit, sales tax exemption and loans and grants to incentivize film, video and digital media production in Kansas and establishing a program to be administered by the secretary of commerce for the purpose of developing such production in Kansas.
 01/25/2023 House—Introduced—HJ 116
 01/26/2023 House—Referred to Committee on Taxation—HJ 124
 02/08/2023 House—Hearing: Monday, February 13, 2023, 3:30 PM Room 346-S
- H 2183** Bill by Judiciary
Removing the cap on damages that may be awarded in wrongful death actions.

01/25/2023 House—Introduced—HJ 121
 01/26/2023 House—Referred to Committee on Judiciary—HJ 124

H 2184

Bill by General Government Budget
Making and concerning appropriations for fiscal years 2023, 2024, 2025, 2026, 2027 and 2028 for various state agencies.
 01/26/2023 House—Introduced—HJ 122
 01/27/2023 House—Referred to Committee on General Government Budget—HJ 129
 02/10/2023 House—Hearing: Wednesday, February 15, 2023, 3:30 PM Room 281-N
 02/16/2023 House—Hearing: Monday, February 20, 2023, 3:30 PM Room 281-N
 02/21/2023 House—Committee Report recommending bill be passed by Committee on General Government Budget—HJ 280
 02/23/2023 House—Committee of the Whole - Be passed—HJ 330
 02/23/2023 House—Emergency Final Action - Passed; Yea: 121 Nay: 0—HJ 338
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Ways and Means—SJ 206
 03/02/2023 Senate—Hearing: Monday, March 6, 2023, 10:30 AM Room 548-S
 03/06/2023 Senate—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Ways and Means—SJ 212
 03/08/2023 Senate—Withdrawn from Consent Calendar and placed on General Orders—SJ 218
 03/09/2023 Senate—Committee of the Whole - Be passed as amended—SJ 224
 03/09/2023 Senate—Emergency Final Action - Passed as amended; Yea: 35 Nay: 3—SJ 226
 03/27/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Hoffman, Representative Rhiley and Representative Amyx as conferees—HJ 526
 03/28/2023 Senate—Motion to accede adopted; Senator Billinger, Senator Claeys and Senator Pettey appointed as conferees—SJ 359
 04/03/2023 House—Representative Waymaster, Representative Hoffman, and Representative Helgerson are appointed to replace Representative Hoffman, Representative Rhiley, and Representative Amyx on the Conference Committee—HJ 597
 04/06/2023 Senate—Conference Committee Report was adopted; Yea: 24 Nay: 12—SJ 807
 04/06/2023 House—Conference Committee Report was adopted; Yea: 79 Nay: 44—HJ 772
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/24/2023 House—Approved by Governor except line item veto of 15(b); 25(b); 26(d); 31(c); 39(e); 4 2(a),(b),(d); 43(b),(c); 44(b),(c); 45(b),(c); 46(b),(c); 72(b); 89(b); 90(b); 115(a),(b),(h),(i); 116(a); 118(a); 138(f); 143 on Thursday, April 20, 2023—HJ 1273
 04/26/2023 House—Motion to override line item veto failed; Line item veto 15b sustained; Yea: 82 Nay: 42—HJ 1299
 04/26/2023 House—Motion to override line item veto prevailed; Line item veto 39e overridden; Yea: 85 Nay: 39—HJ 1300
 04/26/2023 House—Motion to override line item veto prevailed; Line item veto 42a overridden; Yea: 86 Nay: 38—HJ 1301
 04/26/2023 House—Motion to override line item veto failed; Line item veto 115a 116a sustained; Yea: 76 Nay: 48—HJ 1302
 04/26/2023 House—Motion to override line item veto failed; Line item veto 115h

sustained; Yea: 79 Nay: 45—HJ 1302
 04/26/2023 House—Motion to override line item veto prevailed; Line item veto 138f overridden; Yea: 84 Nay: 40—HJ 1303
 04/26/2023 House—Motion to override line item veto prevailed; Line item veto 143 overridden; Yea: 84 Nay: 40—HJ 1304
 04/27/2023 Senate—Motion to override line item veto prevailed; Line item veto 39(e) overridden; Yea: 28 Nay: 11—SJ 1212
 04/27/2023 Senate—Motion to override line item veto prevailed; Line item veto 42(a) overridden; Yea: 29 Nay: 11—SJ 1213
 04/27/2023 Senate—Motion to override line item veto failed; Line item veto 138(f) sustained; Yea: 21 Nay: 17—SJ 1214
 04/27/2023 Senate—Motion to override line item veto prevailed; Line item veto 143 overridden; Yea: 28 Nay: 11—SJ 1214

- H 2185** Bill by Judiciary
Permitting short form notification service and alternative methods of service under the protection from abuse act and the protection from stalking, sexual assault or human trafficking act and clarifying precedence of child-related orders issued under the protection from abuse act.
 01/26/2023 House—Introduced—HJ 123
 01/27/2023 House—Referred to Committee on Judiciary—HJ 129
 02/01/2023 House—Hearing: Tuesday, February 7, 2023, 3:30 PM Room 582-N
- H 2186** Bill by Corrections and Juvenile Justice
Modifying the criminal penalties for unlawful voluntary sexual relations and excluding juveniles adjudicated for the offense from offender registration requirements.
 01/26/2023 House—Introduced—HJ 123
 01/27/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 129
- H 2187** Bill by Federal and State Affairs
Adding members to the commission on peace officers' standards and training and requiring the new members to be appointed with a preference to increase diversity.
 01/26/2023 House—Introduced—HJ 123
 01/27/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 129
- H 2188** Bill by Federal and State Affairs
Regulating the sale and distribution of kratom products, requiring the secretary of agriculture to adopt rules and regulations and requiring licensure of kratom product dealers.
 01/26/2023 House—Introduced—HJ 123
 01/26/2023 House—Hearing: Wednesday, February 1, 2023, 9:00 AM Room 346-S
 01/27/2023 House—Referred to Committee on Federal and State Affairs—HJ 129
- H 2189** Bill by Representative Thomas
Granting jurisdiction to the court to extend custody of non-minor dependents to the secretary for children and families.
 01/26/2023 House—Introduced—HJ 123
 01/27/2023 House—Referred to Committee on Child Welfare and Foster Care—HJ 129
 02/08/2023 House—Hearing: Monday, February 13, 2023, 1:30 PM Room 152-S

- H 2190** Bill by Elections
Expanding certain election crimes and creating new ones, eliminating the criminal prosecutorial authority of the secretary of state and defining special elections.
 01/26/2023 House—Introduced—HJ 123
 01/27/2023 House—Referred to Committee on Elections—HJ 129
 02/01/2023 House—Hearing: Tuesday, February 7, 2023, 3:30 PM Room 218-N
- H 2191** Bill by Appropriations
Authorizing the children's cabinet to form a 501(c)(3) for fundraising for the Dolly Parton imagination library book gifting program.
 01/26/2023 House—Introduced—HJ 123
 01/27/2023 House—Referred to Committee on Appropriations—HJ 129
 02/01/2023 House—Hearing: Wednesday, February 8, 2023, 9:00 AM Room 112-N
 02/17/2023 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Appropriations—HJ 251
 02/23/2023 House—Final Action - Passed; Yea: 122 Nay: 0—HJ 309
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Ways and Means—SJ 206
 03/02/2023 Senate—Hearing: Monday, March 6, 2023, 10:30 AM Room 548-S
 03/06/2023 Senate—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Ways and Means—SJ 212
 03/08/2023 Senate—Withdrawn from Consent Calendar and placed on General Orders—SJ 218
- H 2192** Bill by Appropriations
Concerning state agencies; requiring the secretary of administration to include on the Kansas taxpayer transparency act website certain information concerning grants, grant awardees and grant applications.
 01/26/2023 House—Introduced—HJ 123
 01/27/2023 House—Referred to Committee on Taxation—HJ 129
- H 2193** Bill by Appropriations
Concerning the investment of state moneys; reestablishing the provisions of law authorizing the state treasurer to certify and transfer a portion of state moneys, equivalent to the aggregate net amount received for unclaimed property, available for investment to the KPERS board of trustees.
 01/26/2023 House—Introduced—HJ 123
 01/27/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 129
- H 2194** Bill by Child Welfare and Foster Care
Enacting the Representative Gail Finney memorial foster care bill of rights.
 01/26/2023 House—Introduced—HJ 123
 01/26/2023 House—Hearing: Monday, January 30, 2023, 1:30 PM Room 152-S
 01/27/2023 House—Referred to Committee on Child Welfare and Foster Care—HJ 129
 02/07/2023 House—Committee Report recommending bill be passed by Committee on Child Welfare and Foster Care—HJ 166
 02/22/2023 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 307
 03/01/2023 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Child Welfare and Foster Care—HJ 353
 03/20/2023 House—Committee Report recommending bill be passed as amended by Committee on Child Welfare and Foster Care—HJ 445

03/29/2023 House—Committee of the Whole - Be passed as amended—HJ 583
 03/29/2023 House—Emergency Final Action - Passed as amended; Yea: 124 Nay: 0—
 HJ 585
 04/03/2023 Senate—Received and Introduced—SJ 397
 04/04/2023 Senate—Referred to Committee on Public Health and Welfare—SJ 402

- H 2195** Bill by Financial Institutions and Pensions
Increasing the amount of retirant compensation subject to the statutory employer contribution rate to the first \$50,000 of compensation earned by a retirant in a calendar year and for a period commencing July 1, 2023, and ending December 31, 2024, requiring participating employers to pay only the statutory employer contribution rate on all compensation of a retirant employed in a covered position.
- 01/26/2023 House—Introduced—HJ 127
 01/27/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 129
 02/08/2023 House—Hearing: Wednesday, February 15, 2023, 9:00 AM Room 582-N
 02/21/2023 House—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Pensions—HJ 280
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350

- H 2196** Bill by Financial Institutions and Pensions
Providing membership affiliation in the Kansas police and firemen's retirement system for certain law enforcement officers and employees of the Kansas department of wildlife and parks, expanding deferred retirement option program (DROP) membership to all Kansas police and firemen's retirement system members and extending the expiration date on DROP.
- 01/26/2023 House—Introduced—HJ 127
 01/27/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 129
 02/15/2023 House—Hearing: Monday, February 20, 2023, 9:00 AM Room 582-N
 02/21/2023 House—Committee Report recommending bill be passed by Committee on Financial Institutions and Pensions—HJ 280
 02/23/2023 House—Committee of the Whole - Be passed—HJ 329
 02/23/2023 House—Emergency Final Action - Passed; Yea: 120 Nay: 1—HJ 337
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 206
 03/02/2023 Senate—Hearing: Thursday, March 9, 2023, 9:30 AM Room 546-S
 03/15/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Insurance—SJ 240
 03/27/2023 Senate—Committee of the Whole - Be passed as amended—SJ 328
 03/28/2023 Senate—Final Action - Passed as amended; Yea: 40 Nay: 0—SJ 351
 03/29/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Hoheisel, Representative Clifford and Representative Xu as conferees—HJ 568
 04/03/2023 Senate—Motion to accede adopted; Senator Longbine, Senator Fagg and Senator Pittman appointed as conferees—SJ 397
 04/06/2023 Senate—Conference Committee Report was adopted; Yea: 32 Nay: 6—SJ 476
 04/06/2023 House—Conference Committee Report was adopted; Yea: 120 Nay: 3—HJ 729

04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/24/2023 House—Approved by Governor on Wednesday, April 19, 2023—HJ 1283

- H 2197** Bill by Financial Institutions and Pensions
Providing a procedure for the distribution of a first-time home buyer savings account balance upon the death of an account holder, changing the term "transfer on death" to "payable on death" and resolving a conflict when beneficiaries differ on a financial institution's account records and tax forms required by the secretary of revenue.
 01/26/2023 House—Introduced—HJ 127
 01/27/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 129
 02/01/2023 House—Hearing: Monday, February 6, 2023, 9:00 AM Room 582-N
 02/16/2023 House—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Pensions—HJ 245
 02/22/2023 House—Committee of the Whole - Be passed as amended—HJ 301
 02/23/2023 House—Final Action - Passed as amended; Yea: 121 Nay: 1—HJ 320
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 206
 03/08/2023 Senate—Hearing: Thursday, March 16, 2023, 9:30 AM Room 546-S
 03/16/2023 Senate—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Financial Institutions and Insurance—SJ 255
 03/22/2023 Senate—Consent Calendar Passed Yea: 36 Nay: 1—SJ 273
 03/28/2023 House—Enrolled and presented to Governor on Tuesday, March 28, 2023—HJ 562
 04/03/2023 House—Approved by Governor on Friday, March 31, 2023—HJ 594

- H 2198** Bill by Financial Institutions and Pensions
Providing membership affiliation in the Kansas police and firemen's retirement system for certain law enforcement officers and employees of the Kansas department of wildlife and parks.
 01/26/2023 House—Introduced—HJ 127
 01/27/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 129
 02/15/2023 House—Hearing: Monday, February 20, 2023, 9:00 AM Room 582-N
 02/21/2023 House—Committee Report recommending bill be passed by Committee on Financial Institutions and Pensions—HJ 280
 02/23/2023 House—Committee of the Whole - Be passed—HJ 329
 02/23/2023 House—Emergency Final Action - Passed; Yea: 118 Nay: 3—HJ 338
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 206
 03/02/2023 Senate—Hearing: Wednesday, March 8, 2023, 9:30 AM Room 546-S
 03/15/2023 Senate—Committee Report recommending bill be passed by Committee on Financial Institutions and Insurance—SJ 240

- H 2199** Bill by Taxation
Authorizing disabled veterans to receive a sales tax exemption for the purchase of up to two motor vehicles.
 01/26/2023 House—Introduced—HJ 127
 01/27/2023 House—Referred to Committee on Taxation—HJ 129

- H 2200** Bill by Taxation
Establishing a property tax exemption for retired and disabled veterans.
 01/26/2023 House—Introduced—HJ 127
 01/27/2023 House—Referred to Committee on Taxation—HJ 129
- H 2201** Bill by Taxation
**Senate Substitute for HB 2201 by Committee on Assessment and Taxation -
 Excluding social security payments from household income and increasing the
 appraised value and household income thresholds for eligibility of seniors and
 disabled veterans related to increased property tax homestead claims.**
 01/26/2023 House—Introduced—HJ 127
 01/27/2023 House—Referred to Committee on Taxation—HJ 129
 02/01/2023 House—Hearing: Monday, February 6, 2023, 3:30 PM Room 346-S
 02/09/2023 House—Committee Report recommending bill be passed by Committee on
 Taxation—HJ 194
 03/09/2023 House—Committee of the Whole - Be passed—HJ 389
 03/09/2023 House—Emergency Final Action - Passed; Yea: 121 Nay: 0—HJ 390
 03/09/2023 Senate—Received and Introduced—SJ 221
 03/10/2023 Senate—Referred to Committee on Assessment and Taxation—SJ 227
 03/15/2023 Senate—Hearing: Monday, March 20, 2023, 9:30 AM Room 548-S
 03/24/2023 Senate—Committee Report recommending substitute bill be passed by
 Committee on Assessment and Taxation—SJ 304
- H 2202** Bill by Taxation
Providing a sales tax exemption for sales of over-the-counter drugs.
 01/26/2023 House—Introduced—HJ 127
 01/27/2023 House—Referred to Committee on Taxation—HJ 129
- H 2203** Bill by Taxation
**Providing a sales tax exemption for purchases made by sleep in heavenly peace,
 inc.**
 01/26/2023 House—Introduced—HJ 128
 01/27/2023 House—Referred to Committee on Taxation—HJ 129
 03/15/2023 House—Hearing: Monday, March 20, 2023, 3:30 PM Room 346-S
- H 2204** Bill by Taxation
Establishing a state tax credit for family caregivers of disabled veterans.
 01/26/2023 House—Introduced—HJ 128
 01/27/2023 House—Referred to Committee on Taxation—HJ 129
- H 2205** Bill by Representatives Rhiley, Roth
**Creating the Udall area public library district act, requiring an election for the
 creation of such district and authorizing unified school district No. 463 to levy
 a tax on behalf of the library district.**
 01/26/2023 House—Introduced—HJ 128
 01/27/2023 House—Referred to Committee on Taxation—HJ 129
 02/01/2023 House—Hearing: Tuesday, February 7, 2023, 3:30 PM Room 346-S
- H 2206** Bill by Elections
**Amending the campaign finance act's definition of expressly advocating for a
 candidate by adding a reasonable person standard to the definition.**
 01/27/2023 House—Introduced—HJ 129
 01/30/2023 House—Referred to Committee on Elections—HJ 132
 01/30/2023 House—Hearing: Thursday, February 2, 2023, 3:30 PM Room 218-N

- H 2207** Bill by Federal and State Affairs
Expanding the election crime of corrupt political advertising to include messages sent using text messaging devices.
 01/30/2023 House—Introduced—HJ 130
 01/31/2023 House—Referred to Committee on Elections—HJ 135
- H 2208** Bill by Federal and State Affairs
Authorizing the state historical society to convey certain real property to the Shawnee Tribe.
 01/30/2023 House—Introduced—HJ 130
 01/31/2023 House—Referred to Committee on Federal and State Affairs—HJ 135
- H 2209** Bill by Veterans and Military
Providing that national guard members receive benefits under the workers compensation act.
 01/30/2023 House—Introduced—HJ 130
 01/31/2023 House—Referred to Committee on Veterans and Military—HJ 135
 02/06/2023 House—Withdrawn from Committee on Veterans and Military; Referred to Committee on Taxation—HJ 156
- H 2210** Bill by Veterans and Military
Eliminating the senate confirmation requirement from the appointment of national guard officers.
 01/30/2023 House—Introduced—HJ 130
 01/31/2023 House—Referred to Committee on Veterans and Military—HJ 135
 02/01/2023 House—Hearing: Tuesday, February 7, 2023, 9:00 AM Room 281-N
 02/10/2023 House—Committee Report recommending bill be passed by Committee on Veterans and Military—HJ 206
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350
- H 2211** Bill by Veterans and Military
Establishing the office of homeland security within the adjutant general's office and prescribing powers and duties thereof.
 01/30/2023 House—Introduced—HJ 130
 01/31/2023 House—Referred to Committee on Veterans and Military—HJ 135
 02/06/2023 House—Hearing: Tuesday, February 7, 2023, 9:00 AM Room 281-N
- H 2212** Bill by Corrections and Juvenile Justice
Eliminating offender registration requirements for certain juvenile offenders.
 01/30/2023 House—Introduced—HJ 130
 01/31/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 135
- H 2213** Bill by Corrections and Juvenile Justice
Authorizing offenders subject to offender registration to register at one location, creating a mechanism for fees to be waived and creating a mechanism to seek relief from registration requirements for violent offenders.
 01/30/2023 House—Introduced—HJ 130
 01/31/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 135
- H 2214** Bill by Corrections and Juvenile Justice
Changing the name of the Larned correctional mental health facility to the Larned state correctional facility and removing references to facilities that no longer exist.

01/30/2023 House—Introduced—HJ 130
 01/31/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 135
 02/01/2023 House—Hearing: Monday, February 6, 2023, 1:30 PM Room 546-S
 02/08/2023 House—Committee Report recommending bill be passed by Committee on Corrections and Juvenile Justice—HJ 177
 02/14/2023 House—Committee of the Whole - Be passed—HJ 218
 02/15/2023 House—Final Action - Passed; Yea: 119 Nay: 0—HJ 230
 02/15/2023 Senate—Received and Introduced—SJ 105
 02/16/2023 Senate—Referred to Committee on Judiciary—SJ 112
 03/01/2023 Senate—Hearing: Tuesday, March 7, 2023, 10:30 AM Room 346-S
 03/14/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Judiciary—SJ 232
 03/23/2023 Senate—Committee of the Whole - Be passed as amended—SJ 289
 03/27/2023 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 323
 03/27/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Owens, Representative Smith, E. and Representative Highberger as conferees—HJ 532
 03/28/2023 Senate—Motion to accede adopted; Senator Warren, Senator Wilborn and Senator Corson appointed as conferees—SJ 359
 04/06/2023 House—Concurred with amendments in conference; Yea: 122 Nay: 0—HJ 674
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/24/2023 House—Approved by Governor on Tuesday, April 18, 2023—HJ 1283

H 2215 Bill by Judiciary
Creating the crime of utilizing a drug-masking product and providing criminal penalties therefor.

01/30/2023 House—Introduced—HJ 131
 01/31/2023 House—Referred to Committee on Judiciary—HJ 135
 02/01/2023 House—Hearing: Monday, February 6, 2023, 3:30 PM Room 582-N
 02/20/2023 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 263
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350

H 2216 Bill by Judiciary
Removing the mandatory term of imprisonment as a penalty for driving with license that is canceled, suspended or revoked for failure to pay fines.

01/30/2023 House—Introduced—HJ 131
 01/31/2023 House—Referred to Committee on Judiciary—HJ 135
 02/01/2023 House—Hearing: Tuesday, February 7, 2023, 3:30 PM Room 582-N
 02/21/2023 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 280
 02/23/2023 House—Committee of the Whole - Be passed—HJ 330
 02/23/2023 House—Emergency Final Action - Passed; Yea: 121 Nay: 0—HJ 343
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Judiciary—SJ 206
 03/15/2023 Senate—Hearing: Tuesday, March 21, 2023, 10:30 AM Room 346-S
 03/27/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Judiciary—SJ 344
 03/29/2023 Senate—Committee of the Whole - Be passed as amended—SJ 382
 03/29/2023 Senate—Emergency Final Action - Passed as amended; Yea: 34 Nay: 6—SJ 390

- 04/03/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Patton, Representative Schreiber and Representative Carmichael as conferees—HJ 601
- 04/04/2023 Senate—Motion to accede adopted; Senator Warren, Senator Wilborn and Senator Corson appointed as conferees—SJ 405
- 04/05/2023 Senate—Conference Committee Report was adopted; Yea: 34 Nay: 6—SJ 451
- 04/05/2023 House—Conference Committee Report was adopted; Yea: 122 Nay: 1—HJ 667
- 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
- 04/24/2023 House—Approved by Governor on Tuesday, April 18, 2023—HJ 1283
- H 2217** Bill by Judiciary
Requiring that a criminal sentence be presumptive imprisonment if a person felony was committed against a person based on that person's actual or perceived race, color, religion, ethnicity, national origin or sexual orientation.
 01/30/2023 House—Introduced—HJ 131
 01/31/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 135
- H 2218** Bill by K-12 Education Budget
Establishing the Sunflower education equity act to provide education savings accounts for qualified students in Kansas.
 01/30/2023 House—Introduced—HJ 131
 01/31/2023 House—Referred to Committee on K-12 Education Budget—HJ 135
 02/01/2023 House—Hearing: Monday, February 6, 2023, 3:30 PM Room 546-S
 02/13/2023 House—Committee Report recommending bill be passed as amended by Committee on K-12 Education Budget—HJ 210
 02/22/2023 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 289
 03/01/2023 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on K-12 Education Budget—HJ 353
- H 2219** Bill by Taxation
Allowing an itemized deduction for certain wagering losses for individual income tax purposes.
 01/30/2023 House—Introduced—HJ 131
 01/31/2023 House—Referred to Committee on Taxation—HJ 135
- H 2220** Bill by Taxation
Establishing a five-year property tax exemption for city, county and township property used for business incubator purposes.
 01/30/2023 House—Introduced—HJ 131
 01/31/2023 House—Referred to Committee on Taxation—HJ 135
 02/08/2023 House—Hearing: Thursday, February 16, 2023, 3:30 PM Room 346-S
- H 2221** Bill by Taxation
Expanding the eligible uses for the 0% state rate for sales tax for certain utilities and the levying of sales tax on such sales by cities and counties and authorizing cities and counties to exempt such sales from such city or county taxes.
 01/30/2023 House—Introduced—HJ 131
 01/31/2023 House—Referred to Committee on Taxation—HJ 135

- H 2222** Bill by Representatives Jacobs, Fairchild, Garber, Houser, Murphy, Rhiley
Prohibiting the enforcement of federal rules or regulations and the promulgation of state rules and regulations to carry out such enforcement without legislative approval.
 01/30/2023 House—Introduced—HJ 131
 01/31/2023 House—Referred to Committee on Judiciary—HJ 135
- H 2223** Bill by Education
Removing the sunset for the high-density at-risk student weighting under the Kansas school equity and enhancement act.
 01/30/2023 House—Introduced—HJ 131
 01/31/2023 House—Referred to Committee on Education—HJ 135
 02/15/2023 House—Hearing: Monday, February 20, 2023, 1:30 PM Room 218-N
- H 2224** Bill by Education
Increasing the number of school days and hours that must be provided by school districts for each school year.
 01/30/2023 House—Introduced—HJ 131
 01/31/2023 House—Referred to Committee on Education—HJ 135
 02/08/2023 House—Hearing: Wednesday, February 15, 2023, 1:30 PM Room 218-N
- H 2225** Bill by Energy, Utilities and Telecommunications
Limiting cost recovery for certain electric public utilities' transmission-related costs.
 01/30/2023 House—Introduced—HJ 131
 01/31/2023 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 135
 02/14/2023 House—Hearing: Tuesday, February 14, 2023, 9:01 AM Room 582-N
 02/21/2023 House—Committee Report recommending bill be passed by Committee on Energy, Utilities and Telecommunications—HJ 280
 02/22/2023 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 289
 03/01/2023 House—Withdrawn from Committee on Appropriations and re-referred to Committee of the Whole—HJ 352
 03/07/2023 House—Withdrawn from Calendar, Rereferred to Committee on Energy, Utilities and Telecommunications—HJ 372
 03/13/2023 House—Committee Report recommending bill be passed as amended by Committee on Energy, Utilities and Telecommunications—HJ 397
 03/15/2023 House—Committee of the Whole - Be passed as amended—HJ 420
 03/16/2023 House—Final Action - Passed as amended; Yea: 120 Nay: 1—HJ 432
 03/16/2023 Senate—Received and Introduced—SJ 254
 03/17/2023 Senate—Referred to Committee on Utilities—SJ 262
 03/20/2023 Senate—Hearing: Wednesday, March 22, 2023, 1:30 PM Room 548-S
 03/23/2023 Senate—Committee Report recommending bill be passed by Committee on Utilities—SJ 303
 03/28/2023 Senate—Committee of the Whole - Be passed—SJ 361
 03/29/2023 Senate—Final Action - Passed; Yea: 37 Nay: 2—SJ 376
 04/04/2023 House—Enrolled and presented to Governor on Tuesday, April 4, 2023—HJ 670
 04/24/2023 House—Approved by Governor on Thursday, April 13, 2023—HJ 1283
- H 2226** Bill by Energy, Utilities and Telecommunications
Extending the time period for notice of excavations and permitting use of virtual

whitelining for excavations.

- 01/30/2023 House—Introduced—HJ 132
 01/31/2023 House—Hearing: Thursday, February 9, 2023, 9:00 AM Room 582-N
 01/31/2023 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 135
 02/16/2023 House—Committee Report recommending bill be passed by Committee on Energy, Utilities and Telecommunications—HJ 244
 02/23/2023 House—Committee of the Whole - Be passed—HJ 330
 02/23/2023 House—Emergency Final Action - Passed; Yea: 121 Nay: 0—HJ 343
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Utilities—SJ 206
 03/07/2023 Senate—Hearing: Wednesday, March 15, 2023, 1:30 PM Room 548-S
 03/15/2023 Senate—Committee Report recommending bill be passed by Committee on Utilities—SJ 241
 03/27/2023 Senate—Committee of the Whole - Be passed—SJ 327
 03/28/2023 Senate—Final Action - Passed; Yea: 40 Nay: 0—SJ 352
 04/03/2023 House—Enrolled and presented to Governor on Friday, March 31, 2023—HJ 605
 04/24/2023 House—Approved by Governor on Friday, April 7, 2023—HJ 1283

H 2227

- Bill by Energy, Utilities and Telecommunications
Authorizing certain power purchase agreements with renewable energy suppliers, exempting the sales of electricity pursuant to power purchase agreements from public utility regulation and requiring electric public utilities to enter into parallel generation contracts with certain customers of the utility.
 01/30/2023 House—Introduced—HJ 132
 01/31/2023 House—Hearing: Tuesday, February 7, 2023, 9:00 AM Room 582-N
 01/31/2023 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 135

H 2228

- Bill by Energy, Utilities and Telecommunications
Increasing the capacity limitation of the total amount of net-metered generation systems that may operate within the service territory of an investor-owned electric utility and removing the load-size limitations on customers' net-metered systems.
 01/30/2023 House—Introduced—HJ 132
 01/31/2023 House—Hearing: Tuesday, February 7, 2023, 9:00 AM Room 582-N
 01/31/2023 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 135

H 2229

- Bill by Representatives Turner, Resman
Providing a deduction from sales or compensating use tax when selling and buying different motor vehicles within 180 days.
 01/31/2023 House—Introduced—HJ 133
 02/01/2023 House—Referred to Committee on Taxation—HJ 140
 02/02/2023 House—Hearing: Thursday, February 9, 2023, 3:30 PM Room 346-S
 02/21/2023 House—Committee Report recommending bill be passed by Committee on Taxation—HJ 281
 03/09/2023 House—Committee of the Whole - Be passed—HJ 389
 03/09/2023 House—Emergency Final Action - Passed; Yea: 117 Nay: 4—HJ 391
 03/09/2023 Senate—Received and Introduced—SJ 221
 03/10/2023 Senate—Referred to Committee on Assessment and Taxation—SJ 227
 03/15/2023 Senate—Hearing: Monday, March 20, 2023, 9:30 AM Room 548-S

- H 2230** Bill by Veterans and Military
Updating statutes related to the Kansas army and air national guard and providing for the appointment of a state judge advocate.
 01/31/2023 House—Introduced—HJ 134
 02/01/2023 House—Referred to Committee on Veterans and Military—HJ 140
 02/08/2023 House—Hearing: Tuesday, February 14, 2023, 9:00 AM Room 281-N
 02/22/2023 House—Committee Report recommending bill be passed as amended by Committee on Veterans and Military—HJ 295
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350
- H 2231** Bill by Taxation
Providing a property tax exemption for residential property where a day care facility is operated.
 01/31/2023 House—Introduced—HJ 134
 02/01/2023 House—Referred to Committee on Taxation—HJ 140
- H 2232** Bill by Taxation
Granting the director of property valuation the authority to develop qualifying courses for county appraisers to be registered mass appraisers.
 01/31/2023 House—Introduced—HJ 134
 02/01/2023 House—Referred to Committee on Taxation—HJ 140
 02/15/2023 House—Hearing: Tuesday, February 21, 2023, 3:30 PM Room 346-S
 03/13/2023 House—Committee Report recommending bill be passed by Committee on Taxation—HJ 401
 03/28/2023 House—Committee of the Whole - Be passed—HJ 558
 03/29/2023 House—Final Action - Passed; Yea: 122 Nay: 2—HJ 571
 03/29/2023 Senate—Received and Introduced—SJ 391
 03/30/2023 Senate—Referred to Committee on Assessment and Taxation—SJ 393
- H 2233** Bill by Taxation
Eliminating the annual cap on tax credits for restoration and preservation of certain commercial structures under the historic Kansas act.
 01/31/2023 House—Introduced—HJ 134
 02/01/2023 House—Referred to Committee on Taxation—HJ 140
- H 2234** Bill by Commerce, Labor and Economic Development
Increasing and changing the measure of the cost threshold when state construction projects require a negotiating committee and the selection of professional services from a list of qualified firms.
 01/31/2023 House—Introduced—HJ 134
 02/01/2023 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 140
 02/01/2023 House—Hearing: Tuesday, February 7, 2023, 1:30 PM Room 346-S
 02/10/2023 House—Committee Report recommending bill be passed as amended by Committee on Commerce, Labor and Economic Development—HJ 205
 02/15/2023 House—Committee of the Whole - Be passed as amended—HJ 231
 02/16/2023 House—Final Action - Passed as amended; Yea: 116 Nay: 4—HJ 237
 02/17/2023 Senate—Received and Introduced—SJ 117
 02/20/2023 Senate—Referred to Committee on Commerce—SJ 121
 03/16/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Commerce—SJ 255
 03/27/2023 Senate—Committee of the Whole - Be passed as amended—SJ 324
 03/28/2023 Senate—Final Action - Passed as amended; Yea: 36 Nay: 4—SJ 352
 03/29/2023 House—Nonconcurrent with amendments; Conference Committee

requested; appointed Representative Tarwater, Representative Borjon and Representative Probst as conferees—HJ 568
 04/03/2023 Senate—Motion to accede adopted; Senator Erickson, Senator Dietrich and Senator Holland appointed as conferees—SJ 397
 04/06/2023 Senate—Conference Committee Report was adopted; Yea: 32 Nay: 6—SJ 943

H 2235 Bill by Appropriations
Authorizing the division of printing to print for local governments and schools.
 01/31/2023 House—Introduced—HJ 134
 02/01/2023 House—Referred to Committee on Appropriations—HJ 140

H 2236 Bill by Education
Establishing parents' right to direct the education, upbringing and moral or religious training of their children including the right to object to harmful and inappropriate educational materials.
 01/31/2023 House—Introduced—HJ 134
 02/01/2023 House—Hearing: Wednesday, February 8, 2023, 1:30 PM Room 218-N
 02/01/2023 House—Referred to Committee on Education—HJ 140
 02/20/2023 House—Committee Report recommending bill be passed as amended by Committee on Education—HJ 263
 02/22/2023 House—Committee of the Whole - Be passed as amended—HJ 301
 02/23/2023 House—Final Action - Passed as amended; Yea: 75 Nay: 47—HJ 320
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Education—SJ 206
 03/02/2023 Senate—Hearing: Thursday, March 9, 2023, 1:30 PM Room 144-S
 03/22/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Education—SJ 278
 03/27/2023 Senate—Committee of the Whole - Be passed as amended—SJ 328
 03/28/2023 Senate—Final Action - Passed as amended; Yea: 23 Nay: 17—SJ 352
 03/29/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Thomas, Representative Estes and Representative Stogsdill as conferees—HJ 568
 04/03/2023 Senate—Motion to accede adopted; Senator Baumgardner, Senator Erickson and Senator Sykes appointed as conferees—SJ 397
 04/06/2023 House—Concurred with amendments in conference; Yea: 76 Nay: 46—HJ 673
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/25/2023 House—Vetoed by Governor; Returned to House on Monday, April 24, 2023—HJ 1286
 04/27/2023 House—Motion to override veto failed; Veto sustained; Yea: 78 Nay: 45—HJ 1313

H 2237 Bill by Local Government
Authorizing certain telecommunications and video service providers to operate within county public right-of-way.
 01/31/2023 House—Introduced—HJ 134
 02/01/2023 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 140
 02/09/2023 House—Hearing: Thursday, February 16, 2023, 9:00 AM Room 582-N
 02/22/2023 House—Committee Report recommending bill be passed as amended by

Committee on Energy, Utilities and Telecommunications—HJ 295
02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350

- H 2238** Bill by Education
Creating the fairness in women's sports act to require that female student athletic teams only include members who are biologically female.
01/31/2023 House—Introduced—HJ 134
02/01/2023 House—Referred to Committee on Education—HJ 140
02/08/2023 House—Hearing: Monday, February 13, 2023, 1:30 PM Room 218-N
02/16/2023 House—Committee Report recommending bill be passed by Committee on Education—HJ 244
02/22/2023 House—Committee of the Whole - Be passed—HJ 301
02/23/2023 House—Final Action - Passed; Yea: 82 Nay: 40—HJ 321
03/01/2023 Senate—Received and Introduced—SJ 203
03/02/2023 Senate—Referred to Committee on Education—SJ 206
03/02/2023 Senate—Hearing: Monday, March 6, 2023, 1:30 PM Room 144-S
03/07/2023 Senate—Committee Report recommending bill be passed by Committee on Education—SJ 214
03/08/2023 Senate—Committee of the Whole - Be passed—SJ 218
03/09/2023 Senate—Final Action - Passed; Yea: 28 Nay: 11—SJ 222
03/14/2023 House—Enrolled and presented to Governor on Monday, March 13, 2023—HJ 412
03/20/2023 House—Vetoed by Governor; Returned to House on Friday, March 17, 2023—HJ 444
04/05/2023 House—Motion to override veto prevailed; Yea: 84 Nay: 40—HJ 619
04/05/2023 Senate—Motion to override veto prevailed; Yea: 28 Nay: 12—SJ 420
- H 2239** Bill by Welfare Reform
Allowing for exemptions from continuing education requirements for work experience.
01/31/2023 House—Introduced—HJ 134
02/01/2023 House—Referred to Committee on Welfare Reform—HJ 140
- H 2240** Bill by Child Welfare and Foster Care
Requiring the clerk of the district court to give notice of qualified residential treatment program placement.
01/31/2023 House—Introduced—HJ 134
02/01/2023 House—Referred to Committee on Child Welfare and Foster Care—HJ 140
02/01/2023 House—Hearing: Monday, February 6, 2023, 1:30 PM Room 152-S
02/09/2023 House—Committee Report recommending bill be passed by Committee on Child Welfare and Foster Care—HJ 190
02/22/2023 House—Committee of the Whole - Be passed—HJ 293
02/23/2023 House—Final Action - Passed; Yea: 122 Nay: 0—HJ 322
03/01/2023 Senate—Received and Introduced—SJ 203
03/02/2023 Senate—Referred to Committee on Public Health and Welfare—SJ 206
03/15/2023 Senate—Hearing: Thursday, March 23, 2023, 8:30 AM Room 142-S
03/23/2023 Senate—Committee Report recommending bill be passed by Committee on Public Health and Welfare—SJ 298
03/27/2023 Senate—Committee of the Whole - Be passed—SJ 324
03/28/2023 Senate—Final Action - Passed; Yea: 40 Nay: 0—SJ 353
04/03/2023 House—Enrolled and presented to Governor on Monday, April 3, 2023—HJ 605
04/24/2023 House—Approved by Governor on Monday, April 10, 2023—HJ 1283

(SJ & HJ Nos. refer to 2023 Senate and House Journals)

- H 2241** Bill by Financial Institutions and Pensions
Increasing the amount charged per annum on closed end credit consumer loans.
 01/31/2023 House—Introduced—HJ 135
 02/01/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 140
- H 2242** Bill by Financial Institutions and Pensions
Providing restrictions, lender reporting and other requirements for alternative small installment loans made under the UCCC.
 01/31/2023 House—Introduced—HJ 137
 02/01/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 140
- H 2243** Bill by Financial Institutions and Pensions
Enacting the protect vulnerable adults from financial exploitation act.
 01/31/2023 House—Introduced—HJ 137
 02/01/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 140
- H 2244** Bill by Representatives Ballard, Amyx, Featherston, Haswood, Highberger, Martinez, Meyer, Miller, D., Neighbor, Ruiz, S., Schlingensiepen, Winn, Woodard
Providing a permanent exemption for postsecondary educational institutions from the public buildings requirements under the personal and family protection act.
 01/31/2023 House—Introduced—HJ 137
 02/01/2023 House—Referred to Committee on Federal and State Affairs—HJ 140
- H 2245** Bill by Representatives Ballard, Amyx, Featherston, Haswood, Highberger, Martinez, Meyer, Miller, D., Neighbor, Oropeza, Osman, Ruiz, S., Schlingensiepen, Winn, Woodard
Creating the gun violence restraining order act to authorize the issuance of protective orders prohibiting the acquisition and possession of firearms by certain individuals.
 01/31/2023 House—Introduced—HJ 137
 02/01/2023 House—Referred to Committee on Federal and State Affairs—HJ 140
- H 2246** Bill by Judiciary
Substitute for HB 2246 by Committee on Judiciary - Establishing requirements for the involuntary discharge or transfer of a resident in an adult residential care facility and authorizing the secretary to investigate and assess a penalty for violations.
 01/31/2023 House—Introduced—HJ 137
 02/01/2023 House—Hearing: Thursday, February 9, 2023, 3:30 PM Room 582-N
 02/01/2023 House—Referred to Committee on Judiciary—HJ 140
 02/22/2023 House—Committee Report recommending substitute bill be passed by Committee on Judiciary—HJ 306
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350
- H 2247** Bill by Child Welfare and Foster Care
Authorizing any person to become a bank depositor or safe deposit box leaseholder, providing methods in which bank deposits may be withdrawn and prohibiting banks from requiring a cosigner for an account of certain minors in the custody of the secretary for children and families, secretary of

corrections or a federally recognized Indian tribe.

- 01/31/2023 House—Introduced—HJ 137
 02/01/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 140
 02/15/2023 House—Withdrawn from Committee on Financial Institutions and Pensions; Referred to Committee on Appropriations—HJ 227
 03/01/2023 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Financial Institutions and Pensions—HJ 353
 03/02/2023 House—Hearing: Monday, March 6, 2023, 9:00 AM Room 582-N
 03/14/2023 House—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Pensions—HJ 410
 03/16/2023 House—Committee of the Whole - Be passed as amended—HJ 435
 03/16/2023 House—Emergency Final Action - Passed as amended; Yea: 114 Nay: 7—HJ 437
 03/20/2023 Senate—Received and Introduced—SJ 263
 03/21/2023 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 266

- H 2248** Bill by Education
Requiring school districts to adopt policies to ensure parents may review educational materials and records pertinent to their child.
 02/01/2023 House—Introduced—HJ 139
 02/02/2023 House—Referred to Committee on Education—HJ 151
- H 2249** Bill by Representatives Fairchild, Garber, Jacobs, Murphy, Rhiley, Roth
Creating the defend the guard act to establish when the Kansas national guard may be released into active duty combat.
 02/01/2023 House—Introduced—HJ 139
 02/02/2023 House—Referred to Committee on Veterans and Military—HJ 151
- H 2250** Bill by Judiciary
Enacting the supported decision-making agreements act to provide a statutory framework for adults who want decision-making assistance.
 02/01/2023 House—Introduced—HJ 139
 02/02/2023 House—Referred to Committee on Judiciary—HJ 151
- H 2251** Bill by Judiciary
Authorizing the department of education to contract with a private vendor to install and operate school bus cameras.
 02/01/2023 House—Introduced—HJ 139
 02/02/2023 House—Referred to Committee on Education—HJ 151
- H 2252** Bill by Financial Institutions and Pensions
Providing a postretirement cost-of-living adjustment for certain KPERS retirees.
 02/01/2023 House—Introduced—HJ 139
 02/02/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 151
- H 2253** Bill by Commerce, Labor and Economic Development
Establishing a state employment preference for persons with disabilities and expanding the state employment preference for veterans.
 02/01/2023 House—Introduced—HJ 139
 02/02/2023 House—Referred to Committee on Commerce, Labor and Economic

- Development—HJ 151
 02/06/2023 House—Hearing: Thursday, February 9, 2023, 1:30 PM Room 346-S
 02/14/2023 House—Committee Report recommending bill be passed as amended by
 Committee on Commerce, Labor and Economic Development—HJ 218
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350
- H 2254** Bill by Representative Neelly
Amending the definition of land devoted to agricultural use for property tax purposes to include properties used as part of registered agritourism activities.
 02/01/2023 House—Introduced—HJ 139
 02/02/2023 House—Referred to Committee on Taxation—HJ 151
 02/15/2023 House—Hearing: Monday, February 20, 2023, 3:30 PM Room 346-S
 03/15/2023 House—Committee Report recommending bill be passed as amended by
 Committee on Taxation—HJ 425
 03/28/2023 House—Committee of the Whole - Be passed as amended—HJ 560
 03/29/2023 House—Final Action - Passed as amended; Yea: 106 Nay: 18—HJ 571
 04/03/2023 Senate—Received and Introduced—SJ 397
 04/04/2023 Senate—Referred to Committee on Assessment and Taxation—SJ 402
- H 2255** Bill by Welfare Reform
Requiring municipalities and housing authorities to implement work requirements for public housing assistance.
 02/01/2023 House—Introduced—HJ 139
 02/02/2023 House—Referred to Committee on Welfare Reform—HJ 151
- H 2256** Bill by Representatives Sawyer Clayton, Corbet
Decreasing the state rate for sales and use taxes for sales of food, food ingredients and prepared food and modifying the percent credited to the state highway fund from revenue collected.
 02/01/2023 House—Introduced—HJ 139
 02/02/2023 House—Referred to Committee on Taxation—HJ 151
- H 2257** Bill by Health and Human Services
Providing for the licensure and regulation of music therapists by the state board of healing arts and establishing the music therapy advisory committee.
 02/01/2023 House—Introduced—HJ 146
 02/02/2023 House—Referred to Committee on Health and Human Services—HJ 151
- H 2258** Bill by Health and Human Services
Prohibiting certain licensed individuals from using conversion therapy on minors.
 02/01/2023 House—Introduced—HJ 146
 02/02/2023 House—Referred to Committee on Health and Human Services—HJ 151
- H 2259** Bill by Health and Human Services
Providing that certain mental health medications be available without prior authorization to treat medicaid recipients and abolishing the mental health medication advisory committee.
 02/01/2023 House—Introduced—HJ 147
 02/02/2023 House—Referred to Committee on Health and Human Services—HJ 151
 02/08/2023 House—Hearing: Tuesday, February 14, 2023, 1:30 PM Room 112-N
 02/16/2023 House—Committee Report recommending bill be passed as amended by
 Committee on Health and Human Services—HJ 245
 02/22/2023 House—Withdrawn from Calendar; Referred to Committee on

Appropriations—HJ 307
 03/01/2023 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Health and Human Services—HJ 353

H 2260 Bill by Health and Human Services
Increasing the number of medical student loan agreements that may be provided by the university of Kansas school of medicine and prohibiting impediments to switching between residency programs.

02/01/2023 House—Introduced—HJ 147
 02/01/2023 House—Hearing: Monday, February 6, 2023, 1:30 PM Room 112-N
 02/02/2023 House—Referred to Committee on Health and Human Services—HJ 151
 02/07/2023 House—Committee Report recommending bill be passed by Committee on Health and Human Services—HJ 166
 02/23/2023 House—Committee of the Whole - Be passed—HJ 330
 02/23/2023 House—Emergency Final Action - Passed; Yea: 120 Nay: 1—HJ 344
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Public Health and Welfare—SJ 206
 03/15/2023 Senate—Hearing: Thursday, March 23, 2023, 8:30 AM Room 142-S
 03/24/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Public Health and Welfare—SJ 308

H 2261 Bill by K-12 Education Budget
Authorizing boards of education of school districts to compensate board members for the duties and obligations of board members.

02/01/2023 House—Introduced—HJ 147
 02/02/2023 House—Referred to Committee on K-12 Education Budget—HJ 151
 02/08/2023 House—Hearing: Tuesday, February 14, 2023, 3:30 PM Room 546-S
 02/16/2023 House—Committee Report recommending bill be passed by Committee on K-12 Education Budget—HJ 246
 02/22/2023 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 289
 03/01/2023 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on K-12 Education Budget—HJ 353

H 2262 Bill by Health and Human Services
Allowing six months of an embalmer apprenticeship to be completed prior to an individual attending mortuary science school

02/01/2023 House—Introduced—HJ 147
 02/01/2023 House—Hearing: Monday, February 6, 2023, 1:30 PM Room 112-N
 02/02/2023 House—Referred to Committee on Health and Human Services—HJ 151
 02/07/2023 House—Committee Report recommending bill be passed by Committee on Health and Human Services—HJ 166
 02/16/2023 House—Committee of the Whole - Be passed—HJ 238
 02/16/2023 House—Emergency Final Action - Passed; Yea: 121 Nay: 0—HJ 241
 02/17/2023 Senate—Received and Introduced—SJ 117
 02/20/2023 Senate—Referred to Committee on Public Health and Welfare—SJ 121
 03/01/2023 Senate—Hearing: Wednesday, March 8, 2023, 8:30 AM Room 142-S
 03/14/2023 Senate—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Public Health and Welfare—SJ 232
 03/22/2023 Senate—Consent Calendar Passed Yea: 38 Nay: 0—SJ 274
 03/28/2023 House—Enrolled and presented to Governor on Tuesday, March 28, 2023—HJ 562
 04/03/2023 House—Approved by Governor on Friday, March 31, 2023—HJ 594

- H 2263** Bill by Health and Human Services
Authorizing pharmacy technicians to administer certain vaccines, creating a civil cause of action against a physician and requiring revocation of a physician's license who performs a childhood gender reassignment service.
 02/01/2023 House—Introduced—HJ 147
 02/01/2023 House—Hearing: Monday, February 6, 2023, 1:30 PM Room 112-N
 02/02/2023 House—Referred to Committee on Health and Human Services—HJ 151
 02/07/2023 House—Committee Report recommending bill be passed as amended by Committee on Health and Human Services—HJ 166
 02/22/2023 House—Committee of the Whole - Be passed as amended—HJ 301
 02/23/2023 House—Final Action - Passed as amended; Yea: 119 Nay: 3—HJ 323
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Public Health and Welfare—SJ 206
 03/08/2023 Senate—Hearing: Wednesday, March 15, 2023, 8:30 AM Room 142-S
 03/23/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Public Health and Welfare—SJ 298
 03/27/2023 Senate—Motion to divide the question - Part One retained voice vote.—SJ 328
 03/27/2023 Senate—Motion to divide the question - Part Two retained. Yea: 26 Nay: 12—SJ 328
 03/27/2023 Senate—Committee of the Whole - Be passed as amended—SJ 328
 03/28/2023 Senate—Final Action - Passed as amended; Yea: 26 Nay: 10—SJ 353
 03/28/2023 House—Ruled materially changed and referred to Committee on Health and Human Services—HJ 558
- H 2264** Bill by Health and Human Services
Requiring notification to patients that the effects of a medication abortion may be reversible and revising the definition of "abortion" to clarify procedures that are excluded from such definition.
 02/01/2023 House—Introduced—HJ 147
 02/02/2023 House—Referred to Committee on Health and Human Services—HJ 151
 02/01/2023 House—Hearing: Tuesday, February 7, 2023, 1:30 PM Room 112-N
 02/14/2023 House—Committee Report recommending bill be passed as amended by Committee on Health and Human Services—HJ 221
 02/22/2023 House—Committee of the Whole - Be passed as amended—HJ 301
 02/23/2023 House—Final Action - Passed as amended; Yea: 103 Nay: 19—HJ 323
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Public Health and Welfare—SJ 206
 03/08/2023 Senate—Hearing: Thursday, March 16, 2023, 8:30 AM Room 142-S
 03/24/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Public Health and Welfare—SJ 318
 03/29/2023 Senate—Committee of the Whole - Be passed as amended—SJ 382
 03/29/2023 Senate—Emergency Final Action - Passed as amended; Yea: 31 Nay: 9—SJ 390
 04/03/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Landwehr, Representative Eplee and Representative Ruiz, S. as conferees—HJ 602
 04/04/2023 Senate—Motion to accede adopted; Senator Gossage, Senator Erickson and Senator Pettey appointed as conferees—SJ 405
 04/06/2023 Senate—Conference Committee Report was adopted; Yea: 26 Nay: 11—SJ 969
 04/06/2023 House—Conference Committee Report was adopted; Yea: 80 Nay: 38—HJ 1261

04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284

04/24/2023 House—Vetoed by Governor; Returned to House on Wednesday, April 19, 2023—HJ 1272

04/26/2023 House—Motion to override veto prevailed; Yea: 84 Nay: 40—HJ 1297

04/27/2023 Senate—Motion to override veto prevailed; Yea: 29 Nay: 11—SJ 1122

- H 2265** Bill by Health and Human Services
Providing for the regulation of supplemental nursing services agencies by the secretary for aging and disability services.
 02/01/2023 House—Introduced—HJ 147
 02/02/2023 House—Referred to Committee on Health and Human Services—HJ 151

- H 2266** Bill by Health and Human Services
Defining non-covered benefits under dental benefit plans.
 02/01/2023 House—Introduced—HJ 147
 02/02/2023 House—Referred to Committee on Insurance—HJ 151

- H 2267** Bill by Transportation
Allowing adult care homes to apply for disability special license plates.
 02/02/2023 House—Introduced—HJ 148
 02/03/2023 House—Referred to Committee on Transportation—HJ 153
 02/06/2023 House—Hearing: Thursday, February 9, 2023, 1:30 PM Room 582-N
 02/14/2023 House—Committee Report recommending bill be passed as amended by Committee on Transportation—HJ 222
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350

- H 2268** Bill by Local Government
Prohibiting certain restrictions of residential solar energy devices.
 02/02/2023 House—Introduced—HJ 148
 02/03/2023 House—Referred to Committee on Local Government—HJ 153

- H 2269** Bill by Federal and State Affairs
Amending the Kansas cigarette and tobacco products act to raise the minimum age to 21 years old for the sale, purchase or possession of cigarettes, electronic cigarettes or tobacco products.
 02/02/2023 House—Introduced—HJ 148
 02/03/2023 House—Referred to Committee on Federal and State Affairs—HJ 153
 02/03/2023 House—Hearing: Thursday, February 9, 2023, 9:00 AM Room 346-S
 02/16/2023 House—Committee Report recommending bill be passed by Committee on Federal and State Affairs—HJ 244
 03/02/2023 House—Committee of the Whole - Be passed—HJ 363
 03/02/2023 House—Emergency Final Action - Passed; Yea: 68 Nay: 53—HJ 363
 03/03/2023 Senate—Received and Introduced—SJ 208
 03/06/2023 Senate—Referred to Committee on Federal and State Affairs—SJ 211
 03/15/2023 Senate—Hearing: Wednesday, March 22, 2023, 10:30 AM Room 144-S
 03/23/2023 Senate—Committee Report recommending bill be passed by Committee on Federal and State Affairs—SJ 290
 03/27/2023 Senate—Committee of the Whole - Be passed—SJ 327
 03/28/2023 Senate—Final Action - Passed; Yea: 28 Nay: 11—SJ 354
 04/03/2023 House—Enrolled and presented to Governor on Monday, April 3, 2023—HJ 605
 04/24/2023 House—Approved by Governor on Monday, April 10, 2023—HJ 1283

- H 2270** Bill by Elections
Requiring the names, addresses, phone numbers and email addresses of precinct committeemen and precinct committeewomen to be provided to the county election officer and requiring the county election officer to report such information to the secretary of state.
 02/02/2023 House—Introduced—HJ 148
 02/03/2023 House—Referred to Committee on Elections—HJ 152
- H 2271** Bill by Representative Johnson
Authorizing any nonresident student whose parent or guardian is employed by a school district to enroll in and attend such school district.
 02/02/2023 House—Introduced—HJ 148
 02/03/2023 House—Referred to Committee on Education—HJ 152
 02/03/2023 House—Withdrawn from Committee on Education; Referred to Committee on K-12 Education Budget—HJ 153
 02/08/2023 House—Hearing: Tuesday, February 14, 2023, 3:30 PM Room 546-S
 02/16/2023 House—Committee Report recommending bill be passed as amended by Committee on K-12 Education Budget—HJ 246
 02/22/2023 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 289
 03/01/2023 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on K-12 Education Budget—HJ 353
- H 2272** Bill by Financial Institutions and Pensions
Establishing a KPERS working after retirement exemption for retirants employed by a community developmental disability organization in a licensed professional nurse, licensed practical nurse or direct support position.
 02/02/2023 House—Introduced—HJ 148
 02/03/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 153
 02/08/2023 House—Hearing: Wednesday, February 15, 2023, 9:00 AM Room 582-N
 02/21/2023 House—Committee Report recommending bill be passed by Committee on Financial Institutions and Pensions—HJ 280
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350
- H 2273** Bill by Appropriations
Appropriations for FY 2024, FY 2025 and FY 2026 for various state agencies.
 02/02/2023 House—Introduced—HJ 148
 02/03/2023 House—Referred to Committee on Appropriations—HJ 152
 03/01/2023 House—Hearing: Wednesday, March 8, 2023, 9:00 AM Room 112-N
- H 2274** Bill by Appropriations
Making and concerning supplemental appropriations for fiscal years 2023 and 2024 for various state agencies.
 02/02/2023 House—Introduced—HJ 149
 02/03/2023 House—Referred to Committee on Appropriations—HJ 152
 03/01/2023 House—Hearing: Wednesday, March 8, 2023, 9:00 AM Room 112-N
- H 2275** Bill by Commerce, Labor and Economic Development
Increasing the maximum amount of yearly income tax credits available for purchases under the disability employment act from qualified vendors, continuing in existence such credits beyond tax year 2023 of eligible purchases available for such credit and further defining qualifying vendors and

employees eligible for the credit, establishing a grant program to facilitate transitions by employers to minimum wage employment for persons with disabilities and creating the Kansas sheltered workshop transition fund.

- 02/02/2023 House—Introduced—HJ 149
 02/03/2023 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 152
 02/06/2023 House—Hearing: Thursday, February 9, 2023, 1:30 PM Room 346-S
 02/15/2023 House—Committee Report recommending bill be passed by Committee on Commerce, Labor and Economic Development—HJ 232
 02/23/2023 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 349
 03/01/2023 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Commerce, Labor and Economic Development—HJ 353
 03/07/2023 House—Committee Report recommending bill be passed by Committee on Commerce, Labor and Economic Development—HJ 374
 03/29/2023 House—Committee of the Whole - Be passed as amended—HJ 583
 03/29/2023 House—Emergency Final Action - Passed as amended; Yea: 124 Nay: 0—HJ 588
 04/03/2023 Senate—Received and Introduced—SJ 397
 04/04/2023 Senate—Referred to Committee on Commerce—SJ 402

- H 2276** Bill by Health and Human Services
Prohibiting pelvic, rectal, or prostate exams on unconscious patients without informed consent.
 02/02/2023 House—Introduced—HJ 149
 02/03/2023 House—Referred to Committee on Health and Human Services—HJ 153
- H 2277** Bill by Appropriations
Concerning state agencies; relating to the employee award and recognition program; authorizing hiring, recruitment and retention bonuses; increasing the limitation on such award or bonus to \$10,000; eliminating the secretary of administration's authority to adopt rules and regulations; and requiring such secretary to submit an annual report to certain legislative committees concerning such awards and bonuses.
 02/02/2023 House—Introduced—HJ 149
 02/03/2023 House—Referred to Committee on Appropriations—HJ 152
 03/08/2023 House—Hearing: Tuesday, March 14, 2023, 9:00 AM Room 112-N
- H 2278** Bill by Education
Requiring audits of safe and secure schools plans for all school districts including staggered on-site inspections.
 02/02/2023 House—Introduced—HJ 149
 02/03/2023 House—Referred to Committee on Education—HJ 152
 02/08/2023 House—Hearing: Tuesday, February 14, 2023, 1:30 PM Room 218-N
 02/22/2023 House—Committee Report recommending bill be passed as amended by Committee on Education—HJ 294
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350
- H 2279** Bill by Water
Requiring groundwater management districts to submit annual written reports to the legislature and to provide water conservation and stabilization action plans to the chief engineer.
 02/02/2023 House—Introduced—HJ 149

02/02/2023 House—Hearing: Thursday, February 9, 2023, 9:00 AM Room 218-N
 02/03/2023 House—Referred to Committee on Water—HJ 153
 02/17/2023 House—Committee Report recommending bill be passed as amended by
 Committee on Water—HJ 257
 02/22/2023 House—Committee of the Whole - Be passed as amended—HJ 293
 02/23/2023 House—Final Action - Passed as amended; Yea: 116 Nay: 6—HJ 324
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Agriculture and Natural Resources—SJ
 206
 03/08/2023 Senate—Hearing continuation: Wednesday, March 15, 2023, 8:30 AM
 Room 144-S
 03/08/2023 Senate—Hearing: Tuesday, March 14, 2023, 8:30 AM Room 144-S
 03/21/2023 Senate—Committee Report recommending bill be passed as amended by
 Committee on Agriculture and Natural Resources—SJ 268
 03/28/2023 Senate—Committee of the Whole - Be passed as amended—SJ 359
 03/29/2023 Senate—Final Action - Passed as amended; Yea: 35 Nay: 5—SJ 377
 04/03/2023 House—Nonconcurrent with amendments; Conference Committee
 requested; appointed Representative Minnix, Representative Howerton and
 Representative Vaughn as conferees—HJ 602
 04/04/2023 Senate—Motion to accede adopted; Senator Kerschen, Senator Ryckman
 and Senator Ware appointed as conferees—SJ 405
 04/05/2023 Senate—Conference Committee Report was adopted; Yea: 34 Nay: 6—SJ
 430
 04/05/2023 House—Conference Committee Report was adopted; Yea: 116 Nay: 6—HJ
 649
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ
 1284
 04/24/2023 House—Approved by Governor on Thursday, April 20, 2023—HJ 1283

H 2280 Bill by Corrections and Juvenile Justice
**Requiring a person convicted of driving under the influence to pay child support
 for any child of a person killed during the offense giving rise to such
 conviction.**

02/02/2023 House—Introduced—HJ 149
 02/03/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ
 152
 02/06/2023 House—Hearing: Wednesday, February 8, 2023, 1:30 PM Room 546-S

H 2281 Bill by Taxation
Providing a sales tax exemption for certain purchases by disabled veterans.

02/02/2023 House—Introduced—HJ 149
 02/03/2023 House—Referred to Committee on Taxation—HJ 153

H 2282 Bill by Taxation
Exempting all social security benefits from Kansas income tax.

02/02/2023 House—Introduced—HJ 149
 02/03/2023 House—Referred to Committee on Taxation—HJ 153

H 2283 Bill by Insurance
**Enacting the ensuring transparency in prior authorization act to impose
 requirements and limitations on the use of prior authorization in healthcare.**

02/02/2023 House—Introduced—HJ 149
 02/03/2023 House—Referred to Committee on Insurance—HJ 153

02/14/2023 House—Hearing: Monday, February 20, 2023, 3:30 PM Room 218-N

H 2284 Bill by Insurance

Adding fire districts to the definition of "municipality" for purposes of the payment of COBRA premiums under certain circumstances.

02/02/2023 House—Introduced—HJ 150

02/03/2023 House—Referred to Committee on Insurance—HJ 153

02/03/2023 House—Hearing: Wednesday, February 8, 2023, 3:30 PM Room 218-N

02/14/2023 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Insurance—HJ 222

02/21/2023 House—Final Action - Passed; Yea: 123 Nay: 0—HJ 275

02/21/2023 Senate—Received and Introduced—SJ 129

02/22/2023 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 137

03/01/2023 Senate—Hearing: Thursday, March 9, 2023, 9:30 AM Room 546-S

03/15/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Insurance—SJ 241

03/27/2023 Senate—Committee of the Whole - Be passed as amended—SJ 328

03/28/2023 Senate—Final Action - Passed as amended; Yea: 40 Nay: 0—SJ 354

03/29/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Sutton, Representative Penn and Representative Neighbor as conferees—HJ 568

04/03/2023 Senate—Motion to accede adopted; Senator Longbine, Senator Fagg and Senator Holscher appointed as conferees—SJ 398

H 2285 Bill by Insurance

Requiring the secretary of health and environment to study drug overdose death cases and providing for the confidentiality of related records, restricting the authority of the secretary of health and environment and local health officers to control the spread of infectious or contagious diseases, repealing the authority of the secretary to quarantine individuals and impose penalties for violations thereof and prohibiting the secretary of health and environment from requiring COVID-19 vaccination for children attending a child care facility or school.

02/02/2023 House—Introduced—HJ 150

02/03/2023 House—Referred to Committee on Insurance—HJ 153

02/03/2023 House—Hearing: Wednesday, February 8, 2023, 3:30 PM Room 218-N

02/14/2023 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Insurance—HJ 222

02/21/2023 House—Final Action - Passed; Yea: 123 Nay: 0—HJ 276

02/21/2023 Senate—Received and Introduced—SJ 129

02/22/2023 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 137

03/01/2023 Senate—Hearing: Wednesday, March 8, 2023, 9:30 AM Room 546-S

03/15/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Insurance—SJ 241

03/23/2023 Senate—Committee of the Whole - Be passed as amended—SJ 289

03/27/2023 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 324

03/27/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Sutton, Representative Penn and Representative Neighbor as conferees—HJ 532

03/28/2023 Senate—Motion to accede adopted; Senator Longbine, Senator Fagg and Senator Holscher appointed as conferees—SJ 359

- 04/25/2023 House—Representative Carpenter, W., Representative Humphries, and Representative Hoye are appointed to replace Representative Sutton, Representative Penn, and Representative Neighbor on the Conference Committee—HJ 1287
- 04/25/2023 Senate—Senator Gossage, Senator Erickson, and Senator Pettey are appointed to replace Senator Longbine, Senator Fagg, and Senator Holscher on the Conference Committee—SJ 1087
- 04/26/2023 Senate—Conference Committee Report agree to disagree adopted; Senator Gossage, Senator Erickson and Senator Pettey appointed as second conferees—SJ 1099
- 04/27/2023 House—Conference Committee Report agree to disagree adopted; Representative Carpenter, W., Representative Humphries and Representative Hoye appointed as second conferees—HJ 1314
- 04/28/2023 Senate—Conference Committee Report was adopted; Yea: 22 Nay: 18—SJ 1286
- 04/28/2023 House—Conference Committee Report was adopted; Yea: 63 Nay: 56—HJ 1477
- 04/28/2023 House—Enrolled and presented to Governor on Friday, May 5, 2023
- 04/28/2023 House—Vetoed by Governor; Returned to House on Friday, May 12, 2023
- 04/28/2023 House—No motion to reconsider vetoed bill; Veto sustained
- 04/28/2023 House—The Legislature having adjourned sine die on April 28, 2023, there was no opportunity to reconsider and the veto is sustained.

- H 2286** Bill by Representative Hill
Prohibiting motorcycle profiling by law enforcement agencies.
 02/02/2023 House—Introduced—HJ 150
 02/03/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 152
- H 2287** Bill by Health and Human Services
Imposing certain health insurance coverage requirements for screening and diagnostic examinations for breast cancer.
 02/03/2023 House—Introduced—HJ 152
 02/06/2023 House—Referred to Committee on Insurance—HJ 156
- H 2288** Bill by Health and Human Services
Enacting the counseling compact to provide for interstate practice privileges for professional counselors.
 02/03/2023 House—Introduced—HJ 152
 02/06/2023 House—Referred to Committee on Health and Human Services—HJ 156
 02/08/2023 House—Hearing: Tuesday, February 14, 2023, 1:30 PM Room 112-N
 02/16/2023 House—Committee Report recommending bill be passed as amended by Committee on Health and Human Services—HJ 246
 02/23/2023 House—Committee of the Whole - Be passed as amended—HJ 331
 02/23/2023 House—Emergency Final Action - Passed as amended; Yea: 121 Nay: 0—HJ 347
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Public Health and Welfare—SJ 206
 03/22/2023 Senate—Committee Report recommending bill be passed by Committee on Public Health and Welfare—SJ 279
 03/27/2023 Senate—Committee of the Whole - Be passed—SJ 327
 03/28/2023 Senate—Final Action - Passed; Yea: 36 Nay: 4—SJ 354
 04/03/2023 House—Enrolled and presented to Governor on Monday, April 3, 2023—

HJ 605
04/24/2023 House—Approved by Governor on Monday, April 10, 2023—HJ 1283

- H 2289** Bill by Elections
Limiting the power of the governmental ethics commission to issue subpoenas to when a verified complaint has been filed and the commission has found probable cause exists.
02/03/2023 House—Introduced—HJ 152
02/06/2023 House—Referred to Committee on Elections—HJ 156
- H 2290** Bill by Appropriations
Authorizing the affiliation of northwest Kansas technical college and north central Kansas technical college with Fort Hays state university.
02/03/2023 House—Introduced—HJ 152
02/06/2023 House—Referred to Committee on Higher Education Budget—HJ 156
02/15/2023 House—Hearing: Tuesday, February 21, 2023, 1:30 PM Room 281-N
02/22/2023 House—Committee Report recommending bill be passed by Committee on Higher Education Budget—HJ 295
03/01/2023 House—Committee of the Whole - Be passed—HJ 355
03/02/2023 House—Final Action - Passed; Yea: 121 Nay: 1—HJ 362
03/02/2023 Senate—Received and Introduced—SJ 207
03/06/2023 Senate—Referred to Committee on Ways and Means—SJ 211
03/08/2023 Senate—Hearing: Wednesday, March 15, 2023, 10:30 AM Room 548-S
03/21/2023 Senate—Committee Report recommending bill be passed by Committee on Ways and Means—SJ 270
03/28/2023 Senate—Committee of the Whole - Be passed—SJ 361
03/29/2023 Senate—Final Action - Passed; Yea: 39 Nay: 0—SJ 377
04/04/2023 House—Enrolled and presented to Governor on Tuesday, April 4, 2023—HJ 670
04/24/2023 House—Approved by Governor on Friday, April 14, 2023—HJ 1283
- H 2291** Bill by Commerce, Labor and Economic Development
Permitting food establishments to allow dogs in outside areas and microbreweries to allow dogs in outside and inside areas, allowing microbreweries to sell beer with a limited alcohol content as cereal malt beverage.
02/03/2023 House—Introduced—HJ 152
02/06/2023 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 156
02/06/2023 House—Hearing: Wednesday, February 8, 2023, 1:30 PM Room 346-S
02/14/2023 House—Committee Report recommending bill be passed as amended by Committee on Commerce, Labor and Economic Development—HJ 221
02/22/2023 House—Committee of the Whole - Be passed as amended—HJ 297
02/23/2023 House—Final Action - Passed as amended; Yea: 108 Nay: 14—HJ 325
03/01/2023 Senate—Received and Introduced—SJ 203
03/02/2023 Senate—Referred to Committee on Federal and State Affairs—SJ 206
- H 2292** Bill by Commerce, Labor and Economic Development
Promoting Kansas workforce development by enacting the Kansas apprenticeship act to expand apprenticeships with businesses, healthcare organizations and nonprofit organizations through tax credits and grants and to develop teaching apprenticeships with public schools through scholarships for professional teaching degrees and by establishing a program to provide matching grants to

public and private professional engineering schools for engineering scholarships and program development costs.

- 02/03/2023 House—Introduced—HJ 152
 02/06/2023 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 156
 02/08/2023 House—Hearing: Monday, February 13, 2023, 1:30 PM Room 346-S
 02/20/2023 House—Committee Report recommending bill be passed as amended by Committee on Commerce, Labor and Economic Development—HJ 260
 02/22/2023 House—Committee of the Whole - Be passed as amended—HJ 300
 02/23/2023 House—Final Action - Passed as amended; Yea: 115 Nay: 7—HJ 325
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Commerce—SJ 206
 03/03/2023 Senate—Hearing: Thursday, March 9, 2023, 10:30 AM Room 546-S
 03/16/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Commerce—SJ 255
 03/27/2023 Senate—Committee of the Whole - Be passed as amended—SJ 328
 03/28/2023 Senate—Final Action - Passed as amended; Yea: 30 Nay: 7—SJ 355
 03/29/2023 House—Motion to nonconcur with amendments and appoint conferees failed; Representative Tarwater, Representative Borjon and Representative Probst as conferees—HJ 568
 03/29/2023 House—Nonconcurrred with amendments; Conference Committee requested; appointed Representative Tarwater, Representative Borjon and Representative Probst as conferees—HJ 568
 04/03/2023 Senate—Motion to accede adopted; Senator Erickson, Senator Dietrich and Senator Holland appointed as conferees—SJ 398
 04/06/2023 Senate—Conference Committee Report was adopted; Yea: 32 Nay: 6—SJ 947
 04/06/2023 House—Conference Committee Report was adopted; Yea: 110 Nay: 11—HJ 1136
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/25/2023 House—Approved by Governor on Monday, April 24, 2023—HJ 1287

H 2293

Bill by Judiciary

Requiring prosecutors to disclose their intent to introduce testimony from a jailhouse witness and to forward related information to the Kansas bureau of investigation.

- 02/06/2023 House—Introduced—HJ 154
 02/07/2023 House—Referred to Committee on Judiciary—HJ 163
 02/13/2023 House—Hearing: (proponents) Monday, February 13, 2023, 3:30 PM Room 582-N
 02/13/2023 House—Hearing: (opponents) Wednesday, February 15, 2023, 3:30 PM Room 582-N
 02/13/2023 House—Hearing: (neutral) Wednesday, February 15, 2023, 3:30 PM Room 582-N
 02/21/2023 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 280
 02/23/2023 House—Committee of the Whole - Be passed as amended—HJ 329
 02/23/2023 House—Emergency Final Action - Passed as amended; Yea: 117 Nay: 4—HJ 336
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Judiciary—SJ 206

03/08/2023 Senate—Hearing: Tuesday, March 14, 2023, 10:30 AM Room 346-S
 03/23/2023 Senate—Committee Report recommending bill be passed as amended by
 Committee on Judiciary—SJ 294

- H 2294** Bill by Judiciary
Increasing the required age to 21 to purchase or possess cigarettes and tobacco products including electronic cigarettes and establishing unlawful acts under the Kansas cigarette and tobacco products act and penalties for violations thereof.
 02/06/2023 House—Introduced—HJ 154
 02/07/2023 House—Referred to Committee on Judiciary—HJ 163
- H 2295** Bill by Corrections and Juvenile Justice
Requiring people who live with offenders on probation, parole or postrelease supervision to report when such offender is not home during required hours.
 02/06/2023 House—Introduced—HJ 154
 02/07/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 163
 02/08/2023 House—Hearing: Monday, February 13, 2023, 1:30 PM Room 546-S
- H 2296** Bill by Transportation
Providing for the knights of Columbus license plate.
 02/06/2023 House—Introduced—HJ 154
 02/07/2023 House—Referred to Committee on Transportation—HJ 163
- H 2297** Bill by Elections
Expanding the scope of uses of campaign contributions to include family caregiving services.
 02/06/2023 House—Introduced—HJ 154
 02/07/2023 House—Referred to Committee on Elections—HJ 163
- H 2298** Bill by Transportation
Designating a portion of interstate 435 as the Officer Donald Burton Gamblin Jr memorial highway and a portion of United States highway 69 as the Robert Lessen memorial highway.
 02/06/2023 House—Introduced—HJ 154
 02/07/2023 House—Referred to Committee on Transportation—HJ 163
 02/08/2023 House—Hearing: Monday, February 13, 2023, 1:30 PM Room 582-N
 02/16/2023 House—Committee Report recommending bill be passed as amended by Committee on Transportation—HJ 248
 02/22/2023 House—Committee of the Whole - Be passed as amended—HJ 293
 02/23/2023 House—Final Action - Passed as amended; Yea: 122 Nay: 0—HJ 326
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Transportation—SJ 206
 03/08/2023 Senate—Hearing: Tuesday, March 14, 2023, 8:30 AM Room 546-S
 03/16/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Transportation—SJ 259
 03/23/2023 Senate—Committee of the Whole - Be passed as amended—SJ 289
 03/27/2023 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 324
 03/27/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Francis, Representative Neelly and Representative Ballard as conferees—HJ 532
 03/28/2023 Senate—Motion to accede adopted; Senator Petersen, Senator Dietrich and

Senator Corson appointed as conferees—SJ 359
 03/29/2023 Senate—Senator Kloos is appointed to replace Senator Dietrich on the Conference Committee—SJ 391
 04/05/2023 Senate—Conference Committee Report was adopted; Yea: 40 Nay: 0—SJ 431
 04/05/2023 House—Conference Committee Report was adopted; Yea: 122 Nay: 0—HJ 644
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/25/2023 House—Approved by Governor on Monday, April 24, 2023—HJ 1287

- H 2299** Bill by Child Welfare and Foster Care
Directing the secretary for children and families to consider foster parents as prospective adoptive parents under certain circumstances.
 02/06/2023 House—Introduced—HJ 154
 02/07/2023 House—Hearing: Wednesday, February 8, 2023, 1:30 PM Room 152-S
 02/07/2023 House—Referred to Committee on Child Welfare and Foster Care—HJ 163
 02/21/2023 House—Committee Report recommending bill be passed as amended by Committee on Child Welfare and Foster Care—HJ 277
 02/23/2023 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 349
 03/01/2023 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Child Welfare and Foster Care—HJ 353
 03/16/2023 House—Committee Report recommending bill be further amended and be passed as amended by Committee on Child Welfare and Foster Care—HJ 439
- H 2300** Bill by Federal and State Affairs
Requiring a duly ordained minister of religion to report certain abuse and neglect of children except when reporting would violate the penitential communication privilege.
 02/06/2023 House—Introduced—HJ 155
 02/07/2023 House—Referred to Committee on Judiciary—HJ 163
- H 2301** Bill by Federal and State Affairs
Requiring commercial entities that produce material harmful to minors on the internet to require age verification for access to such internet sites and establishing a civil cause of action against such commercial entities by persons harmed to recover actual and punitive damages, court costs and attorney fees.
 02/06/2023 House—Introduced—HJ 155
 02/07/2023 House—Referred to Committee on Federal and State Affairs—HJ 163
- H 2302** Bill by Water
Senate Substitute for HB 2302 by Committee on Agriculture and Natural Resources - Making appropriations for the state treasurer for fiscal year 2023 and fiscal year 2024, providing for a transfer of moneys from the state general fund to the state water plan fund for fiscal year 2024, establishing the water technical assistance fund and the water projects grant fund for water-related infrastructure projects.
 02/06/2023 House—Introduced—HJ 155
 02/07/2023 House—Referred to Committee on Water—HJ 163
 02/08/2023 House—Hearing: Tuesday, February 14, 2023, 9:00 AM Room 218-N
 02/17/2023 House—Committee Report recommending bill be passed as amended by Committee on Water—HJ 259

02/22/2023 House—Committee of the Whole - Be passed as amended—HJ 293
 02/23/2023 House—Final Action - Passed as amended; Yea: 119 Nay: 3—HJ 326
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Agriculture and Natural Resources—SJ 206
 03/08/2023 Senate—Hearing: Wednesday, March 15, 2023, 8:30 AM Room 144-S
 03/08/2023 Senate—Hearing continuation: Thursday, March 16, 2023, 8:30 AM Room 144-S
 03/23/2023 Senate—Committee Report recommending substitute bill be passed by Committee on Agriculture and Natural Resources—SJ 290
 03/28/2023 Senate—Committee of the Whole - Substitute bill be passed—SJ 360
 03/29/2023 Senate—Final Action - Substitute passed; Yea: 39 Nay: 1—SJ 377
 04/03/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Minnix, Representative Howerton and Representative Vaughn as conferees—HJ 602
 04/04/2023 Senate—Motion to accede adopted; Senator Kerschen, Senator Fagg and Senator Ware appointed as conferees—SJ 406
 04/06/2023 Senate—Conference Committee Report was adopted; Yea: 38 Nay: 1—SJ 513
 04/06/2023 House—Conference Committee Report was adopted; Yea: 122 Nay: 1—HJ 770
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/24/2023 House—Approved by Governor on Thursday, April 20, 2023—HJ 1283

H 2303 Bill by Federal and State Affairs

Enacting the community defense and human trafficking reduction act to regulate sexually oriented businesses and human trafficking and to impose criminal penalties.

02/06/2023 House—Introduced—HJ 155
 02/07/2023 House—Referred to Committee on Federal and State Affairs—HJ 163

H 2304 Bill by Federal and State Affairs

Standardizing firearms safety programs in school districts.

02/06/2023 House—Introduced—HJ 155
 02/07/2023 House—Referred to Committee on Federal and State Affairs—HJ 163
 02/15/2023 House—Hearing: Tuesday, February 21, 2023, 9:00 AM Room 346-S
 03/02/2023 House—Committee Report recommending bill be passed by Committee on Federal and State Affairs—HJ 366
 03/08/2023 House—Committee of the Whole - Be passed—HJ 385
 03/09/2023 House—Final Action - Passed; Yea: 78 Nay: 43—HJ 388
 03/09/2023 Senate—Received and Introduced—SJ 221
 03/10/2023 Senate—Referred to Committee on Federal and State Affairs—SJ 227
 03/15/2023 Senate—Hearing: Wednesday, March 22, 2023, 10:30 AM Room 144-S
 03/22/2023 Senate—Committee Report recommending bill be passed by Committee on Federal and State Affairs—SJ 278
 03/28/2023 Senate—Committee of the Whole - Be passed—SJ 359
 03/29/2023 Senate—Final Action - Passed; Yea: 31 Nay: 8—SJ 377
 04/04/2023 House—Enrolled and presented to Governor on Tuesday, April 4, 2023—HJ 670
 04/24/2023 House—Vetoed by Governor; Returned to House on Friday, April 14, 2023—HJ 1271

04/26/2023 House—Motion to override veto failed; Veto sustained; Yea: 83 Nay: 41—HJ 1307

- H 2305** Bill by General Government Budget
Amending statutes regulating the practice of barbering regarding licensure, examinations and fees.
 02/06/2023 House—Introduced—HJ 155
 02/07/2023 House—Referred to Committee on Health and Human Services—HJ 163
 02/08/2023 House—Withdrawn from Committee on Health and Human Services; Referred to Committee on General Government Budget—HJ 173
 02/10/2023 House—Hearing: Tuesday, February 14, 2023, 3:30 PM Room 281-N
 02/15/2023 House—Committee Report recommending bill be passed as amended by Committee on General Government Budget—HJ 232
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350
- H 2306** Bill by Taxation
Providing a sales tax exemption for purchases made by Kansas suicide prevention HQ, inc.
 02/06/2023 House—Introduced—HJ 155
 02/07/2023 House—Referred to Committee on Taxation—HJ 163
 02/22/2023 House—Hearing: Wednesday, March 1, 2023, 3:30 PM Room 346-S
- H 2307** Bill by Taxation
Providing a sales tax exemption for purchases made to establish and maintain Kansas war memorials and providing a property tax exemption for property with Kansas war memorials.
 02/06/2023 House—Introduced—HJ 155
 02/07/2023 House—Referred to Committee on Taxation—HJ 163
 02/22/2023 House—Hearing: Thursday, March 2, 2023, 3:30 PM Room 346-S
- H 2308** Bill by Representative Blew
Establishing a hunting outfitter task force that shall study the hunting outfitter industry in the state of Kansas and may make recommend changes to the law and rules and regulations.
 02/06/2023 House—Introduced—HJ 155
 02/07/2023 House—Referred to Committee on Agriculture and Natural Resources—HJ 163
- H 2309** Bill by Energy, Utilities and Telecommunications
Making the 911 coordinating council subject to the Kansas governmental operations accountability law and reducing the fees imposed on telecommunications services and prepaid wireless services under the Kansas 911 act.
 02/06/2023 House—Introduced—HJ 155
 02/07/2023 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 163
- H 2310** Bill by Energy, Utilities and Telecommunications
Increasing the number of commissioners on the state corporation commission subject to gubernatorial appointment and senate confirmation and prohibiting the appointment and confirmation of any person who has a conflict of interest.
 02/06/2023 House—Introduced—HJ 156
 02/07/2023 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 163

- H 2311** Bill by Federal and State Affairs
Amending the Kansas amusement ride act relating to inspections of amusement rides and inflatable devices, training regarding the operation of amusement rides and inflatable devices and establishing an annual permit fee for inflatable devices.
 02/07/2023 House—Introduced—HJ 160
 02/08/2023 House—Referred to Committee on Federal and State Affairs—HJ 173
- H 2312** Bill by Elections
Exempting certain political party committee treasurers from liability for certain violations under the campaign finance act.
 02/07/2023 House—Introduced—HJ 160
 02/08/2023 House—Referred to Committee on Elections—HJ 173
 02/15/2023 House—Hearing: Tuesday, February 21, 2023, 3:30 PM Room 218-N
 02/22/2023 House—Withdrawn from Committee on Elections; Referred to Committee on Appropriations—HJ 289
 03/01/2023 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Elections—HJ 352
 03/08/2023 House—Hearing continuation: Thursday, March 16, 2023, 3:30 PM Room 218-N
 03/22/2023 House—Committee Report recommending bill be passed as amended by Committee on Elections—HJ 482
- H 2313** Bill by Representatives Sanders, Averkamp, Barth, Bergkamp, Bergquist, Blex, Bloom, Bryce, Buehler, Butler, Carpenter, W., Clifford, Collins, Delperdang, Ellis, Eplee, Essex, Estes, Fairchild, Garber, Goddard, Goetz, Hill, Hoffman, Howe, Howell, Howerton, Humphries, Lewis, Mason, Maughan, Moser, Murphy, Neelly, Owens, Penn, Pickert, Proctor, Resman, Rhiley, Schmoie, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Turk, Waggoner, Wasinger, White, Williams, K.
Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
 02/07/2023 House—Introduced—HJ 161
 02/08/2023 House—Referred to Committee on Health and Human Services—HJ 173
 02/09/2023 House—Withdrawn from Committee on Health and Human Services; Referred to Committee on Taxation—HJ 187
 03/01/2023 House—Withdrawn from Committee on Taxation; Rereferred to Committee on Health and Human Services—HJ 353
 03/01/2023 House—Hearing: Wednesday, March 8, 2023, 1:30 PM Room 112-N
 03/09/2023 House—Committee Report recommending bill be passed by Committee on Health and Human Services—HJ 392
 03/21/2023 House—Committee of the Whole - Be passed Yea: 85 Nay: 32—HJ 471
 03/22/2023 House—Final Action - Passed; Yea: 88 Nay: 34—HJ 477
 03/22/2023 Senate—Received and Introduced—SJ 273
 03/22/2023 Senate—Referred to Committee on Public Health and Welfare—SJ 277
 03/23/2023 Senate—Hearing: Friday, March 24, 2023, 8:30 AM Room 142-S
 03/24/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Public Health and Welfare—SJ 319
 03/28/2023 Senate—Committee of the Whole - Be passed as amended—SJ 362
 03/29/2023 Senate—Final Action - Passed as amended; Yea: 31 Nay: 9—SJ 378
 04/04/2023 House—Concurred with amendments; Yea: 86 Nay: 36—HJ 614
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 7, 2023—HJ 1284

04/24/2023 House—Vetoed by Governor; Returned to House on Friday, April 14, 2023—HJ 1271

04/26/2023 House—Motion to override veto prevailed; Yea: 87 Nay: 37—HJ 1295

04/26/2023 Senate—Motion to override veto prevailed; Yea: 31 Nay: 9—SJ 1100

- H 2314** Bill by Legislative Modernization
Prohibiting the use of the social media platform TikTok on state-owned devices and on any state network.
 02/07/2023 House—Introduced—HJ 161
 02/08/2023 House—Referred to Committee on Legislative Modernization—HJ 173
 02/08/2023 House—Hearing: Monday, February 13, 2023, 9:00 AM Room 218-N
 02/13/2023 House—Committee Report recommending bill be passed by Committee on Legislative Modernization—HJ 215
 02/16/2023 House—Committee of the Whole - Be passed as amended—HJ 238
 02/16/2023 House—Emergency Final Action - Passed as amended; Yea: 109 Nay: 12—HJ 240
 02/17/2023 Senate—Received and Introduced—SJ 117
 02/20/2023 Senate—Referred to Committee on Federal and State Affairs—SJ 121
- H 2315** Bill by Representative Martinez
Requiring school districts to offer instruction on life skills for middle school and high school students.
 02/07/2023 House—Introduced—HJ 161
 02/08/2023 House—Referred to Committee on Education—HJ 173
- H 2316** Bill by Taxation
Allowing income tax net operating loss carryback from the sale of certain historic hotels.
 02/07/2023 House—Introduced—HJ 161
 02/08/2023 House—Referred to Committee on Taxation—HJ 173
 03/15/2023 House—Hearing: Tuesday, March 21, 2023, 3:30 PM Room 346-S
- H 2317** Bill by Taxation
Providing that certain tax notices and statements may be transmitted by electronic means by the county treasurer and county appraiser if consented to by the taxpayer.
 02/07/2023 House—Introduced—HJ 161
 02/08/2023 House—Referred to Committee on Taxation—HJ 173
 02/22/2023 House—Hearing: Thursday, March 2, 2023, 3:30 PM Room 346-S
 03/13/2023 House—Committee Report recommending bill be passed as amended by Committee on Taxation—HJ 401
 03/28/2023 House—Committee of the Whole - Be passed as amended—HJ 559
 03/29/2023 House—Final Action - Passed as amended; Yea: 123 Nay: 1—HJ 572
 04/03/2023 Senate—Received and Introduced—SJ 397
 04/04/2023 Senate—Referred to Committee on Assessment and Taxation—SJ 402
- H 2318** Bill by Taxation
Decreasing the state rate for sales and compensating use tax to 6.15%.
 02/07/2023 House—Introduced—HJ 161
 02/08/2023 House—Referred to Committee on Taxation—HJ 173
 03/01/2023 House—Hearing: Tuesday, March 7, 2023, 3:30 PM Room 346-S

- H 2319** Bill by Taxation
Providing a property tax exemption for business property that operates in competition with property owned or operated by a governmental entity.
 02/07/2023 House—Introduced—HJ 161
 02/08/2023 House—Referred to Committee on Taxation—HJ 173
 02/09/2023 House—Hearing: Wednesday, February 15, 2023, 3:30 PM Room 346-S
- H 2320** Bill by Financial Institutions and Pensions
Enacting the commercial property assessed capital enhancement or C-PACE act, requiring the department of commerce to designate or establish a C-PACE board, providing for assessment contracts between C-PACE lenders and property owners and establishing rights, duties and responsibilities of mortgage lenders.
 02/07/2023 House—Introduced—HJ 161
 02/08/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 173
- H 2321** Bill by Financial Institutions and Pensions
Enacting the Kansas work and save program act, allowing certain individuals to contribute to individual retirement accounts and providing administrative duties and powers of the state treasurer regarding such program.
 02/07/2023 House—Introduced—HJ 161
 02/08/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 173
- H 2322** Bill by Education
Revising the definition of "children with disabilities" for purposes of providing special education to replace emotional disturbance with emotional disability.
 02/07/2023 House—Introduced—HJ 162
 02/08/2023 House—Hearing: Thursday, February 16, 2023, 1:30 PM Room 218-N
 02/08/2023 House—Referred to Committee on Education—HJ 173
 02/20/2023 House—Committee Report recommending bill be passed by Committee on Education—HJ 262
 02/22/2023 House—Committee of the Whole - Be passed—HJ 301
 02/23/2023 House—Final Action - Passed; Yea: 120 Nay: 2—HJ 327
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Education—SJ 206
 03/02/2023 Senate—Hearing: Tuesday, March 7, 2023, 1:30 PM Room 144-S
 03/09/2023 Senate—Committee Report recommending bill be passed by Committee on Education—SJ 226
 03/27/2023 Senate—Committee of the Whole - Be passed as amended—SJ 324
 03/28/2023 Senate—Final Action - Passed as amended; Yea: 40 Nay: 0—SJ 355
 03/29/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Thomas, Representative Estes and Representative Stogsdill as conferees—HJ 568
 04/03/2023 Senate—Motion to accede adopted; Senator Baumgardner, Senator Erickson and Senator Sykes appointed as conferees—SJ 398
 04/06/2023 House—Concurred with amendments in conference; Yea: 120 Nay: 2—HJ 674
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/24/2023 House—Approved by Governor on Tuesday, April 18, 2023—HJ 1283

- H 2323** Bill by Local Government
Providing for the detachment and transfer of fire district property annexed by a city.
 02/07/2023 House—Introduced—HJ 162
 02/08/2023 House—Referred to Committee on Local Government—HJ 173
 02/13/2023 House—Hearing: Wednesday, February 15, 2023, 9:00 AM Room 281-N
 02/22/2023 House—Committee Report recommending bill be passed by Committee on Local Government—HJ 295
 02/23/2023 House—Committee of the Whole - Be passed—HJ 330
 02/23/2023 House—Emergency Final Action - Passed; Yea: 120 Nay: 1—HJ 339
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Local Government—SJ 206
 03/06/2023 Senate—Hearing: Tuesday, March 7, 2023, 9:30 AM Room 142-S
 03/22/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Local Government
 03/29/2023 Senate—Committee of the Whole - Be passed as amended—SJ 382
 03/29/2023 Senate—Emergency Final Action - Passed as amended; Yea: 38 Nay: 2—SJ 390
 04/03/2023 House—Concurred with amendments; Yea: 117 Nay: 3—HJ 600
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 7, 2023—HJ 1284
 04/24/2023 House—Approved by Governor on Friday, April 14, 2023—HJ 1283
- H 2324** Bill by Local Government
Removing the publication of notice requirement before a landlord can sell a tenant's property that has been abandoned.
 02/07/2023 House—Introduced—HJ 162
 02/08/2023 House—Referred to Committee on Local Government—HJ 173
- H 2325** Bill by Insurance
Amending the definition of "healthcare provider" for purposes of the healthcare provider insurance availability act to include maternity centers and not include facilities where elective abortions are performed.
 02/07/2023 House—Introduced—HJ 162
 02/08/2023 House—Hearing: Wednesday, February 15, 2023, 3:30 PM Room 218-N
 02/08/2023 House—Referred to Committee on Insurance—HJ 173
 02/21/2023 House—Committee Report recommending bill be passed as amended by Committee on Insurance—HJ 280
 02/23/2023 House—Committee of the Whole - Be passed as amended—HJ 330
 02/23/2023 House—Emergency Final Action - Passed as amended; Yea: 121 Nay: 0—HJ 340
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Public Health and Welfare—SJ 206
 03/08/2023 Senate—Hearing: Wednesday, March 15, 2023, 8:30 AM Room 142-S
 03/23/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Public Health and Welfare—SJ 302
 03/28/2023 Senate—Committee of the Whole - Be passed as amended—SJ 362
 03/29/2023 Senate—Final Action - Passed as amended; Yea: 33 Nay: 6—SJ 378
 04/03/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Landwehr, Representative Eplee and Representative Ruiz, S. as conferees—HJ 602
 04/04/2023 Senate—Motion to accede adopted; Senator Gossage, Senator Erickson and

Senator Pettey appointed as conferees—SJ 406
 04/06/2023 House—Concurred with amendments in conference; Yea: 83 Nay: 40—HJ 732
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/25/2023 House—Vetoed by Governor; Returned to House on Monday, April 24, 2023—HJ 1287
 04/26/2023 House—Motion to override veto prevailed; Yea: 84 Nay: 40—HJ 1296
 04/27/2023 Senate—Motion to override veto failed; Veto sustained; Yea: 25 Nay: 15—SJ 1123

H 2326 Bill by Judiciary

Extending the sunset date on the scrap metal theft reduction act and clarifying that catalytic converters are covered by the act.

02/07/2023 House—Introduced—HJ 162
 02/08/2023 House—Referred to Committee on Judiciary—HJ 173
 02/10/2023 House—Hearing: Thursday, February 16, 2023, 3:30 PM Room 582-N
 02/22/2023 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 295
 02/23/2023 House—Committee of the Whole - Be passed as amended—HJ 329
 02/23/2023 House—Emergency Final Action - Passed as amended; Yea: 120 Nay: 1—HJ 336
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Judiciary—SJ 206
 03/08/2023 Senate—Hearing: Tuesday, March 14, 2023, 10:30 AM Room 346-S
 03/16/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Judiciary—SJ 257
 03/28/2023 Senate—Committee of the Whole - Be passed as amended—SJ 362
 03/29/2023 Senate—Final Action - Passed as amended; Yea: 39 Nay: 1—SJ 379
 04/04/2023 House—Concurred with amendments; Yea: 119 Nay: 0—HJ 613
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 7, 2023—HJ 1284
 04/24/2023 House—Approved by Governor on Friday, April 14, 2023—HJ 1283

H 2327 Bill by Representatives Xu, Alcalá, Amyx, Boyd, Carlin, Carr, Featherston, Haskins, Haswood, Houglund, Melton, Meyer, Miller, D., Miller, V., Ohaebosim, Oropeza, Osman, Poskin, Ruiz, S., Sawyer Clayton, Winn

Discontinuing property tax exemption for new qualifying pipeline property that experiences a spill or leak and providing for recoupment of certain property taxes.

02/07/2023 House—Introduced—HJ 162
 02/08/2023 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 173

H 2328 Bill by Corrections and Juvenile Justice

Excluding tests to detect the presence of fentanyl, ketamine or gamma hydroxybutyric acid in a substance from the definition of drug paraphernalia.

02/07/2023 House—Introduced—HJ 166
 02/08/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 173
 02/13/2023 House—Hearing: Wednesday, February 15, 2023, 1:30 PM Room 546-S

- H 2329** Bill by Corrections and Juvenile Justice
Increasing the additional prison time for the special sentencing rule related to possessing a firearm during the commission of a drug felony.
 02/07/2023 House—Introduced—HJ 166
 02/08/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 173
 02/08/2023 House—Hearing: Tuesday, February 14, 2023, 1:30 PM Room 546-S
 02/16/2023 House—Committee Report recommending bill be passed by Committee on Corrections and Juvenile Justice—HJ 244
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350
- H 2330** Bill by Social Services Budget
Increasing the amount of state moneys distributed to local health departments.
 02/07/2023 House—Introduced—HJ 167
 02/08/2023 House—Referred to Committee on Social Services Budget—HJ 173
 02/14/2023 House—Hearing: Tuesday, February 21, 2023, 3:30 PM Room 152-S
- H 2331** Bill by Agriculture and Natural Resources
Designating Lehigh Portland state park.
 02/07/2023 House—Introduced—HJ 167
 02/08/2023 House—Referred to Committee on Agriculture and Natural Resources—HJ 173
 02/09/2023 House—Hearing: Thursday, February 16, 2023, 3:30 PM Room 112-N
 02/21/2023 House—Committee Report recommending bill be passed by Committee on Agriculture and Natural Resources—HJ 277
 02/23/2023 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 349
 03/01/2023 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Agriculture and Natural Resources—HJ 352
 03/14/2023 House—Committee Report recommending bill be passed by Committee on Agriculture and Natural Resources—HJ 409
 03/15/2023 House—Committee of the Whole - Be passed—HJ 420
 03/16/2023 House—Final Action - Passed; Yea: 101 Nay: 21—HJ 433
 03/16/2023 Senate—Received and Introduced—SJ 254
 03/17/2023 Senate—Referred to Committee on Commerce—SJ 262
 03/20/2023 Senate—Hearing: Wednesday, March 22, 2023, 10:30 AM Room 546-S
- H 2332** Bill by Agriculture and Natural Resources
Updating references and corresponding changes related to 2021 Executive Reorganization Order No. 48 and the transfer of the division of tourism from the department of wildlife and parks to the department of commerce.
 02/07/2023 House—Introduced—HJ 167
 02/08/2023 House—Referred to Committee on Agriculture and Natural Resources—HJ 173
 02/08/2023 House—Hearing: Tuesday, February 14, 2023, 3:30 PM Room 112-N
 02/16/2023 House—Committee Report recommending bill be passed by Committee on Agriculture and Natural Resources—HJ 241
 02/22/2023 House—Committee of the Whole - Be passed—HJ 293
 02/23/2023 House—Final Action - Passed; Yea: 122 Nay: 0—HJ 327
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Agriculture and Natural Resources—SJ 206
 03/08/2023 Senate—Hearing: Monday, March 13, 2023, 8:30 AM Room 144-S

03/13/2023 Senate—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Agriculture and Natural Resources—SJ 229
 03/22/2023 Senate—Consent Calendar Passed Yea: 38 Nay: 0—SJ 274
 04/03/2023 House—Enrolled and presented to Governor on Friday, March 31, 2023—HJ 605
 04/24/2023 House—Approved by Governor on Friday, April 7, 2023—HJ 1283

- H 2333** Bill by Commerce, Labor and Economic Development
Providing for disqualification from employment security benefits for failing to attend a job interview without giving notice to the prospective employer or for failing to respond to a job offer.

02/07/2023 House—Introduced—HJ 167
 02/08/2023 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 173
 02/08/2023 House—Hearing: Wednesday, February 15, 2023, 1:30 PM Room 346-S

- H 2334** Bill by Commerce, Labor and Economic Development
Extending the deadline for project agreements under the attracting powerful economic expansion act, enhancing incentives for qualified suppliers and adding a new employee relocation reimbursement incentive for qualified suppliers, limiting the corporate income tax rate reduction provision to two rate reductions and permitting qualified firms and qualified suppliers to participate in other economic development programs for new projects.

02/07/2023 House—Introduced—HJ 167
 02/08/2023 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 173
 02/08/2023 House—Hearing: Tuesday, February 14, 2023, 1:30 PM Room 346-S
 02/15/2023 House—Withdrawn from Committee on Commerce, Labor and Economic Development; Referred to Committee on Appropriations—HJ 227
 03/01/2023 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Commerce, Labor and Economic Development—HJ 353

- H 2335** Bill by Transportation
Authorizing loans or grants for qualified track maintenance in the rail service improvement program and increasing the transfer from the state highway fund to the rail service improvement fund.

02/07/2023 House—Introduced—HJ 168
 02/08/2023 House—Referred to Committee on Transportation—HJ 173
 02/08/2023 House—Hearing: Tuesday, February 14, 2023, 1:30 PM Room 582-N
 02/20/2023 House—Committee Report recommending bill be passed as amended by Committee on Transportation—HJ 268
 02/23/2023 House—Committee of the Whole - Be passed as amended—HJ 329
 02/23/2023 House—Emergency Final Action - Passed as amended; Yea: 117 Nay: 5—HJ 332
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Transportation—SJ 206
 03/08/2023 Senate—Hearing: Thursday, March 16, 2023, 8:30 AM Room 546-S
 03/21/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Transportation—SJ 270
 03/27/2023 Senate—Committee of the Whole - Be passed as amended—SJ 328
 03/28/2023 Senate—Final Action - Passed as amended; Yea: 38 Nay: 2—SJ 355
 03/29/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Francis, Representative Neelly and

Representative Ballard as conferees—HJ 567
 04/03/2023 Senate—Motion to accede adopted; Senator Petersen, Senator Kloos and Senator Corson appointed as conferees—SJ 398
 04/05/2023 Senate—Conference Committee Report was adopted; Yea: 35 Nay: 2—SJ 432
 04/05/2023 House—Conference Committee Report was adopted; Yea: 120 Nay: 2—HJ 643
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/24/2023 House—Approved by Governor on Wednesday, April 19, 2023—HJ 1283

H 2336

Bill by Transportation

Increasing bonding authority and simplifying the approval process for public airport construction and improvement projects under the surplus property and public airport authority act and increasing the cost threshold for state construction projects when the convening of a negotiating committee to obtain professional services is required.

02/07/2023 House—Introduced—HJ 168
 02/08/2023 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 173
 02/13/2023 House—Hearing: Wednesday, February 15, 2023, 1:30 PM Room 346-S
 02/21/2023 House—Committee Report recommending bill be passed by Committee on Commerce, Labor and Economic Development—HJ 279
 02/23/2023 House—Committee of the Whole - Be passed—HJ 330
 02/23/2023 House—Emergency Final Action - Passed; Yea: 91 Nay: 30—HJ 344
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Commerce—SJ 206
 03/08/2023 Senate—Hearing: Wednesday, March 15, 2023, 10:30 AM Room 546-S
 03/21/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Commerce—SJ 269
 03/29/2023 Senate—Committee of the Whole - Be passed as amended—SJ 382
 03/29/2023 Senate—Emergency Final Action - Passed as amended; Yea: 30 Nay: 10—SJ 391
 04/03/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Tarwater, Representative Borjon and Representative Probst as conferees—HJ 602
 04/04/2023 Senate—Motion to accede adopted; Senator Erickson, Senator Dietrich and Senator Holland appointed as conferees—SJ 406
 04/06/2023 Senate—Conference Committee Report was adopted; Yea: 31 Nay: 7—SJ 516
 04/06/2023 House—Conference Committee Report was adopted; Yea: 117 Nay: 6—HJ 758
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/24/2023 House—Approved by Governor on Tuesday, April 18, 2023—HJ 1283

H 2337

Bill by Health and Human Services

Defining in-state and interstate practitioners under the Kansas telemedicine act, establishing certain standards of care, requiring certain insurance coverage of in-state telemedicine services and establishing the Kansas telehealth advisory committee.

02/07/2023 House—Introduced—HJ 168

02/08/2023 House—Referred to Committee on Health and Human Services—HJ 173

H 2338 Bill by Health and Human Services
Designating sickle cell disease awareness week and requiring KDHE to study and report on topics related to sickle cell disease.

02/07/2023 House—Introduced—HJ 168

02/08/2023 House—Referred to Committee on Health and Human Services—HJ 173

02/15/2023 House—Hearing: Monday, February 20, 2023, 1:30 PM Room 112-N

02/21/2023 House—Committee Report recommending bill be passed by Committee on Health and Human Services—HJ 280

02/23/2023 House—Committee of the Whole - Be passed—HJ 331

02/23/2023 House—Emergency Final Action - Passed; Yea: 121 Nay: 0—HJ 334

03/01/2023 Senate—Received and Introduced—SJ 203

03/02/2023 Senate—Referred to Committee on Public Health and Welfare—SJ 206

03/08/2023 Senate—Hearing: Tuesday, March 14, 2023, 8:30 AM Room 142-S

03/22/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Public Health and Welfare—SJ 281

H 2339 Bill by Representative Ousley
Requiring the Kansas bureau of investigation to establish a Kansas voluntary do-not-sell firearms list to prevent the purchase of firearms by any person who voluntarily registers to be placed on the list.

02/07/2023 House—Introduced—HJ 168

02/08/2023 House—Referred to Committee on Federal and State Affairs—HJ 173

H 2340 Bill by Health and Human Services
Requiring the behavioral sciences regulatory board to process applications within a certain time, decreasing the years of practice required for reciprocity licensure of certain behavioral sciences professions, extending the license period for temporary licenses, establishing new license categories and decreasing continuing education requirements related to diagnosis and treatment.

02/07/2023 House—Introduced—HJ 168

02/08/2023 House—Referred to Committee on Health and Human Services—HJ 173

02/08/2023 House—Hearing: Monday, February 13, 2023, 1:30 PM Room 112-N

02/17/2023 House—Committee Report recommending bill be passed as amended by Committee on Health and Human Services—HJ 253

02/23/2023 House—Committee of the Whole - Be passed as amended—HJ 331

02/23/2023 House—Emergency Final Action - Passed as amended; Yea: 118 Nay: 3—HJ 346

03/01/2023 Senate—Received and Introduced—SJ 203

03/02/2023 Senate—Referred to Committee on Public Health and Welfare—SJ 206

03/15/2023 Senate—Hearing: Monday, March 20, 2023, 8:30 AM Room 142-S

03/24/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Public Health and Welfare—SJ 319

H 2341 Bill by Representatives Ohaebosim, Alcalá, Amyx, Ballard, Boyd, Carlin, Carr, Curtis, Featherston, Haskins, Haswood, Highberger, Houglund, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Oropeza, Osman, Poskin, Probst, Robinson, Ruiz, S., Schlingensiepen, Stogsdill, Weigel, Winn, Woodard
Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.

02/07/2023 House—Introduced—HJ 168
 02/08/2023 House—Referred to Committee on Local Government—HJ 173

- H 2342** Bill by Agriculture and Natural Resources Budget
Establishing the pet animal board of veterinarians within the Kansas department of agriculture, transferring all Kansas pet animal act powers, duties and functions to such board, limiting procedures relating to the seizure of animals, eliminating no-contact inspection provisions, requiring a license for animal rescues, authorizing a single license fee for all license categories and changing the membership of the Kansas pet animal advisory board.
 02/07/2023 House—Introduced—HJ 169
 02/08/2023 House—Referred to Committee on Agriculture and Natural Resources—HJ 173
- H 2343** Bill by Agriculture and Natural Resources Budget
Authorizing legal publications to be made on internet websites selected by the governing body of a city, county or school district.
 02/07/2023 House—Introduced—HJ 169
 02/08/2023 House—Referred to Committee on Local Government—HJ 173
- H 2344** Bill by Commerce, Labor and Economic Development
Senate Substitute for HB 2344 by Committee on Commerce - Establishing child care licensing requirements relating to license capacity and staff-to-child ratios, eliminating certain license fees and training requirements, creating a process for day care facility licensees to apply for a temporary waiver of certain statutory requirements and authorizing the secretary to develop and operate pilot programs to increase child care facility availability or capacity.
 02/07/2023 House—Introduced—HJ 169
 02/08/2023 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 173
 02/08/2023 House—Hearing: Tuesday, February 14, 2023, 1:30 PM Room 346-S
 02/21/2023 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Commerce, Labor and Economic Development—HJ 279
 02/23/2023 House—Withdrawn from Consent Calendar and placed on General Orders—HJ 309
 02/23/2023 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 349
 03/01/2023 House—Withdrawn from Committee on Appropriations and re-referred to Committee of the Whole—HJ 352
 03/07/2023 House—Committee of the Whole - Be passed—HJ 372
 03/08/2023 House—Final Action - Passed; Yea: 114 Nay: 9—HJ 381
 03/08/2023 Senate—Received and Introduced—SJ 218
 03/09/2023 Senate—Referred to Committee on Commerce—SJ 221
 03/13/2023 Senate—Hearing: Thursday, March 16, 2023, 10:30 AM Room 546-S
 03/21/2023 Senate—Committee Report recommending substitute bill be passed by Committee on Commerce—SJ 269
 03/22/2023 Senate—Committee of the Whole - Substitute bill be passed as amended—SJ 277
 03/23/2023 Senate—Final Action - Passed as amended; Yea: 21 Nay: 17—SJ 288
 03/27/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Landwehr, Representative Eplee and

Representative Ruiz, S. as conferees—HJ 527
 03/28/2023 Senate—Motion to accede adopted; Senator Erickson, Senator Dietrich and Senator Holland appointed as conferees—SJ 359
 04/06/2023 House—Concurred with amendments in conference; Yea: 77 Nay: 46—HJ 732
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/24/2023 House—Vetoed by Governor; Returned to House on Wednesday, April 19, 2023—HJ 1272
 04/27/2023 House—Motion to override veto failed; Veto sustained; Yea: 81 Nay: 42—HJ 1313

- H 2345** Bill by Federal and State Affairs
Enacting the supported decision-making agreements act to provide a statutory framework for adults who want decision-making assistance.
 02/07/2023 House—Introduced—HJ 169
 02/08/2023 House—Referred to Committee on Judiciary—HJ 173
- H 2346** Bill by Transportation
Providing for the back the blue license plate and the city of Topeka distinctive license plate and allowing distinctive license plates to be personalized license plates.
 02/07/2023 House—Introduced—HJ 169
 02/08/2023 House—Referred to Committee on Transportation—HJ 173
 02/08/2023 House—Hearing: Tuesday, February 14, 2023, 1:30 PM Room 582-N
 02/20/2023 House—Committee Report recommending bill be passed as amended by Committee on Transportation—HJ 269
 02/23/2023 House—Committee of the Whole - Be passed as amended—HJ 329
 02/23/2023 House—Emergency Final Action - Passed as amended; Yea: 116 Nay: 6—HJ 333
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Transportation—SJ 206
 03/08/2023 Senate—Hearing: Tuesday, March 14, 2023, 8:30 AM Room 546-S
 03/16/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Transportation—SJ 259
 03/28/2023 Senate—Committee of the Whole - Be passed as amended—SJ 359
 03/29/2023 Senate—Final Action - Passed as amended; Yea: 40 Nay: 0—SJ 379
 04/03/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Francis, Representative Neely and Representative Ballard as conferees—HJ 602
 04/04/2023 Senate—Motion to accede adopted; Senator Petersen, Senator Kloos and Senator Corson appointed as conferees—SJ 406
 04/05/2023 Senate—Conference Committee Report was adopted; Yea: 40 Nay: 0—SJ 433
 04/05/2023 House—Conference Committee Report was adopted; Yea: 100 Nay: 21—HJ 642
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/25/2023 House—Approved by Governor on Monday, April 24, 2023—HJ 1287

- H 2347** Bill by Health and Human Services
Providing price limits and other requirements for health benefits covering prescription insulin drugs and establishing the insulin affordability program for the uninsured.
 02/08/2023 House—Introduced—HJ 171
 02/09/2023 House—Referred to Committee on Health and Human Services—HJ 187
- H 2348** Bill by Representatives Curtis, Alcala, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Sawyer Clayton, Featherston, Haskins, Haswood, Highberger, Houglund, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Oropeza, Osman, Ousley, Poskin, Probst, Robinson, Ruiz, L., Ruiz, S., Sawyer, Schlingensiepen, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu
Restoring local government control over wages, compensation and benefits for construction projects.
 02/08/2023 House—Introduced—HJ 171
 02/09/2023 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 187
- H 2349** Bill by Representatives Schreiber, Amyx, Ballard, Blew, Carmichael, Concannon, Curtis, Donohoe, Eplee, Featherston, Haskins, Haswood, Highberger, Hoye, Miller, V., Neighbor, Ohaebosim, Osman, Poskin, Probst, Robinson, Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Smith, A., Stogsdill, Sutton, Vaughn, Wasinger, Winn, Woodard, Xu, Younger
Abolishing the death penalty and creating the crime of aggravated murder.
 02/08/2023 House—Introduced—HJ 172
 02/09/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 187
- H 2350** Bill by Corrections and Juvenile Justice
Creating the crimes of human smuggling and aggravated human smuggling and providing penalties therefor.
 02/08/2023 House—Introduced—HJ 172
 02/09/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 187
 02/10/2023 House—Hearing: Wednesday, February 15, 2023, 1:30 PM Room 546-S
 02/22/2023 House—Committee Report recommending bill be passed as amended by Committee on Corrections and Juvenile Justice—HJ 294
 02/23/2023 House—Committee of the Whole - Be passed as amended—HJ 331
 02/23/2023 House—Emergency Final Action - Passed as amended; Yea: 117 Nay: 4—HJ 341
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Judiciary—SJ 206
 03/08/2023 Senate—Hearing: Wednesday, March 15, 2023, 10:30 AM Room 346-S
 03/22/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Judiciary—SJ 278
 03/28/2023 Senate—Committee of the Whole - Be passed as amended—SJ 362
 03/29/2023 Senate—Final Action - Passed as amended; Yea: 38 Nay: 1—SJ 379
 04/03/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Owens, Representative Smith, E. and Representative Highberger as conferees—HJ 601
 04/04/2023 Senate—Motion to accede adopted; Senator Warren, Senator Wilborn and Senator Corson appointed as conferees—SJ 406
 04/06/2023 Senate—Conference Committee Report was adopted; Yea: 36 Nay: 2—SJ 947

04/06/2023 House—Conference Committee Report was adopted; Yea: 96 Nay: 26—HJ 1135
 04/24/2023 House—Enrolled and presented to Governor on Friday, April 14, 2023—HJ 1284
 04/25/2023 House—Vetoed by Governor; Returned to House on Monday, April 24, 2023—HJ 1285
 04/26/2023 House—Motion to override veto prevailed; Yea: 85 Nay: 39—HJ 1297
 04/27/2023 Senate—Motion to override veto prevailed; Yea: 30 Nay: 9—SJ 1124

- H 2351** Bill by Judiciary
Increasing the maximum rate paid to appointed counsel for an indigent person.
 02/08/2023 House—Introduced—HJ 172
 02/09/2023 House—Referred to Committee on Judiciary—HJ 187
 02/10/2023 House—Hearing: Monday, February 13, 2023, 3:30 PM Room 582-N
 02/21/2023 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 281
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350
- H 2352** Bill by Judiciary
Requiring the plaintiff's attorney to prove beyond a reasonable doubt that property is subject to forfeiture under the Kansas standard asset seizure and forfeiture act.
 02/08/2023 House—Introduced—HJ 172
 02/09/2023 House—Referred to Committee on Judiciary—HJ 187
- H 2353** Bill by Judiciary
Increasing the amount of time a person may be held for treatment and adding criteria for when continued treatment may be ordered under the care and treatment act for mentally ill persons.
 02/08/2023 House—Introduced—HJ 172
 02/09/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 187
- H 2354** Bill by Judiciary
Requiring involuntary commitment proceedings to be commenced for a defendant who is awaiting a competency determination.
 02/08/2023 House—Introduced—HJ 172
 02/09/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 187
- H 2355** Bill by Judiciary
Removing sodomy between consenting members of the same sex from the crime of criminal sodomy.
 02/08/2023 House—Introduced—HJ 172
 02/09/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 187
- H 2356** Bill by Judiciary
Creating a presumption that joint legal custody and maximized parenting time in temporary parenting plans are in the best interests of a child and defining related terms under the Kansas family law code.
 02/08/2023 House—Introduced—HJ 172
 02/09/2023 House—Referred to Committee on Judiciary—HJ 187

- H 2357** Bill by Judiciary
Requiring that appointees to the supreme court be determined to be qualified by the senate.
 02/08/2023 House—Introduced—HJ 173
 02/09/2023 House—Referred to Committee on Judiciary—HJ 187
- H 2358** Bill by Federal and State Affairs
Permitting mid-level practitioners to provide medical certification to attest to an individual's cause of death to file a death certificate.
 02/08/2023 House—Introduced—HJ 173
 02/09/2023 House—Referred to Committee on Federal and State Affairs—HJ 187
- H 2359** Bill by Representatives Williams, K., Landwehr
Establishing the sunflower teacher-student mentor program within certain school districts to encourage students to pursue a teaching career.
 02/08/2023 House—Introduced—HJ 178
 02/09/2023 House—Referred to Committee on K-12 Education Budget—HJ 187
- H 2360** Bill by Transportation
Eliminating the requirement to include a county designation on license plates.
 02/08/2023 House—Introduced—HJ 178
 02/08/2023 House—Hearing: Tuesday, February 14, 2023, 1:30 PM Room 582-N
 02/09/2023 House—Referred to Committee on Transportation—HJ 187
- H 2361** Bill by Child Welfare and Foster Care
Limiting when the court is required to give preference to a relative for the custody for adoption of a child in need of care.
 02/08/2023 House—Introduced—HJ 178
 02/09/2023 House—Referred to Committee on Child Welfare and Foster Care—HJ 186
 02/13/2023 House—Hearing: Wednesday, February 15, 2023, 1:30 PM Room 152-S
 02/23/2023 House—Withdrawn from Committee on Child Welfare and Foster Care; Referred to Committee on Appropriations—HJ 349
 03/01/2023 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Child Welfare and Foster Care—HJ 353
 03/21/2023 House—Committee Report recommending bill be passed by Committee on Child Welfare and Foster Care—HJ 471
- H 2362** Bill by Appropriations
Removing state fire marshal approval as a requirement for licensure or renewal of licensure for disability service providers and facilities.
 02/08/2023 House—Introduced—HJ 179
 02/09/2023 House—Referred to Committee on Appropriations—HJ 186
- H 2363** Bill by Representatives Miller, V., Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Hightberger, Hougland, Hoye, Martínez, Meyer, Miller, D., Miller, S., Neighbor, Ohaebosim, Oropeza, Osman, Probst, Robinson, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Winn, Woodard, Xu
Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
 02/08/2023 House—Introduced—HJ 179
 02/09/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 187

- H 2364** Bill by Representatives Miller, V., Alcalá, Amyx, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Highberger, Houglan, Martínez, Melton, Meyer, Miller, D., Miller, S., Neighbor, Oropeza, Osman, Probst, Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Winn, Woodard, Xu
Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
 02/08/2023 House—Introduced—HJ 179
 02/09/2023 House—Referred to Committee on Taxation—HJ 187
- H 2365** Bill by Representatives Miller, V., Alcalá, Amyx, Boyd, Carlin, Carr, Curtis, Featherston, Haskins, Haswood, Highberger, Houglan, Hoye, Martínez, Meyer, Miller, D., Miller, S., Ohaebosim, Poskin, Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Winn, Woodard
Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.
 02/08/2023 House—Introduced—HJ 179
 02/09/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 187
- H 2366** Bill by Representatives Miller, V., Alcalá, Amyx, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Highberger, Houglan, Hoye, Martínez, Melton, Meyer, Miller, D., Miller, S., Neighbor, Oropeza, Osman, Poskin, Probst, Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Weigel, Woodard, Xu
Providing for transfers to the local ad valorem tax reduction fund.
 02/08/2023 House—Introduced—HJ 179
 02/09/2023 House—Referred to Committee on Taxation—HJ 187
- H 2367** Bill by Representative Miller, S.
Creating the adult use cannabis regulation act to regulate the cultivation, manufacturing, possession and sale of cannabis in this state.
 02/08/2023 House—Introduced—HJ 179
 02/09/2023 House—Referred to Committee on Federal and State Affairs—HJ 187
 03/28/2023 House—Withdrawn from Committee on Federal and State Affairs; Referred to Committee on Interstate Cooperation—HJ 558
- H 2368** Bill by Representatives Haswood, Meyer, Vaughn, Woodard, Xu
Enacting the making work pay act to increase the Kansas minimum wage.
 02/08/2023 House—Introduced—HJ 180
 02/09/2023 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 187
- H 2369** Bill by Representative Haswood
Enacting the Kansas indian child welfare act.
 02/08/2023 House—Introduced—HJ 180
 02/09/2023 House—Referred to Committee on Child Welfare and Foster Care—HJ 186
- H 2370** Bill by Representative Osman
Defining consent in the Kansas criminal code for sexual offenses.
 02/08/2023 House—Introduced—HJ 180
 02/09/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 187

- H 2371** Bill by Child Welfare and Foster Care
Limiting the number of children in out-of-home placement cases assigned to case managers.
 02/08/2023 House—Introduced—HJ 180
 02/09/2023 House—Referred to Committee on Child Welfare and Foster Care—HJ 186
 02/15/2023 House—Hearing: Monday, February 20, 2023, 1:30 PM Room 152-S
- H 2372** Bill by Agriculture and Natural Resources
Regulating the land application of swine manure and wastewater.
 02/08/2023 House—Introduced—HJ 180
 02/09/2023 House—Referred to Committee on Agriculture and Natural Resources—HJ 186
- H 2373** Bill by Representative Collins
Establishing by statute when fireworks may be sold by seasonal retailers and expanding the time period for such sales.
 02/08/2023 House—Introduced—HJ 180
 02/09/2023 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 187
 02/10/2023 House—Hearing: Monday, February 13, 2023, 1:30 PM Room 346-S
 02/21/2023 House—Committee Report recommending bill be passed as amended by Committee on Commerce, Labor and Economic Development—HJ 279
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350
- H 2374** Bill by Representatives Haswood, Highberger
Changing the legal public holiday of Columbus Day to Indigenous Peoples Day.
 02/08/2023 House—Introduced—HJ 180
 02/09/2023 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 187
- H 2375** Bill by Higher Education Budget
Establishing the temporary candidacy baccalaureate and masters social work licenses and providing requirements and fees therefor.
 02/08/2023 House—Introduced—HJ 180
 02/09/2023 House—Referred to Committee on Higher Education Budget—HJ 187
 02/09/2023 House—Hearing: Wednesday, February 15, 2023, 1:30 PM Room 281-N
 02/21/2023 House—Committee Report recommending bill be passed by Committee on Higher Education Budget—HJ 280
 02/23/2023 House—Committee of the Whole - Be passed—HJ 330
 02/23/2023 House—Emergency Final Action - Passed; Yea: 119 Nay: 2—HJ 347
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Education—SJ 206
 03/08/2023 Senate—Hearing: Monday, March 13, 2023, 1:30 PM Room 144-S
 03/15/2023 Senate—Committee Report recommending bill be passed as amended by Committee on Education—SJ 239
 03/27/2023 Senate—Committee of the Whole - Be passed as amended—SJ 324
 03/28/2023 Senate—Final Action - Passed as amended; Yea: 39 Nay: 1—SJ 356
 03/29/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Howe, Representative Blew and Representative Woodard as conferees—HJ 568
 04/03/2023 Senate—Motion to accede adopted; Senator Baumgardner, Senator Erickson and Senator Sykes appointed as conferees—SJ 398

- H 2376** Bill by Local Government
Prohibiting the recording of any restrictive covenant that violates the Kansas act against discrimination and authorizing the removal of such covenants from existing documents, and prohibiting city or county laws prohibiting discrimination that are more restrictive than state law.
 02/09/2023 House—Introduced—HJ 185
 02/10/2023 House—Referred to Committee on Local Government—HJ 205
 02/13/2023 House—Hearing: Wednesday, February 15, 2023, 9:00 AM Room 281-N
 02/21/2023 House—Committee Report recommending bill be passed as amended by Committee on Local Government—HJ 281
 02/23/2023 House—Committee of the Whole - Be passed as amended—HJ 329
 02/23/2023 House—Emergency Final Action - Passed as amended; Yea: 121 Nay: 0—HJ 337
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Federal and State Affairs—SJ 206
- H 2377** Bill by Child Welfare and Foster Care
Directing the office of vital statistics to provide birth or death certificates to the Kansas department for children and families and exempt the department from fees for such certificates.
 02/09/2023 House—Introduced—HJ 185
 02/10/2023 House—Referred to Committee on Child Welfare and Foster Care—HJ 204
 02/13/2023 House—Hearing: Wednesday, February 15, 2023, 1:30 PM Room 152-S
- H 2378** Bill by Veterans and Military
Authorizing the secretary of administration on behalf of the Kansas department for aging and disability services to convey lands in Shawnee county to the Kansas commission on veterans affairs.
 02/09/2023 House—Introduced—HJ 186
 02/09/2023 House—Hearing: Tuesday, February 14, 2023, 9:00 AM Room 281-N
 02/10/2023 House—Referred to Committee on Veterans and Military—HJ 205
 02/20/2023 House—Committee Report recommending bill be passed by Committee on Veterans and Military—HJ 271
 02/22/2023 House—Committee of the Whole - Be passed—HJ 297
 02/23/2023 House—Final Action - Passed; Yea: 121 Nay: 1—HJ 328
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Federal and State Affairs—SJ 206
- H 2379** Bill by Judiciary
Requiring protection from abuse and protection from stalking, sexual assault and human trafficking orders to restrain the plaintiff from contacting the defendant.
 02/09/2023 House—Introduced—HJ 186
 02/10/2023 House—Referred to Committee on Judiciary—HJ 205
- H 2380** Bill by Judiciary
Requiring a criminal conviction for civil asset forfeiture, remitting proceeds from civil asset forfeiture to the state general fund, increasing the burden of proof required to forfeit property, making certain property ineligible for forfeiture, providing persons involved in forfeiture proceedings representation by counsel and the ability to demand a jury trial and allowing a person to request a hearing on whether forfeiture is excessive.
 02/09/2023 House—Introduced—HJ 186

02/10/2023 House—Referred to Committee on Judiciary—HJ 205
 02/10/2023 House—Hearing: Wednesday, February 15, 2023, 3:30 PM Room 582-N
 02/21/2023 House—Withdrawn from Committee on Judiciary; Referred to Committee on Appropriations—HJ 274
 03/01/2023 House—Withdrawn from Committee on Appropriations; Referred to Committee on Corrections and Juvenile Justice—HJ 353

- H 2381** Bill by Judiciary
Requiring the court to appoint an attorney to represent a child who is the subject of child in need of care proceedings and allowing for the optional appointment of a guardian ad litem.
 02/09/2023 House—Introduced—HJ 186
 02/10/2023 House—Referred to Committee on Judiciary—HJ 205
 02/10/2023 House—Hearing: Thursday, February 16, 2023, 3:30 PM Room 582-N
- H 2382** Bill by K-12 Education Budget
Establishing the school district board of education member free speech and transparency act.
 02/09/2023 House—Introduced—HJ 186
 02/10/2023 House—Referred to Committee on K-12 Education Budget—HJ 205
 02/15/2023 House—Hearing: Monday, February 20, 2023, 3:30 PM Room 546-S
- H 2383** Bill by Judiciary
Allowing certain persons to take the examination to be certified by the supreme court as qualified to be a district magistrate judge.
 02/09/2023 House—Introduced—HJ 186
 02/10/2023 House—Referred to Committee on Judiciary—HJ 205
- H 2384** Bill by Taxation
Increasing the Kansas standard deduction by a cost-of-living adjustment for income tax purposes.
 02/09/2023 House—Introduced—HJ 199
 02/10/2023 House—Referred to Committee on Taxation—HJ 205
- H 2385** Bill by Corrections and Juvenile Justice
Creating an inference of an intent to distribute a controlled substance based on the quantity of the substance possessed instead of a rebuttable presumption.
 02/09/2023 House—Introduced—HJ 199
 02/10/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 204
- H 2386** Bill by Agriculture and Natural Resources Budget
Prohibiting a state or local governmental employee from entering or remaining on private property and providing exceptions.
 02/09/2023 House—Introduced—HJ 199
 02/10/2023 House—Referred to Committee on Agriculture and Natural Resources Budget—HJ 204
 02/17/2023 House—Hearing: Monday, February 20, 2023, 1:30 PM Room 118-N
 02/22/2023 House—Committee Report recommending bill be passed as amended by Committee on Agriculture and Natural Resources Budget—HJ 294
 02/23/2023 House—Stricken from Calendar by Rule 1507—HJ 350

- H 2387** Bill by Commerce, Labor and Economic Development
Providing funding for STAR bond districts to replace lost food sales tax revenue, authorizing renovation and construction costs for historic theaters and major amusement parks, including amusement rides, as eligible STAR bond project costs, extending the deadline for the STAR bond report to certain legislative committees, and increasing the financing limit for pay-as-you-go funding for rural redevelopment projects.
 02/09/2023 House—Introduced—HJ 199
 02/10/2023 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 204
 02/10/2023 House—Hearing: Thursday, February 16, 2023, 1:30 PM Room 346-S
 02/22/2023 House—Committee Report recommending bill be passed as amended by Committee on Commerce, Labor and Economic Development—HJ 301
 02/23/2023 House—Committee of the Whole - Be passed as amended—HJ 331
 02/23/2023 House—Emergency Final Action - Passed as amended; Yea: 72 Nay: 49—HJ 341
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Commerce—SJ 206
- H 2388** Bill by Commerce, Labor and Economic Development
Requiring that licensing bodies provide paper-based and verified electronic credentials to credential holders, including military servicemembers and others receiving Kansas credentials based on their credentials from other jurisdictions, that the secretary of administration develop and implement an electronic license verification system, that centralized electronic credential data management systems be established with instant verification systems operated by licensing bodies and excepting the certification of law enforcement officers from all provisions of the amended section.
 02/09/2023 House—Introduced—HJ 200
 02/10/2023 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 204
 02/13/2023 House—Hearing: Thursday, February 16, 2023, 1:30 PM Room 346-S
 02/21/2023 House—Committee Report recommending bill be passed as amended by Committee on Commerce, Labor and Economic Development—HJ 280
 02/22/2023 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 297
 03/01/2023 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Commerce, Labor and Economic Development—HJ 353
 03/07/2023 House—Committee Report recommending bill be passed as amended by Committee on Commerce, Labor and Economic Development—HJ 374
 03/16/2023 House—Committee of the Whole - Be passed as amended—HJ 435
 03/16/2023 House—Emergency Final Action - Passed as amended; Yea: 121 Nay: 0—HJ 437
 03/20/2023 Senate—Received and Introduced—SJ 263
 03/21/2023 Senate—Referred to Committee on Commerce—SJ 266
- H 2389** Bill by Commerce, Labor and Economic Development
Applying real estate broker licensure provisions to trusts, authorizing the Kansas real estate commission to issue cease and desist orders and providing that dealing in real estate transactions involving assignable contracts requires licensure.
 02/09/2023 House—Introduced—HJ 200
 02/10/2023 House—Referred to Committee on Commerce, Labor and Economic

Development—HJ 204

- H 2390** Bill by Health and Human Services
Senate Substitute for HB 2390 by Committee on Public Health and Welfare - Requiring the secretary of health and environment to study drug overdose death cases and providing for the confidentiality of acquired and related records, restricting the authority of the secretary of health and environment and local health officers to prevent the introduction and spread of infectious or contagious diseases and repealing the authority of the secretary to quarantine individuals and impose associated penalties.
- 02/09/2023 House—Introduced—HJ 200
 02/10/2023 House—Referred to Committee on Health and Human Services—HJ 204
 02/10/2023 House—Hearing: Wednesday, February 15, 2023, 1:30 PM Room 112-N
 02/17/2023 House—Committee Report recommending bill be passed as amended by Committee on Health and Human Services—HJ 257
 02/23/2023 House—Committee of the Whole - Be passed as amended—HJ 331
 02/23/2023 House—Emergency Final Action - Passed as amended; Yea: 121 Nay: 0—HJ 348
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Public Health and Welfare—SJ 206
 03/22/2023 Senate—Committee Report recommending substitute bill be passed by Committee on Public Health and Welfare—SJ 279
 03/28/2023 Senate—Committee of the Whole - Substitute bill be passed—SJ 360
 03/29/2023 Senate—Final Action - Substitute passed; Yea: 24 Nay: 16—SJ 380
 04/03/2023 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Landwehr, Representative Eplee and Representative Ruiz, S. as conferees—HJ 602
 04/04/2023 Senate—Motion to accede adopted; Senator Gossage, Senator Erickson and Senator Pettey appointed as conferees—SJ 406
 04/06/2023 House—Representative Carpenter, W., Representative Humphries, and Representative Hoye are appointed to replace Representative Landwehr, Representative Eplee, and Representative Ruiz, S. on the Conference Committee—HJ 671
 04/06/2023 Senate—Conference Committee Report agree to disagree adopted; Senator Gossage, Senator Erickson and Senator Pettey appointed as second conferees—SJ 517
 04/06/2023 House—Conference Committee Report agree to disagree adopted; Representative Carpenter, W., Representative Humphries and Representative Hoye appointed as second conferees—HJ 736
 04/06/2023 Senate—Conference Committee Report not adopted; Yea: 19 Nay: 18—SJ 1074
- H 2391** Bill by Elections
Substitute for HB 2391 by Committee on Elections - Amending the act establishing the governmental ethics commission, relating to campaign finance, establishing a five-year statute of limitations for bringing actions before the commission, limiting the commission's subpoena power, allowing respondents to transfer a hearing before the commission to a hearing officer under the office of administrative hearings.
- 02/09/2023 House—Introduced—HJ 200
 02/10/2023 House—Referred to Committee on Elections—HJ 204
 02/10/2023 House—Hearing: Thursday, February 16, 2023, 3:30 PM Room 218-N
 02/22/2023 House—Committee Report recommending bill be passed as amended by

Committee on Elections—HJ 303
 02/22/2023 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 307
 03/01/2023 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Elections—HJ 352
 03/15/2023 House—Committee Report recommending substitute bill be passed by Committee on Elections—HJ 420

- H 2392** Bill by Veterans and Military
Updating the Kansas code of military justice relating to certain definitions, unlawful acts and punishment requirements thereof.
 02/10/2023 House—Introduced—HJ 202
 02/10/2023 House—Hearing: Thursday, February 16, 2023, 9:00 AM Room 281-N
 02/13/2023 House—Referred to Committee on Veterans and Military—HJ 207
 02/21/2023 House—Committee Report recommending bill be passed as amended by Committee on Veterans and Military—HJ 282
 02/23/2023 House—Committee of the Whole - Be passed as amended—HJ 331
 02/23/2023 House—Emergency Final Action - Passed as amended; Yea: 121 Nay: 0—HJ 345
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Judiciary—SJ 206

- H 2393** Bill by Welfare Reform
Directing the secretary for children and families to review and compare data for public assistance program eligibility.
 02/10/2023 House—Introduced—HJ 202
 02/13/2023 House—Referred to Committee on Welfare Reform—HJ 207

- H 2394** Bill by Welfare Reform
Creating an energy assistance program and a program for unhoused individuals to secure affordable housing and establishing eligibility for such programs.
 02/10/2023 House—Introduced—HJ 202
 02/13/2023 House—Referred to Committee on Welfare Reform—HJ 207

- H 2395** Bill by Judiciary
Continuing in existence certain exceptions to the disclosure of public records under the open records act.
 02/10/2023 House—Introduced—HJ 203
 02/10/2023 House—Hearing: Tuesday, February 14, 2023, 3:30 PM Room 582-N
 02/13/2023 House—Referred to Committee on Judiciary—HJ 207
 02/21/2023 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 280
 02/23/2023 House—Committee of the Whole - Be passed—HJ 329
 02/23/2023 House—Emergency Final Action - Passed; Yea: 121 Nay: 0—HJ 335
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Judiciary—SJ 206
 03/08/2023 Senate—Hearing: Wednesday, March 15, 2023, 10:30 AM Room 346-S
 03/16/2023 Senate—Committee Report recommending bill be passed by Committee on Judiciary—SJ 255
 03/28/2023 Senate—Committee of the Whole - Be passed—SJ 361
 03/29/2023 Senate—Final Action - Passed; Yea: 40 Nay: 0—SJ 381
 04/05/2023 House—Enrolled and presented to Governor on Tuesday, April 4, 2023—HJ 670

04/24/2023 House—Approved by Governor on Friday, April 14, 2023—HJ 1283

- H 2396** Bill by Judiciary
Requiring a criminal conviction for civil asset forfeiture and proof beyond a reasonable doubt that property is subject to forfeiture, remitting proceeds to the state general fund and requiring law enforcement agencies to make forfeiture reports more frequently.
 02/10/2023 House—Introduced—HJ 203
 02/13/2023 House—Referred to Committee on Judiciary—HJ 207
- H 2397** Bill by Agriculture and Natural Resources
Prohibiting conveyance of certain real property in this state to foreign adversaries.
 02/10/2023 House—Introduced—HJ 203
 02/13/2023 House—Referred to Committee on Agriculture and Natural Resources—HJ 207
 02/14/2023 House—Hearing: Thursday, February 16, 2023, 3:30 PM Room 112-N
- H 2398** Bill by Corrections and Juvenile Justice
Adding the placing of controlled substances into pills into the definition of manufacture, increasing the criminal penalties for manufacturing fentanyl and creating a special sentencing rule to make sentences for distributing fentanyl presumptive imprisonment.
 02/10/2023 House—Introduced—HJ 203
 02/13/2023 House—Referred to Committee on Corrections and Juvenile Justice—HJ 207
 02/13/2023 House—Hearing: Tuesday, February 14, 2023, 1:30 PM Room 546-S
 02/16/2023 House—Committee Report recommending bill be passed as amended by Committee on Corrections and Juvenile Justice—HJ 244
 02/23/2023 House—Committee of the Whole - Be passed as amended—HJ 331
 02/23/2023 House—Emergency Final Action - Passed as amended; Yea: 121 Nay: 0—HJ 342
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Judiciary—SJ 206
- H 2399** Bill by Commerce, Labor and Economic Development
Enacting the freelance isn't free act to provide protections for freelance workers, authorizing the secretary of labor to investigate alleged violations and the attorney general to enforce orders against violators, establishing a private cause of action for freelance workers against violators and establishing an assistance program for freelance workers to be administered by the secretary of labor.
 02/10/2023 House—Introduced—HJ 203
 02/13/2023 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 207
 02/14/2023 House—Hearing: Monday, February 20, 2023, 1:30 PM Room 346-S
- H 2400** Bill by Commerce, Labor and Economic Development
Enacting the Kansas adult learner grant act to facilitate workforce development by providing grants and workforce retention incentive tax credits to adults who pursue baccalaureate degrees from eligible postsecondary educational institutions in certain fields of study.
 02/10/2023 House—Introduced—HJ 203
 02/13/2023 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 207

02/13/2023 House—Hearing: Wednesday, February 15, 2023, 1:30 PM Room 346-S
 02/22/2023 House—Committee Report recommending bill be passed as amended by
 Committee on Commerce, Labor and Economic Development—HJ 302
 02/23/2023 House—Withdrawn from Calendar; Referred to Committee on
 Appropriations—HJ 349
 03/01/2023 House—Withdrawn from Committee on Appropriations; Rereferred to
 Committee on Commerce, Labor and Economic Development—HJ 353
 03/07/2023 House—Committee Report recommending bill be passed as amended by
 Committee on Commerce, Labor and Economic Development—HJ 375
 03/15/2023 House—Committee of the Whole - Be passed as amended—HJ 419
 03/16/2023 House—Final Action - Passed as amended; Yea: 116 Nay: 6—HJ 433
 03/16/2023 Senate—Received and Introduced—SJ 254
 03/17/2023 Senate—Referred to Committee on Commerce—SJ 262

H 2401 Bill by Commerce, Labor and Economic Development
**Defining "benefit year" and "temporary unemployment" in the employment
 security law, allowing the extension of temporary unemployment; requiring
 electronic report filing by certain employers, permitting discretion in
 appointments and terms for the temporary employment security board of
 review, delaying new account formation after certain business acquisitions,
 requiring the new unemployment insurance system to allow employer reports
 regarding claimant compliance and authorizing the legislative coordinating
 council to extend new system implementation deadlines.**

02/10/2023 House—Introduced—HJ 203
 02/13/2023 House—Referred to Committee on Commerce, Labor and Economic
 Development—HJ 207
 02/17/2023 House—Withdrawn from Committee on Commerce, Labor and Economic
 Development; Referred to Committee on Appropriations—HJ 251
 03/01/2023 House—Withdrawn from Committee on Appropriations; Rereferred to
 Committee on Commerce, Labor and Economic Development—HJ 353
 03/08/2023 House—Hearing: Tuesday, March 14, 2023, 1:30 PM Room 346-S
 03/20/2023 House—Committee Report recommending bill be passed as amended by
 Committee on Commerce, Labor and Economic Development—HJ 452
 03/27/2023 House—Committee of the Whole - Be passed as amended—HJ 510
 03/27/2023 House—Emergency Final Action - Passed as amended; Yea: 119 Nay: 4—
 HJ 539
 03/29/2023 Senate—Received and Introduced—SJ 381
 03/30/2023 Senate—Referred to Committee on Commerce—SJ 393

H 2402 Bill by Federal and State Affairs
**Prohibiting new self-service storage facilities from being located within 1,000 feet
 of a child care facility or school.**

02/10/2023 House—Introduced—HJ 204
 02/13/2023 House—Referred to Committee on Federal and State Affairs—HJ 207

H 2403 Bill by Federal and State Affairs
**Creating the crime of unlawful storage of any firearm including a rifle, shotgun or
 machine gun or stun guns and the crime of unlawful storage of a large
 magazine capacity rifle or shotgun or machine gun where a minor has access.**

02/10/2023 House—Introduced—HJ 204
 02/13/2023 House—Referred to Committee on Federal and State Affairs—HJ 207

- H 2404** Bill by Federal and State Affairs
Enacting the Kansas protection of pensions and businesses against ideological interference act, relating to ideological boycotts involving environmental, social or governance standards, requiring KPERS to divest from and prohibiting state contracts or the deposit of state moneys with entities engaged in such boycotts as determined by the state treasurer and prohibiting discriminatory practices in the financial services industry based on such boycotts.
 02/10/2023 House—Introduced—HJ 204
 02/13/2023 House—Referred to Committee on Federal and State Affairs—HJ 207
- H 2405** Bill by Federal and State Affairs
Establishing the Kansas legal tender act and providing for an income tax subtraction modification for sales of specie.
 02/10/2023 House—Introduced—HJ 204
 02/13/2023 House—Referred to Committee on Federal and State Affairs—HJ 207
- H 2406** Bill by Federal and State Affairs
Prohibiting persons in charge of a building from requiring off-duty police officers carrying a concealed handgun from providing certain personal information or wearing anything identifying such persons as a law enforcement officer or as being armed.
 02/10/2023 House—Introduced—HJ 204
 02/13/2023 House—Referred to Committee on Federal and State Affairs—HJ 207
 02/15/2023 House—Hearing: Tuesday, February 21, 2023, 9:00 AM Room 346-S
 03/02/2023 House—Committee Report recommending bill be passed by Committee on Federal and State Affairs—HJ 366
- H 2407** Bill by Child Welfare and Foster Care
Creating conditions for the administration of certain tests, questionnaires, surveys and examinations and eliminating the parental consent requirements.
 02/10/2023 House—Introduced—HJ 204
 02/13/2023 House—Referred to Committee on Child Welfare and Foster Care—HJ 207
 02/15/2023 House—Hearing: Monday, February 20, 2023, 1:30 PM Room 152-S
- H 2408** Bill by Health and Human Services
Exempting certain services provided in an adult care homes from the provisions of the acts regulating cosmetologists and barbers.
 02/10/2023 House—Introduced—HJ 206
 02/13/2023 House—Referred to Committee on Health and Human Services—HJ 207
 02/15/2023 House—Hearing: Monday, February 20, 2023, 1:30 PM Room 112-N
 02/21/2023 House—Committee Report recommending bill be passed by Committee on Health and Human Services—HJ 280
 02/23/2023 House—Committee of the Whole - Be passed—HJ 330
 02/23/2023 House—Emergency Final Action - Passed; Yea: 120 Nay: 1—HJ 339
 03/01/2023 Senate—Received and Introduced—SJ 203
 03/02/2023 Senate—Referred to Committee on Public Health and Welfare—SJ 206
 03/08/2023 Senate—Hearing: Tuesday, March 14, 2023, 8:30 AM Room 142-S
- H 2409** Bill by Judiciary
Enacting the Kansas uniform parentage act (2017).
 02/10/2023 House—Introduced—HJ 206
 02/10/2023 House—Hearing: Monday, February 13, 2023, 3:30 PM Room 582-N
 02/13/2023 House—Referred to Committee on Judiciary—HJ 207

- H 2410** Bill by Taxation
Increasing the taxable income amounts by a cost-of-living adjustment for determining Kansas income tax owed.
 02/13/2023 House—Introduced—HJ 207
 02/14/2023 House—Referred to Committee on Taxation—HJ 218
- H 2411** Bill by Taxation
Decreasing the penalties for employer failing to timely remit employee withholding income taxes.
 02/13/2023 House—Introduced—HJ 207
 02/14/2023 House—Referred to Committee on Taxation—HJ 218
 03/01/2023 House—Hearing: Tuesday, March 7, 2023, 3:30 PM Room 346-S
- H 2412** Bill by Federal and State Affairs
Removing state agency fees for concealed-carry licenses.
 02/14/2023 House—Introduced—HJ 217
 02/15/2023 House—Referred to Committee on Federal and State Affairs—HJ 226
 03/01/2023 House—Hearing: Tuesday, March 7, 2023, 9:00 AM Room 346-S
 03/16/2023 House—Committee Report recommending bill be passed by Committee on Federal and State Affairs—HJ 440
 03/28/2023 House—Committee of the Whole - Be passed—HJ 561
 03/29/2023 House—Final Action - Passed; Yea: 91 Nay: 33—HJ 572
 03/29/2023 Senate—Received and Introduced—SJ 391
 03/30/2023 Senate—Referred to Committee on Federal and State Affairs—SJ 393
- H 2413** Bill by Federal and State Affairs
Requiring firearms and stun guns to be stored in locked containers, establishing crimes for failure to store such weapons where a person under 18 years of age has access to such weapons and creating more severe penalties for firearms with large-capacity magazines.
 02/14/2023 House—Introduced—HJ 217
 02/15/2023 House—Referred to Committee on Federal and State Affairs—HJ 226
- H 2414** Bill by Appropriations
Substitute for HB 2414 by Committee on Commerce, Labor and Economic Development - Developing postsecondary engineering programs, providing scholarships for engineering students at certain public and private institutions of higher education by establishing a matching grant program to be administered by the secretary of commerce and creating the engineering graduate incentive fund.
 02/14/2023 House—Introduced—HJ 222
 02/15/2023 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 226
 02/21/2023 House—Hearing: Wednesday, March 1, 2023, 1:30 PM Room 346-S
 03/13/2023 House—Committee Report recommending substitute bill be passed by Committee on Commerce, Labor and Economic Development—HJ 397
 03/27/2023 House—Committee of the Whole - Substitute bill be passed—HJ 510
 03/27/2023 House—Emergency Final Action - Substitute passed; Yea: 82 Nay: 40—HJ 540
 03/29/2023 Senate—Received and Introduced—SJ 381
 03/30/2023 Senate—Referred to Committee on Commerce—SJ 393
- H 2415** Bill by Appropriations
Establishing the KanCare bridge to a healthy Kansas program to expand

Medicaid eligibility.

02/14/2023 House—Introduced—HJ 223

02/15/2023 House—Referred to Committee on Appropriations—HJ 226

H 2416 Bill by Taxation**Providing for a sales tax exemption for area agencies on aging and purchases made by Kansas suicide prevention HQ, inc.**

02/14/2023 House—Introduced—HJ 223

02/15/2023 House—Referred to Committee on Taxation—HJ 227

02/22/2023 House—Hearing: Thursday, March 2, 2023, 3:30 PM Room 346-S

03/13/2023 House—Committee Report recommending bill be passed as amended by Committee on Taxation—HJ 403

03/28/2023 House—Committee of the Whole - Be passed as amended—HJ 560

03/29/2023 House—Final Action - Passed as amended; Yea: 114 Nay: 10—HJ 573

04/03/2023 Senate—Received and Introduced—SJ 397

04/04/2023 Senate—Referred to Committee on Assessment and Taxation—SJ 402

H 2417 Bill by Federal and State Affairs**Creating the medical cannabis regulation act to regulate the cultivation, processing, distribution, sale and use of medical cannabis.**

02/15/2023 House—Introduced—HJ 225

02/16/2023 House—Referred to Committee on Federal and State Affairs—HJ 235

03/28/2023 House—Withdrawn from Committee on Federal and State Affairs; Referred to Committee on Interstate Cooperation—HJ 558

H 2418 Bill by Appropriations**Abolishing the study commission for the consolidation of Kansas City, Kansas, and Wyandotte county, consolidation commission of Topeka, Kansas, and Shawnee county, study commission for the consolidation in Greeley county, state emergency response commission, transportation vision task force, Persian Gulf war veterans health initiative act, Kansas export finance act, community strategic planning assistance act, natural and scientific areas advisory board, public finance transparency board, Kansas film services commission, Kansas bioscience authority, KAN-ED act and department of health and environment advisory committees.**

02/15/2023 House—Introduced—HJ 226

02/16/2023 House—Referred to Committee on Appropriations—HJ 235

03/08/2023 House—Hearing: Thursday, March 16, 2023, 9:00 AM Room 112-N

03/24/2023 House—Committee Report recommending bill be passed as amended by Committee on Appropriations—HJ 505

03/27/2023 House—Committee of the Whole - Be passed as amended—HJ 527

03/27/2023 House—Emergency Final Action - Passed as amended; Yea: 123 Nay: 0—HJ 543

03/28/2023 Senate—Received and Introduced—SJ 357

03/29/2023 Senate—Referred to Committee on Ways and Means—SJ 367

H 2419 Bill by Taxation**Establishing an income tax credit for expenses incurred for the care of cats and dogs.**

02/15/2023 House—Introduced—HJ 226

02/16/2023 House—Referred to Committee on Taxation—HJ 235

- H 2420** Bill by Taxation
Establishing tax withholding requirements when certain employees work in multiple states.
 02/15/2023 House—Introduced—HJ 226
 02/16/2023 House—Referred to Committee on Taxation—HJ 235
- H 2421** Bill by Taxation
Providing countywide retailers' sales tax authority for Grant county.
 02/15/2023 House—Introduced—HJ 226
 02/16/2023 House—Referred to Committee on Taxation—HJ 235
 03/02/2023 House—Hearing: Wednesday, March 8, 2023, 3:30 PM Room 346-S
 03/13/2023 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Taxation—HJ 401
 03/16/2023 House—Final Action - Passed; Yea: 122 Nay: 0—HJ 431
 03/16/2023 Senate—Received and Introduced—SJ 254
 03/17/2023 Senate—Referred to Committee on Assessment and Taxation—SJ 262
- H 2422** Bill by Federal and State Affairs
Eliminating the statutory qualifications listed for the chief inspector for boiler safety appointed by the state fire marshal.
 02/15/2023 House—Introduced—HJ 232
 02/16/2023 House—Referred to Committee on Federal and State Affairs—HJ 235
 02/22/2023 House—Hearing: Thursday, March 2, 2023, 9:00 AM Room 346-S
 03/07/2023 House—Committee Report recommending bill be passed by Committee on Federal and State Affairs—HJ 375
 03/15/2023 House—Committee of the Whole - Be passed—HJ 419
 03/16/2023 House—Final Action - Passed; Yea: 121 Nay: 1—HJ 434
 03/16/2023 Senate—Received and Introduced—SJ 254
 03/17/2023 Senate—Referred to Committee on Federal and State Affairs—SJ 262
- H 2423** Bill by Taxation
Enacting the act against abusive access litigation to create a civil action for determining whether litigation that alleges any access violation under the Americans with disabilities act or similar law constitutes abusive litigation and authorizing penalties for such abusive litigation.
 02/16/2023 House—Introduced—HJ 234
 02/17/2023 House—Referred to Committee on Judiciary—HJ 251
 03/01/2023 House—Hearing: Thursday, March 2, 2023, 3:30 PM Room 582-N
- H 2424** Bill by Taxation
Establishing a refundable income, privilege and premium tax credit for direct payments made by employers to student loans on behalf of a qualified employee.
 02/16/2023 House—Introduced—HJ 234
 02/17/2023 House—Referred to Committee on Taxation—HJ 251
- H 2425** Bill by Taxation
Establishing a refundable income tax credit for tuition payments made to postsecondary educational institutions.
 02/16/2023 House—Introduced—HJ 234
 02/17/2023 House—Referred to Committee on Taxation—HJ 251

- H 2426** Bill by Federal and State Affairs
Authorizing appeals from certain decisions related to a citizen-initiated grand jury.
02/16/2023 House—Introduced—HJ 235
02/17/2023 House—Referred to Committee on Interstate Cooperation—HJ 251
- H 2427** Bill by Federal and State Affairs
Requiring school districts to provide separate accommodations for students of each biological sex on overnight school sponsored trips.
02/16/2023 House—Introduced—HJ 235
02/17/2023 House—Referred to Committee on Education—HJ 251
03/14/2023 House—Hearing: Wednesday, March 22, 2023, 1:30 PM Room 218-N
03/27/2023 House—Committee Report recommending bill be passed as amended by Committee on Education—HJ 525
- H 2428** Bill by Appropriations
Providing membership in the Kansas police and firemen's retirement system for certain security officers of the department of corrections and for certain law enforcement officers and employees of the Kansas department of wildlife and parks.
02/16/2023 House—Introduced—HJ 235
02/17/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 251
- H 2429** Bill by Appropriations
Establishing the alternatives to abortion program to provide resources and promote childbirth to women facing unplanned pregnancies.
02/16/2023 House—Introduced—HJ 235
02/17/2023 House—Referred to Committee on Health and Human Services—HJ 251
03/07/2023 House—Hearing: (proponents) Tuesday, March 7, 2023, 1:30 PM Room 112-N
03/07/2023 House—Hearing: (opponents) Tuesday, March 7, 2023, 1:30 PM Room 112-N
03/09/2023 House—Committee Report recommending bill be passed as amended by Committee on Health and Human Services—HJ 393
- H 2430** Bill by Federal and State Affairs
Providing for requirements for use of funds allocated to agencies for the purpose of supporting unhoused individuals and creating penalties for unauthorized camping on government-owned land.
02/20/2023 House—Introduced—HJ 271
02/21/2023 House—Referred to Committee on Welfare Reform—HJ 274
02/23/2023 House—Hearing: Thursday, March 2, 2023, 1:30 PM Room 152-S
- H 2431** Bill by Federal and State Affairs
Allowing vessels that operate upon the Perry reservoir to be licensed as clubs and drinking establishments.
02/20/2023 House—Introduced—HJ 271
02/21/2023 House—Referred to Committee on Federal and State Affairs—HJ 274
- H 2432** Bill by Appropriations
Providing postsecondary tuition assistance to certain children of qualifying public school teachers.

02/21/2023 House—Introduced—HJ 274
 02/22/2023 House—Referred to Committee on K-12 Education Budget—HJ 289

- H 2433** Bill by Taxation
Allowing a taxpayer to elect the taxable year in which a subtraction modification for contributions to a qualified tuition program would be applied.
 02/21/2023 House—Introduced—HJ 274
 02/22/2023 House—Referred to Committee on Taxation—HJ 289
- H 2434** Bill by Taxation
Crediting tax revenue generated from wagers made on historical horse races to the horse breeding development fund and the horse fair racing benefit fund.
 02/21/2023 House—Introduced—HJ 274
 02/22/2023 House—Referred to Committee on Taxation—HJ 289
 03/02/2023 House—Hearing: Wednesday, March 8, 2023, 3:30 PM Room 346-S
- H 2435** Bill by Taxation
Decreasing the sales and use tax rate, establishing a 0% state rate for sales and use taxes for food and food ingredients, providing a sales tax exemption for children's diapers and feminine hygiene products, establishing the STAR bonds food sales tax revenue replacement fund and altering the calculation for STAR bond districts.
 02/22/2023 House—Introduced—HJ 288
 02/23/2023 House—Referred to Committee on Taxation—HJ 308
- H 2436** Bill by Appropriations
Enacting the Kansas public investments and contracts protection act concerning environmental, social and governance (ESG) criteria, prohibiting the state and political subdivisions from giving preferential treatment to or discriminating against companies based on such ESG criteria in procuring or letting contracts, requiring KPERS fiduciaries to act solely in the financial interest of the participants and beneficiaries of the system, restricting state agencies from adopting ESG criteria or requiring any person or business to operate in accordance with such criteria and providing for enforcement of such act by the attorney general.
 02/22/2023 House—Introduced—HJ 288
 02/23/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 308
 03/02/2023 House—Hearing: Wednesday, March 8, 2023, 9:00 AM Room 582-N
 03/16/2023 House—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Pensions—HJ 440
 03/22/2023 House—Committee of the Whole - Be passed as amended—HJ 482
 03/23/2023 House—Final Action - Passed as amended; Yea: 85 Nay: 38—HJ 492
 03/24/2023 Senate—Received and Introduced—SJ 304
 03/27/2023 Senate—Referred to Committee on Federal and State Affairs—SJ 321
- H 2437** Bill by Federal and State Affairs
Updating certain terms, requirements and fees contained in the Kansas pet animal act.
 02/22/2023 House—Introduced—HJ 289
 02/23/2023 House—Referred to Committee on Federal and State Affairs—HJ 308
 03/08/2023 House—Withdrawn from Committee on Federal and State Affairs; Referred to Committee on Agriculture and Natural Resources—HJ 386
 03/15/2023 House—Hearing: Wednesday, March 22, 2023, 3:30 PM Room 112-N

- H 2438** Bill by Federal and State Affairs
Eliminating the instructor-coordinator's certificate requirement associated with the teaching of emergency medical services courses.
 02/22/2023 House—Introduced—HJ 289
 02/23/2023 House—Referred to Committee on Federal and State Affairs—HJ 308
 03/01/2023 House—Hearing: Tuesday, March 7, 2023, 9:00 AM Room 346-S
 03/20/2023 House—Committee Report recommending bill be passed as amended by Committee on Federal and State Affairs—HJ 460
 03/27/2023 House—Committee of the Whole - Be passed as amended—HJ 509
 03/27/2023 House—Emergency Final Action - Passed as amended; Yea: 123 Nay: 0—HJ 538
 03/29/2023 Senate—Received and Introduced—SJ 381
 03/30/2023 Senate—Referred to Committee on Federal and State Affairs—SJ 393
- H 2439** Bill by Federal and State Affairs
Requiring notification to patients that the effects of a medication abortion may be reversible.
 02/22/2023 House—Introduced—HJ 289
 02/23/2023 House—Referred to Committee on Health and Human Services—HJ 308
 03/15/2023 House—Hearing: Monday, March 20, 2023, 1:30 PM Room 112-N
 03/21/2023 House—Committee Report recommending bill be passed by Committee on Health and Human Services—HJ 472
 03/28/2023 House—Committee of the Whole - Be passed—HJ 558
 03/29/2023 House—Final Action - Passed; Yea: 85 Nay: 39—HJ 574
 03/29/2023 Senate—Received and Introduced—SJ 391
 03/30/2023 Senate—Referred to Committee on Federal and State Affairs—SJ 393
- H 2440** Bill by Taxation
Requiring public utilities to report certain data.
 02/22/2023 House—Introduced—HJ 300
 02/23/2023 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 308
- H 2441** Bill by Federal and State Affairs
Creating the anti-red flag gun seizure act to prohibit the enforcement of any law, regulation or order that prohibits the possession of a firearm in violation of amendment II to the constitution of the United States.
 02/22/2023 House—Introduced—HJ 300
 02/23/2023 House—Referred to Committee on Federal and State Affairs—HJ 308
- H 2442** Bill by Federal and State Affairs
Creating the Kansas gun rights preservation act to prohibit the infringement of Kansas citizens' constitutional right to keep and bear arms by the federal government.
 02/22/2023 House—Introduced—HJ 301
 02/23/2023 House—Referred to Committee on Federal and State Affairs—HJ 308
- H 2443** Bill by Appropriations
Establishing the office of the child advocate.
 02/23/2023 House—Introduced—HJ 349
 03/01/2023 House—Hearing: Monday, March 6, 2023, 1:30 PM Room 152-S
 03/01/2023 House—Referred to Committee on Child Welfare and Foster Care—HJ 352
 03/16/2023 House—Committee Report recommending bill be passed as amended by

Committee on Child Welfare and Foster Care—HJ 439
 03/27/2023 House—Committee of the Whole - Be passed as amended—HJ 531
 03/27/2023 House—Emergency Final Action - Passed as amended; Yea: 116 Nay: 7—
 HJ 547
 03/29/2023 Senate—Received and Introduced—SJ 381
 03/30/2023 Senate—Referred to Committee on Judiciary—SJ 393

- H 2444** Bill by Appropriations
Establishing the school district mental health intervention team program in statute to provide coordinated mental health services for students among school districts and community mental health centers.

02/23/2023 House—Introduced—HJ 349
 03/01/2023 House—Referred to Committee on Health and Human Services—HJ 352
 03/02/2023 House—Withdrawn from Committee on Health and Human Services;
 Referred to Committee on K-12 Education Budget—HJ 367
 03/06/2023 House—Hearing: Wednesday, March 8, 2023, 3:30 PM Room 546-S

- H 2445** Bill by Taxation
Providing for additional income tax rate brackets.

03/02/2023 House—Introduced—HJ 360
 03/03/2023 House—Referred to Committee on Taxation—HJ 368

- H 2446** Bill by Federal and State Affairs
Prohibiting cities and counties from regulating plastic and other containers designed for the consumption, transportation or protection of merchandise, food or beverages.

03/02/2023 House—Introduced—HJ 360
 03/03/2023 House—Referred to Committee on Federal and State Affairs—HJ 368
 03/08/2023 House—Hearing: Wednesday, March 15, 2023, 9:00 AM Room 346-S
 03/22/2023 House—Committee Report recommending bill be passed as amended by
 Committee on Federal and State Affairs—HJ 483
 03/27/2023 House—Committee of the Whole - Be passed as amended—HJ 531
 03/27/2023 House—Emergency Final Action - Passed as amended; Yea: 72 Nay: 51—
 HJ 548
 03/29/2023 Senate—Received and Introduced—SJ 381
 03/30/2023 Senate—Referred to Committee on Commerce—SJ 393

- H 2447** Bill by Federal and State Affairs
Prohibiting cities and counties from banning the sale of products or services otherwise allowed by state law.

03/07/2023 House—Introduced—HJ 372
 03/08/2023 House—Referred to Committee on Commerce, Labor and Economic
 Development—HJ 378
 03/08/2023 House—Hearing: Monday, March 13, 2023, 1:30 PM Room 346-S
 03/16/2023 House—Committee Report recommending bill be passed as amended by
 Committee on Commerce, Labor and Economic Development—HJ 440

- H 2448** Bill by Appropriations
Creating the legislative compensation commission and prescribing powers and duties of the commission and the legislature.

03/07/2023 House—Introduced—HJ 372
 03/08/2023 House—Referred to Committee on Legislative Modernization—HJ 378
 03/08/2023 House—Hearing: Monday, March 13, 2023, 9:00 AM Room 218-N

- H 2449** Bill by Appropriations
Providing that all members of statutory boards or commissions who are authorized by statute to receive compensation shall receive the amount of per diem compensation paid to legislators.
 03/07/2023 House—Introduced—HJ 375
 03/08/2023 House—Referred to Committee on Appropriations—HJ 378
 03/08/2023 House—Hearing: Tuesday, March 14, 2023, 9:00 AM Room 112-N
 03/23/2023 House—Committee Report recommending bill be passed by Committee on Appropriations—HJ 496
 03/27/2023 House—Committee of the Whole - Be passed—HJ 527
 03/27/2023 House—Emergency Final Action - Passed; Yea: 111 Nay: 11—HJ 543
 03/28/2023 Senate—Received and Introduced—SJ 357
 03/29/2023 Senate—Referred to Committee on Ways and Means—SJ 367
- H 2450** Bill by Taxation
Providing a sales tax exemption for the construction or remodeling of a qualified data center in Kansas, and the purchase of data center equipment, eligible data center costs, electricity and certain labor costs to qualified firms that commit to a minimum investment of at least \$600,000,000 and meet new Kansas jobs and other requirements.
 03/08/2023 House—Introduced—HJ 377
 03/09/2023 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 388
 03/09/2023 House—Hearing: Tuesday, March 14, 2023, 1:30 PM Room 346-S
- H 2451** Bill by Federal and State Affairs
Specifying the delta-9 tetrahydrocannabinol concentration amount for final hemp products and allowing certain hemp products to be manufactured, marketed, sold or distributed.
 03/08/2023 House—Introduced—HJ 377
 03/09/2023 House—Referred to Committee on Federal and State Affairs—HJ 388
 03/28/2023 House—Withdrawn from Committee on Federal and State Affairs; Referred to Committee on Interstate Cooperation—HJ 558
- H 2452** Bill by Appropriations
Eliminating the requirement that the state employees health care commission offer long-term care insurance and indemnity insurance.
 03/08/2023 House—Introduced—HJ 385
 03/09/2023 House—Referred to Committee on Health and Human Services—HJ 388
 03/15/2023 House—Hearing: Monday, March 20, 2023, 1:30 PM Room 112-N
 03/21/2023 House—Committee Report recommending bill be passed by Committee on Health and Human Services—HJ 472
 03/27/2023 House—Committee of the Whole - Be passed—HJ 527
 03/27/2023 House—Emergency Final Action - Passed; Yea: 123 Nay: 0—HJ 546
 03/28/2023 Senate—Received and Introduced—SJ 357
 03/29/2023 Senate—Referred to Committee on Ways and Means—SJ 367
- H 2453** Bill by Appropriations
Enacting the dentist and dental hygienist compact to provide interstate practice privileges for dentists and dental hygienists.
 03/08/2023 House—Introduced—HJ 386
 03/09/2023 House—Referred to Committee on Health and Human Services—HJ 388

- H 2454** Bill by Taxation
Providing a sales tax exemption for purchases of construction materials by a contractor for a not-for-profit corporation operating a theater.
03/09/2023 House—Introduced—HJ 387
03/10/2023 House—Referred to Committee on Taxation—HJ 395
- H 2455** Bill by Federal and State Affairs
Updating the Kansas general corporation code, the business entity transactions act, the business entity standard treatment act, the Kansas revised uniform limited partnership act and the Kansas uniform partnership act.
03/09/2023 House—Introduced—HJ 387
03/09/2023 House—Hearing: Tuesday, March 14, 2023, 3:30 PM Room 582-N
03/10/2023 House—Referred to Committee on Judiciary—HJ 395
03/17/2023 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 443
- H 2456** Bill by Federal and State Affairs
Imposing requirements for reapportionment legislation.
03/09/2023 House—Introduced—HJ 388
03/10/2023 House—Referred to Committee on Federal and State Affairs—HJ 395
- H 2457** Bill by Taxation
Providing an income tax rate of 4.95% for individuals and decreasing the normal tax for corporations, increasing the income limit for the income tax subtraction modification for social security income and providing that all social security income qualifies for the subtraction modification commencing in tax year 2026, increasing the Kansas standard deduction for individuals and further increasing the standard deduction by a cost-of-living adjustment, discontinuing the food sales tax credit, decreasing the privilege tax surtax, establishing a 0% state rate for sales and use taxes for food and food ingredients on July 1, 2023, and increasing the extent of property tax exemption for residential property from the statewide school levy.
03/13/2023 House—Introduced—HJ 396
03/14/2023 House—Referred to Committee on Taxation—HJ 407
03/15/2023 House—Hearing: Tuesday, March 21, 2023, 3:30 PM Room 346-S
- H 2458** Bill by Federal and State Affairs
Authorizing the state board of education to establish a new unified school district, if necessary, for the attachment of territory of a school district disorganized via voter petition and providing for administrative and judicial review of resolutions to permanently close a public school building.
03/13/2023 House—Introduced—HJ 396
03/14/2023 House—Referred to Committee on Education—HJ 407
03/20/2023 House—Hearing: Wednesday, March 22, 2023, 1:30 PM Room 218-N
- H 2459** Bill by Appropriations
Prohibiting the change of the point of diversion of a water right if such change causes the safe yield of the source of water supply to be exceeded.
03/15/2023 House—Introduced—HJ 415
03/16/2023 House—Referred to Committee on Water—HJ 429

- H 2460** Bill by Appropriations
Prohibiting postsecondary educational institutions from taking certain actions regarding admission applicants and faculty concerning diversity, equity, inclusion or patriotism, exceptions; providing for civil remedies and penalties.
 03/16/2023 House—Introduced—HJ 428
 03/17/2023 House—Referred to Committee on Appropriations—HJ 443
- H 2461** Bill by Appropriations
Authorizing the Kansas development finance authority to issue bonds for the construction and equipment of the NIAR technology and innovation building on the innovation campus of Wichita state university.
 03/16/2023 House—Introduced—HJ 428
 03/17/2023 House—Referred to Committee on Appropriations—HJ 443
- H 2462** Bill by Appropriations
Authorizing the Kansas development finance authority to issue bonds for the construction and renovation of a new department of nursing and student wellness center on the campus of Emporia state university.
 03/16/2023 House—Introduced—HJ 428
 03/17/2023 House—Referred to Committee on Appropriations—HJ 443
- H 2463** Bill by Appropriations
Authorizing the Kansas development finance authority to issue bonds for the renovation and equipment of the university stadium on the campus of Wichita state university.
 03/16/2023 House—Introduced—HJ 428
 03/17/2023 House—Referred to Committee on Appropriations—HJ 443
- H 2464** Bill by Appropriations
Increasing the dollar amount of state scholarships for students attending a postsecondary educational institution who have established financial need.
 03/16/2023 House—Introduced—HJ 428
 03/17/2023 House—Referred to Committee on Appropriations—HJ 443
- H 2465** Bill by Taxation
Clarifying the determination of taxable income and providing for the passing through of tax credits to electing pass-through entity owners for purposes of the salt parity act.
 03/16/2023 House—Introduced—HJ 442
 03/17/2023 House—Referred to Committee on Taxation—HJ 443
 03/20/2023 House—Hearing: Wednesday, March 22, 2023, 3:30 PM Room 346-S
 03/24/2023 House—Committee Report recommending bill be passed by Committee on Taxation—HJ 507
 03/28/2023 House—Committee of the Whole - Be passed—HJ 558
 03/29/2023 House—Final Action - Passed; Yea: 124 Nay: 0—HJ 574
 03/29/2023 Senate—Received and Introduced—SJ 391
 03/30/2023 Senate—Referred to Committee on Assessment and Taxation—SJ 393
- H 2466** Bill by Taxation
Excluding registered agritourism locations from building permit requirements or building codes.
 03/20/2023 House—Introduced—HJ 444
 03/21/2023 House—Referred to Committee on Local Government—HJ 467

- H 2467** Bill by Federal and State Affairs
Revising the definition of "abortion" to clarify procedures that are excluded from such definition.
03/20/2023 House—Introduced—HJ 444
03/21/2023 House—Referred to Committee on Health and Human Services—HJ 467
- H 2468** Bill by Appropriations
Concerning state of disaster emergencies, appointing the incident commander by the adjutant general for weather-related disasters, establishing coordinating duties of the division of emergency management and establishing the disaster contingency fund for use by the state finance council to match federal grants and funds to respond to such weather-related disaster.
03/22/2023 House—Introduced—HJ 483
03/23/2023 House—Referred to Committee on Appropriations—HJ 489
- H 2469** Bill by Federal and State Affairs
Changing the order of succession for the office of governor to provide that the speaker of the house of representatives shall become governor if the office of both the governor and lieutenant governor are vacant rather than the president of the senate.
03/22/2023 House—Introduced—HJ 483
03/23/2023 House—Referred to Committee on Federal and State Affairs—HJ 489
- H 2470** Bill by Taxation
Extending the period of time to file for property tax homestead claims.
04/04/2023 House—Introduced—HJ 610
04/05/2023 House—Referred to Committee on Taxation—HJ 619
- H 2471** Bill by Appropriations
Establishing the transformation of passenger and freight vehicle industry program to attract businesses engaged in electric motor vehicle and hydrogen-powered vehicle production by offering qualified companies that meet certain requirements an investment tax credit, retention of a percentage of total payroll tax, reimbursement of a percentage of eligible employee training and education expenses and a sales tax exemption for construction costs of the qualified company's qualified business facility.
04/26/2023 House—Introduced—HJ 1309
04/27/2023 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 1311
- H 2472** Bill by Appropriations
Authorizing the governor to submit a budget report to the legislature that increases the total expenditures for the ensuing fiscal year by not more than 2% of the total expenditures from the immediately preceding fiscal year.
04/26/2023 House—Introduced—HJ 1309
04/27/2023 House—Referred to Committee on Appropriations—HJ 1311
- H 2473** Bill by Appropriations
Reconciling multiple amendments to certain statutes.
04/26/2023 House—Introduced—HJ 1309
04/27/2023 House—Referred to Committee of the Whole—HJ 1311

- H 2474** Bill by Appropriations
Making and concerning appropriations for FY 23 and FY 24 for the department of administration for an income tax rebate to certain Kansas resident taxpayers.
 04/26/2023 House—Introduced—HJ 1309
 04/27/2023 House—Referred to Committee on Taxation—HJ 1311

TITLE AND HISTORY OF HOUSE CONCURRENT RESOLUTIONS

- H 5001** Concurrent Resolution by Representatives Hawkins, Croft, Miller, V.
Providing for joint sessions of the Senate and the House of Representatives for the purpose of hearing messages from the Governor and the Supreme Court.
 01/09/2023 House—Introduced—HJ 47
 01/09/2023 House—Adopted without roll call—HJ 47
 01/10/2023 Senate—Received and Introduced—SJ 12
 01/10/2023 Senate—Adopted without roll call—SJ 12
 01/24/2023 House—Enrolled and presented to Secretary of State on Tuesday, January 24, 2023—HJ 100
- H 5002** Concurrent Resolution by Representatives Hawkins, Croft, Miller, V.
Providing for joint rules for the House of Representatives and the Senate for the 2023-2024 biennium.
 01/09/2023 House—Introduced—HJ 47
 01/09/2023 House—Referred to Committee on Rules and Journal—HJ 55
 01/11/2023 House—Hearing: Wednesday, January 18, 2023, 12:00 PM Room 112 N
 01/20/2023 House—Hearing: Monday, January 23, 2023, 12:00 PM Room 144-S
 01/24/2023 House—Committee Report recommending resolution be adopted by Committee on Rules and Journal—HJ 99
 01/25/2023 House—Committee of the Whole - Be adopted—HJ 121
 01/26/2023 House—Final Action - Adopted; Yea: 80 Nay: 39—HJ 124
 01/26/2023 Senate—Received and Introduced—SJ 51
 01/26/2023 Senate—Referred to Committee of the Whole—SJ 51
 02/02/2023 Senate—Committee of the Whole - Be adopted—SJ 64
 02/02/2023 Senate—Emergency Final Action - Adopted; Yea: 31 Nay: 4—SJ 64
 02/09/2023 House—Enrolled and presented to Secretary of State on Wednesday, February 8, 2023—HJ 201
- H 5003** Concurrent Resolution by Representatives Hawkins, Croft, Miller, V.
Providing for a joint session of the Senate and the House of Representatives for the purpose of hearing a message from the Governor.
 01/18/2023 House—Introduced—HJ 81
 01/18/2023 House—Adopted without roll call—HJ 81
 01/18/2023 Senate—Received and Introduced—SJ 28
 01/18/2023 Senate—Adopted without roll call—SJ 28
 01/25/2023 House—Enrolled and presented to Secretary of State on Wednesday, January 25, 2023—HJ 121
- H 5004** Concurrent Resolution by Representatives Williams, K., Thomas, Boyd, Donohoe, Estes, Featherston, Goddard, Haskins, Hill, Johnson, Landwehr, Miller, S., Murphy, Ousley, Poskin, Rhiley, Ruiz, L., Sanders, Schmoe, Schreiber, Stogsdill, Winn, Younger
Urging the U.S. Congress to fully fund the federal government's original funding

(SJ & HJ Nos. refer to 2023 Senate and House Journals)

promise under the individuals with disabilities education act.

- 01/19/2023 House—Introduced—HJ 86
 01/20/2023 House—Referred to Committee on K-12 Education Budget—HJ 91
 01/23/2023 House—Hearing: Wednesday, January 25, 2023, 3:30 PM Room 546-S
 02/01/2023 House—Committee Report recommending resolution be adopted as amended by Committee on K-12 Education Budget—HJ 146
 02/15/2023 House—Committee of the Whole - Be adopted as amended—HJ 231
 02/16/2023 House—Final Action - Adopted as amended; Yea: 119 Nay: 1—HJ 237
 02/17/2023 Senate—Received and Introduced—SJ 117
 02/20/2023 Senate—Referred to Committee on Education—SJ 121

- H 5005** Concurrent Resolution by Representatives Sutton, Barth, Bergkamp, Bryce, Carpenter, B., Carpenter, W., Croft, Eplee, Essex, Fairchild, Garber, Goetz, Hill, Hoffinan, Howe, Howell, Kessler, Lewis, Minnix, Moser, Murphy, Neelly, Owens, Penn, Pickert, Roth, Sanders, Schmoie, Seiwert, Smith, A., Tarwater, Thomas, Thompson, Turk, Wasinger, Williams, L.

Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.

- 01/23/2023 House—Introduced—HJ 94
 01/24/2023 House—Referred to Committee on Federal and State Affairs—HJ 99
 02/03/2023 House—Hearing: Wednesday, February 8, 2023, 9:00 AM Room 346-S
 02/15/2023 House—Committee Report recommending resolution be adopted by Committee on Federal and State Affairs—HJ 232
 03/07/2023 House—Committee of the Whole - Be adopted as amended Yea: 66 Nay: 51—HJ 373
 03/08/2023 House—Final Action - Not adopted by required 2/3 majority; Yea: 69 Nay: 54—HJ 382

- H 5006** Concurrent Resolution by Representatives Woodard, Meyer, Ruiz, S.
Proposing a constitutional amendment to repeal section 16 of article 15 of the constitution of the state of Kansas that requires marriage to be between individuals of the opposite sex.

- 01/25/2023 House—Introduced—HJ 116
 01/26/2023 House—Referred to Committee on Federal and State Affairs—HJ 124

- H 5007** Concurrent Resolution by Representatives Jacobs, Fairchild, Garber, Houser, Murphy, Resman, Rhiley, Seiwert, Tarwater, Thomas

Proposing a constitutional amendment imposing term limits for state legislators.

- 02/02/2023 House—Introduced—HJ 150
 02/03/2023 House—Referred to Committee on Legislative Modernization—HJ 153

- H 5008** Concurrent Resolution by Federal and State Affairs
Applying to the Congress of the United States to call for a convention of the states for the limited purpose of amending the constitution of the United States to impose fiscal restraints on the federal government.

- 02/07/2023 House—Introduced—HJ 162
 02/08/2023 House—Referred to Committee on Federal and State Affairs—HJ 173
 02/08/2023 House—Hearing: Wednesday, February 15, 2023, 9:00 AM Room 346-S
 02/21/2023 House—Committee Report recommending resolution be adopted as amended by Committee on Federal and State Affairs—HJ 280
 03/21/2023 House—Committee of the Whole - Be adopted as amended Yea: 73 Nay: 46—HJ 470

03/22/2023 House—Final Action - Not adopted by required 2/3 majority; Yea: 74 Nay: 48—HJ 479

- H 5009** Concurrent Resolution by Representatives Miller, V., Alcalá, Amyx, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Highberger, Houglan, Martinez, Melton, Miller, D., Miller, S., Neighbor, Oropeza, Osman, Robinson, Ruiz, S., Sawyer Clayton, Schlingensiepen, Stogsdill, Winn, Xu
- Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.**
- 02/08/2023 House—Introduced—HJ 180
 02/09/2023 House—Referred to Committee on Taxation—HJ 187
 03/09/2023 House—Hearing: Thursday, March 16, 2023, 3:30 PM Room 346-S
- H 5010** Concurrent Resolution by Representative Poskin
- Amending section 6 of article 6 of the constitution of the state of Kansas to prohibit public funds from being used for schools that are not operated as free schools.**
- 02/08/2023 House—Introduced—HJ 182
 02/09/2023 House—Referred to Committee on K-12 Education Budget—HJ 187
- H 5011** Concurrent Resolution by Representatives Garber, Awerkamp, Blex, Bryce, Corbet, Droge, Ellis, Fairchild, Goddard, Goetz, Hill, Jacobs, Murphy, Poetter Parshall, Rhiley, Roth, Sanders, Seiwert, Smith, A., Sutton
- Proposing an amendment to the bill of rights of the constitution of the state of Kansas to provide no right to an abortion.**
- 02/14/2023 House—Introduced—HJ 217
 02/15/2023 House—Referred to Committee on Health and Human Services—HJ 227
- H 5012** Concurrent Resolution by Representatives Hawkins, Croft, Miller, V.
- Providing for the first adjournment of the Senate and House of Representatives for a period of time during the 2023 regular session of the legislature.**
- 02/23/2023 House—Introduced—HJ 330
 02/23/2023 House—Adopted without roll call—HJ 330
 02/23/2023 Senate—Received and Introduced—SJ 171
 02/23/2023 Senate—Adopted without roll call—SJ 171
 03/07/2023 House—Enrolled and presented to Secretary of State on Tuesday, March 7, 2023—HJ 376
- H 5013** Concurrent Resolution by Representative Estes
- Commemorating May 2023 as Jewish American Heritage Month.**
- 03/29/2023 House—Introduced—HJ 566
 03/29/2023 House—Adopted without roll call—HJ 592
 03/29/2023 Senate—Received and Introduced—SJ 391
 03/30/2023 Senate—Referred to Committee of the Whole—SJ 393
- H 5014** Concurrent Resolution by Representatives Murphy, Awerkamp, Barth, Bergquist, Blew, Blex, Bloom, Bryce, Buehler, Clifford, Collins, Corbet, Croft, Droge, Ellis, Essex, Garber, Gardner, Goetz, Hill, Hoffman, Hoheisel, Howe, Howell, Howerton, Humphries, Jacobs, Johnson, Kessler, Mason, Minnix, Moser, Neelly, Owens, Penn, Pickert, Proctor, Resman, Rhiley, Roth, Sanders, Schmoë, Seiwert, Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turner, Underhill, Waggoner, Wasinger, White, Williams, K.

Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.

03/29/2023 House—Introduced—HJ 590

04/03/2023 House—Referred to Committee on Financial Institutions and Pensions—HJ 594

H 5015 Concurrent Resolution by Representatives Hawkins, Croft, Miller, V.
Providing for the adjournment of the House of Representatives for a period of time during the 2023 regular session of the Legislature.

03/29/2023 House—Introduced—HJ 592

03/29/2023 House—Adopted without roll call—HJ 592

03/29/2023 Senate—Received and Introduced—SJ 391

03/29/2023 Senate—Adopted without roll call—SJ 391

04/06/2023 House—Enrolled on Thursday, April 6, 2023—HJ 1270

H 5016 Concurrent Resolution by Representatives Hawkins, Croft, Miller, V.
Providing for the adjournment sine die of the Senate and House of Representatives during the 2023 legislative session.

04/28/2023 House—Introduced—HJ 1488

04/28/2023 House—Adopted without roll call—HJ 1488

04/28/2023 Senate—Received and Introduced—SJ 1297

04/28/2023 Senate—Adopted without roll call—SJ 1297

04/28/2023 House—Enrolled on Friday, May 5, 2023

TITLE AND HISTORY OF HOUSE RESOLUTIONS

H 6001 Resolution by Representatives Hawkins, Croft, Miller, V.
Providing for the organization of the House of Representatives for the 2023 session of the Legislature.

01/09/2023 House—Introduced—HJ 13

01/09/2023 House—Adopted without roll call—HJ 13

01/13/2023 House—Enrolled on Friday, January 13, 2023—HJ 72

H 6002 Resolution by Representatives Hawkins, Croft, Miller, V.
Assigning seats in the House of Representatives for the 2023 session.

01/09/2023 House—Introduced—HJ 14

01/09/2023 House—Adopted without roll call—HJ 14

01/13/2023 House—Enrolled on Friday, January 13, 2023—HJ 72

H 6003 Resolution by Representatives Hawkins, Croft, Miller, V.
Providing temporary rules of the House of Representatives for the 2023 session until permanent rules are adopted.

01/09/2023 House—Introduced—HJ 15

01/09/2023 House—Adopted without roll call—HJ 14

01/13/2023 House—Enrolled on Friday, January 13, 2023—HJ 72

H 6004 Resolution by Representatives Hawkins, Croft, Miller, V.
Providing the permanent rules of the House of Representatives for the 2023-2024 biennium.

01/09/2023 House—Introduced—HJ 17

01/09/2023 House—Referred to Committee on Rules and Journal—HJ 55
 01/11/2023 House—Hearing: Wednesday, January 18, 2023, 12:00 PM Room 112 N
 01/20/2023 House—Committee Report recommending resolution be adopted as amended by Committee on Rules and Journal—HJ 91
 01/20/2023 House—Withdrawn from Calendar, Rereferred to Committee on Rules and Journal—HJ 91
 01/20/2023 House—Hearing: Monday, January 23, 2023, 12:00 PM Room 144-S
 01/24/2023 House—Committee Report recommending resolution be adopted as amended by Committee on Rules and Journal—HJ 99
 01/25/2023 House—Committee of the Whole - Be adopted as amended—HJ 121
 01/26/2023 House—Final Action - Adopted as amended; Yea: 79 Nay: 41—HJ 125
 01/31/2023 House—Enrolled on Monday, January 30, 2023—HJ 137

H 6005 Resolution by Representatives Hawkins, Croft, Miller, V.
Providing for changes in seat assignments in the House of Representatives during the 2023 legislative session.

01/18/2023 House—Introduced—HJ 82
 01/18/2023 House—Adopted without roll call—HJ 82
 01/25/2023 House—Enrolled on Wednesday, January 25, 2023—HJ 121

H 6006 Resolution by Representatives Thomas, Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, Carpenter, B., Carpenter, W., Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoee, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger
Congratulating and commending the 2023 Kansas Teacher of the Year team.

01/25/2023 House—Introduced—HJ 117
 01/25/2023 House—Adopted without roll call—HJ 117
 01/31/2023 House—Enrolled on Tuesday, January 31, 2023—HJ 137

H 6007 Resolution by Representative Murphy
Congratulating Eldon Headrick of Norwich EMS

02/01/2023 House—Introduced
 02/01/2023 House—Adopted without roll call—HJ 140
 02/09/2023 House—Enrolled on Wednesday, February 8, 2023—HJ 201

H 6008 Resolution by Representative Wasinger
Recognizing February 2, 2023, as Wear Red Day in the Kansas legislature.

02/07/2023 House—Introduced—HJ 164
 02/08/2023 House—Adopted without roll call—HJ 175
 02/15/2023 House—Enrolled on Wednesday, February 15, 2023—HJ 233

- H 6009** Resolution by Representative Concannon
Recognizing the Kansas Chiropractic Association.
 02/07/2023 House—Introduced—HJ 165
 02/07/2023 House—Adopted without roll call—HJ 165
 02/14/2023 House—Enrolled on Tuesday, February 14, 2023—HJ 223
- H 6010** Resolution by Representative Ballard
Designating February 8, 2023, as JAG-K Day at the Capitol.
 02/08/2023 House—Introduced—HJ 173
 02/08/2023 House—Adopted without roll call—HJ 173
 02/14/2023 House—Enrolled on Tuesday, February 14, 2023—HJ 223
- H 6011** Resolution by Representative Waymaster
Commemorating the 150th anniversary of the Ellsworth Route.
 02/15/2023 House—Introduced—HJ 227
 02/15/2023 House—Adopted without roll call—HJ 227
 02/17/2023 House—Enrolled on Friday, February 17, 2023—HJ 259
- H 6012** Resolution by Representatives Sawyer, Bergkamp, Bergquist, Collins, Seiwert
Commemorating the 125th Anniversary of Friends University.
 03/01/2023 House—Introduced—HJ 353
 03/01/2023 House—Adopted without roll call—HJ 353
 03/06/2023 House—Enrolled on Monday, March 6, 2023—HJ 369
- H 6013** Resolution by Representatives Hawkins, Mason, Anderson, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carpenter, B., Carpenter, W., Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, Ellis, Eplee, Essex, Estes, Featherston, Garber, Goddard, Goetz, Hill, Hoffman, Hoheisel, Howe, Howell, Howerton, Hoye, Humphries, Johnson, Kessler, Maughan, Miller, D., Miller, V., Minnix, Moser, Murphy, Neighbor, Oropeza, Osman, Owens, Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Roth, Sanders, Sawyer Clayton, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Thomas, Thompson, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Woodard
Strengthening the sister-state ties between the State of Kansas and Taiwan.
 03/02/2023 House—Introduced—HJ 360
 03/16/2023 House—Adopted without roll call—HJ 430
 03/21/2023 House—Enrolled on Tuesday, March 21, 2023—HJ 473
- H 6014** Resolution by Representative Robinson
Commending the United States African-American Burial Grounds Preservation Program.
 03/08/2023 House—Introduced—HJ 378
 03/08/2023 House—Adopted without roll call—HJ 378
 03/14/2023 House—Enrolled on Tuesday, March 14, 2023—HJ 412
- H 6015** Resolution by Representatives Rhiley, Tarwater, Bergquist, Buehler, Butler, Carlin, Carpenter, W., Clifford, Collins, Corbet, Curtis, Donohoe, Ellis, Essex, Estes, Garber, Hill, Hoheisel, Howell, Johnson, Lewis, Minnix, Moser, Murphy, Neelly, Penn, Pickert, Proctor, Resman, Roth, Sanders, Schlingensiepen, Smith, C., Smith, E., Thompson, Turk, Turner, Underhill, Waggoner, Wasinger, Williams, K., Williams, L., Younger

- Commemorating the celebration of St. Patrick's Day.**
 03/15/2023 House—Introduced—HJ 415
 03/15/2023 House—Adopted without roll call—HJ 415
 03/20/2023 House—Enrolled on Monday, March 20, 2023—HJ 473
- H 6016** Resolution by Representatives Patton, Carmichael, Schreiber
Recognizing March 18, 2023, as Kansas Public Defender Day.
 03/16/2023 House—Introduced—HJ 429
 03/16/2023 House—Adopted without roll call—HJ 429
 03/21/2023 House—Enrolled on Tuesday, March 21, 2023—HJ 473
- H 6017** Resolution by Representatives Carpenter, W., Blex, Carmichael, Corbet, Delperdang,
 Droge, Francis, Hoffman, Houser, Johnson, Kessler, Murphy, Ousley, Owens,
 Probst, Roth, Schreiber, Seiwert, Smith, A., Smith, E., White
Commemorating the 50th anniversary of the National Wild Turkey Federation.
 03/21/2023 House—Introduced—HJ 467
 03/21/2023 House—Adopted without roll call—HJ 467
 03/23/2023 House—Enrolled on Thursday, March 23, 2023—HJ 504
- H 6018** Resolution by Representatives Howe, Barth, Bergkamp, Bergquist, Blex, Bloom,
 Bryce, Clifford, Delperdang, Dodson, Droge, Ellis, Garber, Goddard, Goetz,
 Hill, Hoffman, Hoheisel, Howell, Howerton, Humphries, Jacobs, Johnson,
 Mason, Moser, Murphy, Pickert, Proctor, Rahjes, Rhiley, Sanders, Schmoie,
 Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Underhill,
 Waggoner
Reaffirming Kansas' commitment to internal combustion engine vehicles.
 03/22/2023 House—Introduced—HJ 483
 03/23/2023 House—Referred to Committee on Transportation—HJ 489
 04/28/2023 House—Died in Committee
- H 6019** Resolution by Representative Ohaebosim
Recognizing Storytime Village, Inc., for its literacy programs.
 03/23/2023 House—Introduced—HJ 489
 03/23/2023 House—Adopted without roll call—HJ 489
 03/28/2023 House—Enrolled on Tuesday, March 28, 2023—HJ 562
- H 6020** Resolution by Representative Sawyer Clayton
Recognizing the contributions of Kansas Rotarians.
 04/03/2023 House—Introduced—HJ 594
 04/03/2023 House—Adopted without roll call—HJ 594
 04/05/2023 House—Enrolled on Wednesday, April 5, 2023—HJ 670
- H 6021** Resolution by Representative Mason
**Recognizing the 125th Anniversary of the 1898 Smoky Valley Roller Mills in
 Lindsborg, Kansas.**
 04/03/2023 House—Introduced—HJ 596
 04/26/2023 House—Adopted without roll call—HJ 1292
 04/28/2023 House—Enrolled on Friday, April 28, 2023—HJ 1554
- H 6022** Resolution by Representatives Minnix, Ballard
Honoring the life and public service of Gayle Lavern Mollenkamp.
 04/04/2023 House—Introduced—HJ 611
 04/04/2023 House—Adopted without roll call—HJ 611
 04/24/2023 House—Enrolled on Monday, April 10, 2023—HJ 1284

- H 6023** Resolution by Representatives Carpenter, B., Turk
Commemorating the 20th anniversary of the bilateral relations between Kansas and the Republic of Armenia.
 04/06/2023 House—Introduced—HJ 735
 04/06/2023 House—Adopted without roll call—HJ 735
 04/26/2023 House—Enrolled on Wednesday, April 26, 2023—HJ 1310
- H 6024** Resolution by Representative Wasinger
Honoring the legendary Kansas sculptor Pete Felten on his 90th birthday.
 04/26/2023 House—Introduced—HJ 1294
 04/26/2023 House—Adopted without roll call—HJ 1294
 04/28/2023 House—Enrolled on Friday, April 28, 2023—HJ 1554
- H 6025** Resolution by Representatives Patton, Ballard
Congratulating and commending the 2022-2023 University of Kansas women's basketball team on their 2023 WNIT Championship.
 04/27/2023 House—Introduced—HJ 1315
 04/27/2023 House—Adopted without roll call—HJ 1315
 04/28/2023 House—Enrolled on Friday, May 5, 2023
- H 6026** Resolution by Joint State -Tribal Relations
Approving an amendment to the gaming compact with the Prairie Band Potawatomi Nation concerning sports wagering.
 04/27/2023 House—Introduced—HJ 1435
 04/28/2023 House—Referred to Committee of the Whole—HJ 1464
 04/28/2023 House—Emergency Final Action - Adopted; Yea: 93 Nay: 27—HJ 1465
 04/28/2023 House—Enrolled on Friday, April 28, 2023—HJ 1554
- H 6027** Resolution by Representatives Carlin, Rahjes
Recognizing Dr. Sue K. Peterson Thomas for her service to the State of Kansas and the Kansas State University.
 04/28/2023 House—Introduced—HJ 1441
 04/28/2023 House—Adopted without roll call—HJ 1447
 04/28/2023 House—Enrolled on Monday, May 1, 2023

HISTORY OF HOUSE PETITIONS

No petitions submitted during the 2023 Session

FINAL
HOUSE CALENDAR
No. 64

January 9 through April 28, 2023

NUMERICAL SCHEDULE OF HOUSE BILLS
2023 SESSION

2001 Judiciary	2034 Sen General Orders	2066 General Orders
2002 Signed, Ef Dt. 7/1/23	2035 Elections	2067 Corr & Juv Justice
2003 Education	2036 Sen Assess & Tax	2068 Stricken, Rule 1507
2004 Transportation	2037 Elections	2069 Sen General Orders
2005 Corr & Juv Justice	2038 Elections	S Sub
2006 Ag & Nat. Res	2039 Signed, Ef Dt. 4/27/23	2070 Conference Comm
2007 Health & Hum Svcs	2040 K-12 Ed Budget	2071 Stricken, Rule 1507
2008 Fin Inst & Pensions	2041 General Orders	2072 Corr & Juv Justice
2009 Taxation	2042 Signed, Ef Dt. 7/1/23	2073 Stricken, Rule 1507
S Sub	2043 Fed & State Affairs	2074 Judiciary
2010 Signed, Ef Dt. 7/1/23	2044 Fed & State Affairs	2075 Elections
2011 Taxation	2045 Fed & State Affairs	2076 Child Wel & Fos Cr
2012 Corr & Juv Justice	2046 Fed & State Affairs	Sub
2013 Elections	2047 Sen Ag & Nat Res	2077 Sen General Orders
2014 Signed, Ef Dt. 7/1/23	2048 K-12 Ed Budget	2078 Appropriations
2015 Signed, Ef Dt. 7/1/23	2049 Health & Hum Svcs	2079 Agri & Nat Res Bdgt
S Sub	2050 Health & Hum Svcs	2080 Signed, Ef Dt. 7/1/23
2016 Signed, Ef Dt. 4/20/23	2051 Fed & State Affairs	2081 Stricken, Rule 1507
2017 Sen Judiciary	2052 Elections	2082 Signed, Ef Dt. 7/1/23
2018 Sen Judiciary	S Sub	2083 Sen General Orders
2019 Signed, Ef Dt. 7/1/23	2053 Signed, Ef Dt. 7/1/23	2084 General Orders
2020 Signed, Ef Dt. 7/1/23	2054 Elections	2085 Fin Inst & Pensions
2021 Signed, Ef Dt. 7/1/23	2055 Elections	2086 Sen General Orders
2022 Corr & Juv Justice	2056 Sen Fed & St Affairs	2087 Signed, Ef Dt. 7/1/23
2023 Sen Judiciary	2057 Elections	2088 Stricken, Rule 1507
2024 Signed, Ef Dt. 5/4/23	S Sub	2089 Conference Comm
2025 Fin Inst & Pensions	2058 Signed, Ef Dt. 4/27/23	2090 Signed, Ef Dt. 7/1/23
2026 Sen Assess & Tax	2059 Signed, Ef Dt. 5/4/23	2091 Ag & Nat. Res
2027 Signed, Ef Dt. 7/1/23	S Sub	2092 Signed, Ef Dt. 7/1/23
2028 Stricken, Rule 1507	2060 Signed, Ef Dt. 5/25/23	2093 Signed, Ef Dt. 7/1/23
2029 Stricken, Rule 1507	2061 Taxation	2094 Veto overridden;
2030 K-12 Ed Budget	2062 Taxation	Ef Dt 7/1/23
2031 Stricken, Rule 1507	2063 Com, Lbr & Eco Dev	2095 Insurance
2032 Welfare Reform	2064 Com, Lbr & Eco Dev	2096 Conference Comm
2033 Sen General Orders	2065 Signed, Ef Dt. 7/1/23	2097 Conference Comm

2098 Conference Comm	2142 Education	2188 Fed & State Affairs
2099 Insurance	2143 Stricken, Rule 1507	2189 Child Wel & Fos Cr
2100 Law without Sig, Ef Dt. 7/1/23	2144 Sen Judiciary	2190 Elections
2101 Fin Inst & Pensions	2145 Local Gov	2191 Sen General Orders
2102 Stricken, Rule 1507	2146 Stricken, Rule 1507	2192 Taxation
2103 Fin Inst & Pensions	2147 Signed, Ef Dt. 7/1/23	2193 Fin Inst & Pensions
2104 Corr & Juv Justice	2148 Transportation	2194 Sen Pub Hlth & Wel
2105 Sen Fin Inst & Insur	2149 Sen Transportation	2195 Stricken, Rule 1507
2106 Sen General Orders	2150 Local Gov	2196 Signed, Ef Dt. 4/27/23
2107 Taxation	2151 Corr & Juv Justice	2197 Signed, Ef Dt. 7/1/23
2108 Taxation	2152 Education	2198 Sen General Orders
2109 General Orders	2153 Stricken, Rule 1507	2199 Taxation
2110 Taxation	2154 Engy Util & Tel	2200 Taxation
2111 Taxation	2155 Engy Util & Tel	S Sub
2112 Child Wel & Fos Cr	2156 Engy Util & Tel	2201 Sen General Orders
2113 Stricken, Rule 1507	2157 Education	2202 Taxation
2114 Signed, Ef Dt. 7/1/23	2158 Education	2203 Taxation
2115 Corr & Juv Justice	2159 Stricken, Rule 1507	2204 Taxation
2116 Elections	2160 Signed, Ef Dt. 7/1/23	2205 Taxation
2117 Elections	2161 Health & Hum Svcs	2206 Elections
2118 Elections	2162 Taxation	2207 Elections
2119 Elections	2163 Education	2208 Fed & State Affairs
2120 Elections	2164 Elections	2209 Taxation
Sub	2165 Elections	2210 Stricken, Rule 1507
2121 Signed, Ef Dt. 4/20/23	2166 Stricken, Rule 1507	2211 Vet & Military
2122 Elections	2167 Stricken, Rule 1507	2212 Corr & Juv Justice
2123 Com, Lbr & Eco Dev	2168 Ag & Nat. Res	2213 Corr & Juv Justice
2124 Sen Fed & St Affairs	2169 Judiciary	2214 Signed, Ef Dt. 4/27/23
2125 Signed, Ef Dt. 7/1/23	S Sub	2215 Stricken, Rule 1507
2126 Health & Hum Svcs	2170 Signed, Ef Dt. 7/1/23	2216 Signed, Ef Dt. 7/1/23
S Sub	2171 Health & Hum Svcs	2217 Corr & Juv Justice
2127 Signed, Ef Dt. 7/1/23	2172 Signed, Ef Dt. 7/1/23	2218 K-12 Ed Budget
2128 Corr & Juv Justice	2173 Signed, Ef Dt. 4/27/23	2219 Taxation
2129 Judiciary	2174 Local Gov	2220 Taxation
2130 Signed, Ef Dt. 7/1/23	2175 Taxation	2221 Taxation
2131 Signed, Ef Dt. 7/1/23	2176 Sen Assess & Tax	2222 Judiciary
2132 Sen Education	2177 Fed & State Affairs	2223 Education
2133 Sen General Orders	2178 Fed & State Affairs	2224 Education
2134 Taxation	2179 Sen Pub Hlth & Wel	2225 Signed, Ef Dt. 7/1/23
2135 General Orders	2180 Corr & Juv Justice	2226 Signed, Ef Dt. 7/1/23
2136 Taxation	2181 Health & Hum Svcs	2227 Engy Util & Tel
2137 Taxation	2182 Taxation	2228 Engy Util & Tel
S Sub	2183 Judiciary	2229 Sen Asses & Tax
2138 Veto overridden, Ef Dt 7/1/23	2184 Signed, line item vetoes partially overridden, Ef Dt 5/8/23	2230 Stricken, Rule 1507
2139 Education	2185 Judiciary	2231 Taxation
2140 Sen Pub Hlth & Wel	2186 Corr & Juv Justice	2232 Sen Asses & Tax
2141 Killed, Sen Fin Act	2187 Corr & Juv Justice	2233 Taxation
		2234 Conf Committee
		2235 Appropriations

2236 Vetoed, Sustained	2280 Corr & Juv Justice	2326 Signed, Ef Dt. 7/1/23
2237 Stricken, Rule 1507	2281 Taxation	2327 Engy Util & Tel
2238 Veto overridden; Ef Dt 7/1/23	2282 Taxation	2328 Corr & Juv Justice
2239 Welfare Reform	2283 Insurance	2329 Stricken, Rule 1507
2240 Signed, Ef Dt. 7/1/23	2284 Conference Comm	2330 Soc. Serv. Bdgt
2241 Fin Inst & Pensions	2285 Vetoed, Sustained	2331 Sen Commerce
2242 Fin Inst & Pensions	2286 Corr & Juv Justice	2332 Signed, Ef Dt. 7/1/23
2243 Fin Inst & Pensions	2287 Insurance	2333 Comm, Lbr & Eco Dev
2244 Fed & State Affairs	2288 Signed, Ef Dt. 7/1/23	2334 Comm, Lbr & Eco Dev
2245 Fed & State Affairs Sub	2289 Elections	2335 Signed, Ef Dt. 7/1/23
2246 Stricken, Rule 1507	2290 Signed, Ef Dt. 7/1/23	2336 Signed, Ef Dt. 7/1/23
2247 Sen Fin Inst & Insur	2291 Sen Fed & State Aff	2337 Health & Hum Svcs
2248 Education	2292 Signed, Ef Dt. 7/1/23	2338 Sen General Orders
2249 Vet & Military	2293 Sen General Orders	2339 Fed & State Affairs
2250 Judiciary	2294 Judiciary	2340 Sen General Orders
2251 Education	2295 Corr & Juv Justice	2341 Local Gov
2252 Fin Inst & Pensions	2296 Transportation	2342 Ag & Nat. Res
2253 Stricken, Rule 1507	2297 Elections	2343 Local Gov
2254 Sen Assess & Tax	2298 Signed, Ef Dt. 7/1/23	S Sub
2255 Welfare Reform	2299 General Orders	2344 Vetoed, Sustained
2256 Taxation	2300 Judiciary	2345 Judiciary
2257 Health & Hum Svcs	2301 Fed & State Affairs Sen Sub	2346 Signed, Ef Dt. 7/1/23
2258 Health & Hum Svcs	2302 Signed, Ef Dt. 4/27/23	2347 Health & Hum Svcs
2259 Health & Hum Svcs	2303 Fed & State Affairs	2348 Comm, Lbr & Eco Dev
2260 Sen General Orders	2304 Vetoed, Sustained	2349 Corr & Juv Justice
2261 K-12 Ed Budget	2305 Stricken, Rule 1507	2350 Veto overridden, Ef Dt 7/1/23
2262 Signed, Ef Dt. 7/1/23	2306 Taxation	2351 Stricken, Rule 1507
2263 Mat Chgd; Health & Hum Svcs	2307 Taxation	2352 Judiciary
2264 Veto overridden; Ef Dt 7/1/23	2308 Ag & Nat. Res	2353 Corr & Juv Justice
2265 Health & Hum Svcs	2309 Engy Util & Tel	2354 Corr & Juv Justice
2266 Insurance	2310 Engy Util & Tel	2355 Corr & Juv Justice
2267 Stricken, Rule 1507	2311 Fed & State Affairs	2356 Judiciary
2268 Local Gov	2312 General Orders	2357 Judiciary
2269 Signed, Ef Dt. 7/1/23	2313 Veto overridden; Ef Dt 7/1/23	2358 Fed & State Affairs
2270 Elections	2314 Sen Fed & State Aff	2359 K-12 Ed Budget
2271 K-12 Ed Budget	2315 Education	2360 Transportation
2272 Stricken, Rule 1507	2316 Taxation	2361 General Orders
2273 Appropriations	2317 Sen Asses & Tax	2362 Appropriations
2274 Appropriations	2318 Taxation	2363 Corr & Juv Justice
2275 Sen Commerce	2319 Taxation	2364 Taxation
2276 Health & Hum Svcs	2320 Fin Inst & Pensions	2365 Fin Inst & Pensions
2277 Appropriations	2321 Fin Inst & Pensions	2366 Taxation
2278 Stricken, Rule 1507	2322 Signed, Ef Dt. 7/1/23	2367 Interstate Coop
2279 Signed, Ef Dt. 7/1/23	2323 Signed, Ef Dt. 7/1/23	2368 Comm, Lbr & Eco Dev
	2324 Local Gov	2369 Child Wel & Fos Cr
	2325 Vetoed, Sustained	2370 Corr & Juv Justice
		2371 Child Wel & Fos Cr

2372 Ag & Nat. Res	2406 General Orders	2441 Fed & State Affairs
2373 Stricken, Rule 1507	2407 Child Wel & Fos Cr	2442 Fed & State Affairs
2374 Comm, Lbr & Eco Dev	2408 Sen Pub Hlth & Wel	2443 Sen Judiciary
2375 Conference Comm	2409 Judiciary	2444 K-12 Ed Budget
2376 Sen Fed & State Aff	2410 Taxation	2445 Taxation
2377 Child Wel & Fos Cr	2411 Taxation	2446 Sen Commerce
2378 Sen Fed & State Aff	2412 Se Fed & State Aff	2447 General Orders
2379 Judiciary	2413 Fed & State Affairs	2448 Legis Modernization
2380 Corr & Juv Justice	Sub	2449 Sen Ways & Means
2381 Judiciary	2414 Sen Commerce	2450 Comm, Lbr & Eco Dev
2382 K-12 Ed Budget	2415 Appropriations	2451 Interstate Coop
2383 Judiciary	2416 Sen Asses & Tax	2452 Sen Ways & Means
2384 Taxation	2417 Interstate Coop	2453 Health & Hum Svcs
2385 Corr & Juv Justice	2418 Sen Way & Means	2454 Taxation
2386 Stricken, Rule 1507	2419 Taxation	2455 General Orders
2387 Sen Commerce	2420 Taxation	2456 Fed & State Affairs
2388 Sen Commerce	2421 Sen Assess & Tax	2457 Taxation
2389 Comm, Lbr & Eco Dev	2422 Sen Fed & State Aff	2458 Education
S Sub	2423 Judiciary	2459 Water
2390 Killed, Conf Comm	2424 Taxation	2460 Appropriations
Sub	2425 Taxation	2461 Appropriations
2391 General Orders	2426 Interstate Coop	2462 Appropriations
2392 Sen Judiciary	2427 General Orders	2463 Appropriations
2393 Welfare Reform	2428 Fin Inst & Pensions	2464 Appropriations
2394 Welfare Reform	2429 General Orders	2465 Sen Assess & Tax
2395 Signed, Ef Dt. 7/1/23	2430 Welfare Reform	2466 Local Gov
2396 Judiciary	2431 Fed & State Affairs	2467 Health & Hum Svcs
2397 Ag & Nat. Res	2432 K-12 Ed Budget	2468 Appropriations
2398 Sen Judiciary	2433 Taxation	2469 Fed & State Affairs
2399 Comm, Lbr & Eco Dev	2434 Taxation	2470 Taxation
2400 Sen Commerce	2435 Taxation	2471 Comm, Lbr & Eco Dev
2401 Sen Commerce	2436 Sen Fed & State Aff	2472 Appropriations
2402 Fed & State Affairs	2437 Ag & Nat. Res	2473 General Orders
2403 Fed & State Affairs	2438 Sen Fed & State Aff	2474 Taxation
2404 Fed & State Affairs	2439 Sen Fed & State Aff	
2405 Fed & State Affairs	2440 Engy Util & Tel	

NUMERICAL SCHEDULE OF HOUSE CONCURRENT RESOLUTIONS 2023 SESSION

5001 Adopted, Enrolled	5007 Legis Modernization	5013 General Orders
5002 Adopted, Enrolled	5008 Killed, Final Action	5014 Fin Inst & Pensions
5003 Adopted, Enrolled	5009 Taxation	5015 Adopted, Enrolled
5004 Sen Education	5010 K-12 Ed Budget	5016 Adopted, Enrolled
5005 Killed, Final Action	5011 Health & Hum Svcs	
5006 Fed & State Affairs	5012 Adopted, Enrolled	

NUMERICAL SCHEDULE OF HOUSE RESOLUTIONS 2023 SESSION

6001 Adopted, Enrolled	6010 Adopted, Enrolled	6019 Adopted, Enrolled
6002 Adopted, Enrolled	6011 Adopted, Enrolled	6020 Adopted, Enrolled
6003 Adopted, Enrolled	6012 Adopted, Enrolled	6021 Adopted, Enrolled
6004 Adopted, Enrolled	6013 Adopted, Enrolled	6022 Adopted, Enrolled
6005 Adopted, Enrolled	6014 Adopted, Enrolled	6023 Adopted, Enrolled
6006 Adopted, Enrolled	6015 Adopted, Enrolled	6024 Adopted, Enrolled
6007 Adopted, Enrolled	6016 Adopted, Enrolled	6025 Adopted, Enrolled
6008 Adopted, Enrolled	6017 Adopted, Enrolled	6026 Adopted, Enrolled
6009 Adopted, Enrolled	6018 Died, Comm	6027 Adopted, Enrolled

NUMERICAL SCHEDULE OF SENATE BILLS 2023 SESSION

3 Passed	75 P Amend, Sen Concur	180 Veto Overridden
5 Health & Hum Svcs	H Sub	189 CCR Adopted
6 Health & Hum Svcs	83 CCR Adopted	194 Killed, Final Action
8 CCR Adopted	85 CCR Adopted	195 Appropriations
11 Passed	91 General Orders	205 P Amend, Sen Concur
13 Stricken, Rule 1507	H Sub	H Sub
14 Conference Comm	96 General Orders	208 P Amend, Sen Concur
15 Conference Comm	98 Health & Hum Svcs	209 P Amend, Sen Concur
17 CCR Adopted	106 CCR Adopted	217 CCR Adopted
18 Conference Comm	112 Health & Hum Svcs	219 Health & Hum Svcs
19 Conference Comm	H Sub	221 CCR Adopted
24 Passed	113 CCR Adopted	228 Veto Overridden
25 CCR Adopted	114 Passed	H Sub
26 CCR Adopted	115 Conference Comm	229 CCR Adopted
27 Conference Comm	H Sub	232 Child Wel & Fos Cr
28 Conference Comm	116 CCR Adopted	233 Health & Hum Svcs
33 Taxation	119 CCR Adopted	243 P Amend, Sen Concur
34 General Orders	120 Passed	H Sub
37 Fin Inst & Pensions	123 CCR Adopted	244 P Amend, Sen Concur
39 Passed	127 Taxation	248 Taxation
40 Taxation	130 Transportation	252 Taxation
H Sub	Sub	265 Judiciary
42 CCR Adopted	131 CCR Adopted	271 Transportation
44 P Amend, Sen Concur	132 P Amend, Sen Concur	287 Health & Hum Svcs
49 Passed	143 Transportation	291 Fin Inst & Pensions
53 Taxation	144 Passed	297 Health & Hum Svcs
55 Taxation	147 Taxation	300 Taxation
59 Legis Modernization	155 Appropriations	301 Elections
66 CCR Adopted	H Sub	307 Corr & Juv Justice
H Sub	169 CCR Adopted	314 Health & Hum Svcs
73 Conference Comm	174 CCR Adopted	315 Health & Hum Svcs

NUMERICAL SCHEDULE OF SENATE CONCURRENT 2023 SESSION

1601 Adopted
1602 Adopted

1603 P Amend, Sen Concur 1612 Adopted
1611 Taxation

LEGEND

CCR	Conference Committee Report
Comm	Committee
Conf Comm	Conference Committee
Ef Dt	Effective Date
H	House
Mat Chgd	Ruled Materially Changed by originating chamber
P Am	Passed as amended
Sub	Substitute
Sen	Senate

HOUSE COMMITTEES

Agriculture and Natural Resources
Agriculture and Natural Resources Budget
Appropriations
Child Welfare and Foster Care
Commerce, Labor and Economic
Development
Corrections and Juvenile Justice
Education
Elections
Energy, Utilities and Telecommunications
Federal and State Affairs
Financial Institutions and Pensions
General Government Budget
Health and Human Services
Higher Education Budget
Insurance
Judiciary
K-12 Education Budget
Legislative Modernization
Local Government
Social Services Budget
Taxation
Transportation
Transportation and Public Safety Budget
Veterans and Military
Water
Welfare Reform

SENATE COMMITTEES

Agriculture and Natural Resources
Assessment and Taxation
Commerce
Education
Federal and State Affairs
Financial Institutions and Insurance
Judiciary
Local Government
Public Health and Welfare
Transparency and Ethics
Transportation
Utilities
Ways and Means

**SUMMARY OF ACTIONS ON HOUSE BILLS,
CONCURRENT RESOLUTIONS AND RESOLUTIONS - 2023**

HOUSE BILLS

House bills introduced in the 2023 session.....	474
House bills passed both houses and presented to Governor.....	70
House bills signed by Governor.....	57
House bills with line item vetoes (HB 2184).....	1
House bills becoming law without signature (HB 2100).....	1
House bills vetoed by Governor.....	11
Vetoes Overridden*.....	6
Vetoes Sustained**.....	5
House bills killed in House.....	31
House bills killed in Senate.....	2
TOTAL	103
House bills in House Committees.....	285
House bills in Senate Committees.....	48
House bills in conference committees.....	8
House bills on House Calendar.....	15
House bills on Senate Calendar.....	15
House bills carried over to 2024 session.....	371
TOTAL	474

HOUSE CONCURRENT RESOLUTIONS

House concurrent resolutions introduced in 2023 session.....	16
House concurrent resolutions adopted by both houses.....	6
House concurrent resolutions killed in House.....	2
House concurrent resolutions killed in Senate.....	0
House concurrent resolutions in House Committees.....	6
House concurrent resolutions on House Calendar.....	0
House concurrent resolutions in Senate Committees.....	1
House concurrent resolutions on Senate Calendar.....	1
House concurrent resolutions carried over to 2024 Session.....	8
TOTAL	16

HOUSE RESOLUTIONS

House resolutions introduced in 2023 session.....	27
House resolutions adopted.....	26
House resolutions killed.....	0
House resolutions dying in committee.....	1
House resolutions dying on Calendar.....	0

* Vetoes overridden: HB 2094, S Sub. HB 2138, HB 2238, HB 2264, HB 2313, HB 2350

** Vetoes sustained: HB 2236, HB 2285, HB 2304, HB 2325, S Sub. HB 2344

**APPOINTMENTS, GUESTS, COMMUNICATIONS
FROM STATE OFFICERS,
IN THE 2023 HOUSE JOURNAL**

APPOINTMENTS

- Of Susan Kannarr, chief clerk, p. 9
- Of Foster Chisholm, sergeant-at-arms, p. 9
- Of Rev. Eunice Brubaker, chaplain, p. 9
- Committee assignments, pp. 57-59.

RULES

- HR 6004, introduced pp. 17-46; adopted.

SPECIAL GUESTS

Rep. Eplee introduced guests; Nancy Holland, Advocacy Director of the American Heart Association, Kansas and Arlen Broxterman, Riley County EMS as well as other Emergency Medical Professionals in the Gallery, pp. 76-77.

Reps. Minnix and Vaughn introduced two Groundwater Management District Managers from western Kansas. GMD 1 is based out of Scott City and is led by Katie Durham. She is also joined by her board president and local producer Mark Callendar. GMD 4 is based out of Colby and is led by Shannon Kenyon, p. 112.

Rep. Thomas introduced regional winners of the Kansas Teachers of the Year, as well as the winner of the statewide award, Newton USD 373 Interrelated Special Ed and English teacher, Mr. Brian Skinner, pp. 118-119.

Rep. Miller introduced Mary Glover, EMS Support Person of the Year, p. 138.

Rep. Murphy introduced Eldon Headrick, EMT of the Year, p. 141.

Rep. Concannon introduced the following representatives of the Kansas Chiropractic Association: Dr. Travis Oller, Executive Director, Dr. Justin Fulk, President, Dr. Brad Pyle, Vice-President, Dr. Jessica Loveless, Secretary/Treasurer & Co-Legislative Chair, Dr. Brian Asbury, Legislative Chair, Dr. Katie Benson, Kansas City Metro District Director, p. 165.

Rep. Eplee introduced Dr. Gretchen Homan, current President of the Kansas Chapter of the American Academy of Pediatrics. She and her physician members are the best advocates of childhood health and wellness, including vaccinations in Kansas. She also is a past president of the Immunize Kansas Coalition, p. 170.

Rep. Ballard introduced JAG-K representatives, Nuru Abdallah-State President, Liberty Gilkey-Vice President, Hailee Black – Secretary, Ta'Mijha Nichols-Parliamentarian, Chuck Knapp, JAG-K President and Bev Mortimor Vice President of Programming, p. 174.

Rep. Waymaster introduced Ron Wilson, Chris Wilson, Dennis Katzenmeier and Dustin Stambaugh in honoring the 150th Anniversary of the Ellsworth route of the historic Chisolm Trail, pp. 228-229.

Rep. Penn introduced Monice Crawford and Antoinette Spalding, daughters of Sergeant-At-Arms Foster Chisholm, who was being honored as the longest-serving in

that position as well as the only Black man to hold the position, pp. 287-288.

Rep. Proctor introduced members of the Leavenworth High School JROTC Raider team, winners of the Raider National Championship for the third time in four years, pp. 351-352.

Rep. Sawyer introduced representatives from Friends University on the occasion of its 125th anniversary, p. 355.

Rep. Schreiber introduced representatives from the Kansas Small Business Development community. Winners of the Centers' businesses of the year were recognized, p. 358.

Rep. Haskins introduced Kansas Thespians members, p. 359.

Reps. Owens and Anderson introduced STAND director Benjamin Meier and board leaders, pp. 371-372.

Rep. Schreiber introduced the 2023 class of Kansas Master Teacher, pp. 405-406.

Rep. Osman introduced members of Kansas Miss Amazing, pp. 406-407.

Reps. Clifford and Lewis Finney County Real Men Real Leaders graduates, pp. 413-414.

Rep. Butler introduced Phyllis Fitzgerald, an unofficial Ambassador for Junction City, pp. 414-415.

Rep. Ruiz introduced organ transplant recipients in honor of Kansas Organ, Eye and Tissue Education & Awareness Day at the Capitol, pp. 427-428.

Rep. Goetz introduced representatives present for World Down Syndrome Day, Amanda Myers, Down Syndrome Innovations; Sara Weir, Executive Director of KS Developmental Disabilities council; Jarrod Sanderson, Chief Operating Officer of Nautical Fulfillment & Logistics, an employment partner of Down Syndrome Innovations, p. 465.

Reps. Dodson and Carlin introduced K-State coach, Chris Kliemen, and the K-State football players that accompanied him to the statehouse, p. 475.

Rep. Hoye introduced winners of the NSPA The Pacemaker awards, given to outstanding student publications, Shawnee Mission East Yearbook, The Hauberk, Adviser Dow Tate and student editors Katherine Heitmann, Catherine Gould, and Lydia Cosgrove; Shawnee Mission North Yearbook, The Brickhouse, Adviser Becky Tate and Tucker Love; Shawnee Mission Northwest Yearbook, The Lair adviser Susan Massy and student editors Katie Burke and Grace Logan, pp. 475-476.

Reps. Lewis and Underhill introduced Terin Humphrey, a decorated Olympic athlete, and also a survivor of childhood sexual abuse. They also introduced Katie Pratt, Kim Bergman, Lesa Patterson-Kinsey, Joe Charey, Tess Ramirez, Becky Weismann and Earl McIntosh, pp. 476-477.

Rep. Titus introduced Wamego High School State championship girls' golf and boys cross country teams, p. 477.

Reps. Dodson and Carlin introduced the Manhattan Football team, winners of the Kansas State Division 6A, p. 486.

Reps. Essex introduced members of the Olathe Chamber of Commerce, p. 487.

Rep. Thomas introduced members of the Olathe Youth Symphony, p. 487-488.

Rep. Ohaebisim introduced members of Storytime Village, participants in Literacy Day at the Capital, p. 490.

Rep. Sawyer Clayton introduced members of Kansas Rotary: Stephanie Meyer, Jenalea Randall, Chuck Udell, Faron Barr, Vern Henricks, Steven Graham, Michelle Sink, De Ette Lombard, pp. 595-596.

Rep. Oropeza introduced girls wrestling champion Arianna Ortiz and her family and coach Paul Hansen and Principal Mark Farrar, p. 551.

Rep. Ohaebosim introduced members of the family of former representative Gail Finney, p. 563.

Reps. Blex and Dodson introduced Vietnam Veterans, Charles Hayes, and Wayne Simmons, p. 564.

Rep. Fairchild introduced member of the Macksville Mustangs boys' basketball champions, winners of the 2023 Division 1 1A , p. 607.

Rep. Osman introduced 2023 6A Boys' State basketball champions, Blue Valley Northwest, p. 608.

Rep. Roth introduced members of the Kansas Department of Wildlife and Parks Hunter's Education, p. 609.

Rep. Ellis introduced Oskaloosa High School 2023 Kansas State Wrestling Champions, Allison King and Holly Thacher and their coach Chris King, p. 610.

Rep. Thompson introduced the Bonner Springs Women's Basketball Team, p. 618.

Rep. Weigel introduced members of the 2022 Stars team winners of a gold medal in Special Olympics softball, p. 672.

Reps. Blake Carpenter and Adam Turk introduced Armenian representatives, General Benerdi, Kansas TAG and Major Eloyan, in recognition of the 20th Anniversary of the State Partnership Program with Armenia, p. 673.

Rep. Moser introduced members and coaches of the Axtell High School Football Team, Kansas State Champions in 8-Man, Division II, p. 1290.

Rep. Chuck Smith introduced Mr. Patrick Forbes, a long-time, respected teacher at St. Mary's Colgan in Pittsburg. Additionally, Rep. Smith introduced Mrs. Kathy Hines, a 52-year educator from Atchison, p. 1291.

Rep. Seiwert introduced his guest chaplain, Rev. Everett Schultz, p. 1291.

Rep. Rahjes introduced Kathy Patton Strunk and recognized her outstanding accomplishments in the field of Kansas Agriculture reporting. With her were her husband, Farm Director at WIBW radio, Greg Akagi, former farm broadcaster, Gary Hinck and Shirley Jepson, pp. 1291-1292.

Rep. Mason introduced representatives from the Smoky Valley Roller Mills of Lindsborg, Adam Pracht and Kirsten Bruce, p. 1293.

COMMUNICATIONS FROM STATE OFFICERS

From: Laura Howard, Secretary, Kansas Department for Aging & Disability Services; Secretary's Annual Report on 988 Suicide & Crisis Lifeline, p. 62.

From: Laura Howard, Secretary, Kansas Department for Aging & Disability Services; Annual Report on 2022 HB 2703 - Targeted Employment Act., p. 62.

From: Craig Neuenswander, Deputy, Commissioner of Education; pursuant to K.S.A. 72-2291; 2022 USD Early Retirement Program Survey, p. 70.

From: Laura Howard, Secretary, Kansas Department for Aging and Disability Services; Annual Report on 2022 HB 2703 - Targeted Employment Act, p. 70.

From: Kansas Board of Emergency Medical Services; pursuant to K.S.A. 65-6111; Annual Report on the number, amount and reasons for fines imposed by the board during the previous year, p. 70.

From: Kansas State Department of Education; Career and Technical Education Report; Substitute for HB 2466 New Section 6, p. 81.

From: The Kansas Board of Regents; pursuant to K.S.A. 74-32,402(a)(12); Post-Secondary Technical Education Authority (TEA) FY 2022 Summary Report, p. 81.

From: The Kansas Board of Regents; pursuant to K.S.A. 76-717; Annual Report on Exceptions to the Minimum Admission Standards at State Universities, p. 81.

From: The Kansas Board of Regents; pursuant to K.S.A. 75-7226; KAN-ED Summary Report, p. 81.

From: S. Craig Neuenswander, Ed.D.; Deputy Commissioner, Fiscal and Administrative Services; Kansas State Department of Education; in accordance with K.S.A. 72-5178 and 72-1167, Performance and Finance Accountability Reports for each school and each school operated by a school district, p. 88.

From: Kansas State Department of Education; Kansas Education Systems Accreditation; 2022-2023 Legislative Update, p. 100.

From: Laura Howard, Secretary, Kansas Department for Children and Families; pursuant to K.S.A. 65-176; DCF's inspection report for the State of Kansas children's institutions, p. 124.

From: Erin Hayter, LBSW, Kansas Department for Children and Families; inspection report of Kansas State School for the Blind, concerning sanitary conditions and adequate health supervision, p. 124.

From: Rebecca Kruse, LBSW, Foster Care Licensing, Kansas Department for Children and Families; Annual Review and inspection of the Kansas Juvenile Correctional Complex, p. 124.

From: Erin Hayter, LBSW, Licensing Division, Kansas Department for Children and Families; inspection of Kansas State School for the Deaf, concerning sanitary conditions and adequate health supervision, p. 124.

From: Vicki Schmidt, Commissioner of Insurance, Kansas Insurance Department; Kansas Worker Compensation Fund; pursuant to K.S.A. 44-566a(h); FY 2022 Year End Report, p. 132.

From: Kansas Corporation Commission; pursuant to K.S.A. 66-101i and 66-101j; 2023 Electric Special Contracts/Reduced Rates Biennial Report, p. 151.

From: Kansas Corporation Commission; pursuant to K.S.A. 66-101i and 66-101j; 2023 Electric Special Contracts/Reduced Rates Biennial Report, p. 151.

From: Camille K. Russell, Kansas State Ombudsman; Kansas Department, Office of the State Long-Term Care Ombudsman; Kansas Long-Term Care Ombudsman; Annual Report Year 2022, p. 163

The complete reports are kept on file and open for inspection in the office of the Chief Clerk.

MESSAGES FROM THE GOVERNOR

Executive Order No. 23-01, Establishing the Early Childhood Transition Task Force, p. 62.

State of the State, p. 101.

Executive Directive No. 23-565, Authorizing Expenditure of Federal Funds, p. 187.

Executive Directive No. 23-566, Authorizing Expenditure of Federal Funds, p. 368.

HB 2238 Veto message for, pp. 444-445.

Consideration of veto of HB 2238, p. 619.

Executive Directive No. 23-567, Authorizing Expenditure of Federal Funds, p. 508.

Executive Directive No. 23-569, Authorizing Expenditure of Federal Funds p. 1271.

HB 2304 Veto message, p. 1271. Vote to override, pp. 1307-1308.

HB 2313 Veto Message, p. 1271. Vote to override, pp. 1295-1296.

HB 2264 Veto Message, p. 1272. Vote to override, p. 1297.

HB 2344 Veto Message, p. 1273.

HB 2138 Veto Message, p. 1273. Vote to override, p. 1298

HB 2184 Veto Message, p. 1274; Line Item vetoes, pp. 1274-1283. Votes to override of various line items, pp. 1299-1305.

HB 2350 Veto Message, p. 1285. Vote to override, p. 1297.

HB 2094 Veto Message, p. 1286. Vote to override, p. 1299.

HB 2236 Veto Message, p. 1286.

HB 2325 Veto Message, p. 1287. Vote to override, p. 1296.

AUTHOR INDEX

This index includes all legislation sponsored by House Members, House committees, Joint Committees, Select Committees and Special Committees.

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- HB 2092 Reapportioning the districts of certain members of the Washburn university board of regents who are appointed by the city of Topeka.
- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2327 Discontinuing property tax exemption for new qualifying pipeline property that experiences a spill or leak and providing for recoupment of certain property taxes.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2365 Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

Amyx, Mike

- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2244 Providing a permanent exemption for postsecondary educational institutions from the public buildings requirements under the personal and family protection act.
- HB 2245 Creating the gun violence restraining order act to authorize the issuance of protective orders prohibiting the acquisition and possession of firearms by certain individuals.
- HB 2327 Discontinuing property tax exemption for new qualifying pipeline property that experiences a spill or leak and providing for recoupment of certain property taxes.
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- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
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Anderson, Avery

- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

Blew, Tory Marie

- HB 2145 Extending voting franchise in city elections to qualified electors living in areas subject to extraterritorial zoning or subdivision regulations.
- HB 2168 Allowing hemp fiber, grain and seeds to be used as food for livestock, poultry and pets; adding hemp grain to the definition of grain; authorizing the secretary to utilize performance-based sampling when inspecting industrial hemp; lowering license and registration fees; extending license and registration periods to two years; and exempting certain hemp processors from fingerprinting and background check requirements.
- HB 2308 Establishing a hunting outfitter task force that shall study the hunting outfitter industry in the state of Kansas and may make recommend changes to the law and rules and regulations.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

Awerkamp, Francis

- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5011 Proposing an amendment to the bill of rights of the constitution of the state of Kansas to provide no right to an abortion.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

Ballard, Barbara

- HB 2027 Creating a procedure to prevent distribution of a decedent's assets to a person charged with the felonious killing of the decedent until criminal proceedings are completed.
- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2244 Providing a permanent exemption for postsecondary educational institutions from the public buildings requirements under the personal and family protection act.
- HB 2245 Creating the gun violence restraining order act to authorize the issuance of protective orders prohibiting the acquisition and possession of firearms by certain individuals.
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- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6010 Designating February 8, 2023, as JAG-K Day at the Capitol.
- HR 6022 Honoring the life and public service of Gayle Lavern Mollenkamp.
- HR 6025 Congratulating and commending the 2022-2023 University of Kansas women's

basketball team on their 2023 WNIT Championship.

Barth, Carrie

- HB 2007 Prohibiting the secretary of health and environment from requiring a COVID-19 vaccination for care at a child care facility or attendance at a school.
- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
- HB 2126 Authorizing the over-the-counter purchase of ivermectin tablets and hydroxychloroquine tablets.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Bergkamp, Brian

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- HR 6012 Commemorating the 125th Anniversary of Friends University.
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Bergquist, Emil

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- HR 6015 Commemorating the celebration of St. Patrick's Day.
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Blex, Doug

- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
- HB 2036 Creating a property tax exemption for retired and disabled veterans.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
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- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6017 Commemorating the 50th anniversary of the National Wild Turkey Federation.

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Bloom, Lewis

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HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Borjon, Jesse

HB 2092 Reapportioning the districts of certain members of the Washburn university board of regents who are appointed by the city of Topeka.

HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

Boyd, Brad

HB 2162 Providing for sales tax exemption for hygiene products.

HB 2327 Discontinuing property tax exemption for new qualifying pipeline property that experiences a spill or leak and providing for recoupment of certain property taxes.

HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.

HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.

HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.

HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.

HB 2365 Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.

HB 2366 Providing for transfers to the local ad valorem tax reduction fund.

HCR 5004 Urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act.

HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.

HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

Bryce, Ron

HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.

HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.

HCR 5011 Proposing an amendment to the bill of rights of the constitution of the state of Kansas to provide no right to an abortion.

HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.

HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Buehler, David

- HB 2008 Providing membership in the KP&F retirement system for certain security officers of the department of corrections and allowing certain service credit purchases of previous KPERS security officer service for purposes of KP&F retirement benefits.
- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
- HB 2036 Creating a property tax exemption for retired and disabled veterans.
- HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.

Butler, Nathan

- HB 2036 Creating a property tax exemption for retired and disabled veterans.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.

Carlin, Sydney

- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2327 Discontinuing property tax exemption for new qualifying pipeline property that experiences a spill or leak and providing for recoupment of certain property taxes.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2365 Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6015 Commemorating the celebration of St. Patrick's Day.
- HR 6027 Recognizing Dr. Sue K. Peterson Thomas for her service to the State of Kansas and the Kansas State University.

Carmichael, John

- HB 2005 Creating a traffic infraction for operating a vehicle while fatigued.
- HB 2006 Making the use of artificial light for the purpose of spotting, locating or taking

- wildlife unlawful and restricting rule and regulation authority.
- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6016 Recognizing March 18, 2023, as Kansas Public Defender Day.
- HR 6017 Commemorating the 50th anniversary of the National Wild Turkey Federation.

Carpenter, Blake

- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6023 Commemorating the 20th anniversary of the bilateral relations between Kansas and the Republic of Armenia.

Carpenter, Will

- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.
- HR 6017 Commemorating the 50th anniversary of the National Wild Turkey Federation.

Carr, Ford

- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2327 Discontinuing property tax exemption for new qualifying pipeline property that experiences a spill or leak and providing for recoupment of certain property taxes.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2365 Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.

HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

Clifford, Bill

- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
- HB 2036 Creating a property tax exemption for retired and disabled veterans.
- HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Collins, Kenneth

- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
- HB 2014 Designating a portion of United States highway 69 in Crawford county as the Robert Lessen memorial highway.
- HB 2036 Creating a property tax exemption for retired and disabled veterans.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HB 2373 Establishing by statute when fireworks may be sold by seasonal retailers and expanding the time period for such sales.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6012 Commemorating the 125th Anniversary of Friends University.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.

Concannon, Susan

- HB 2023 Creating the crime of interference with the conduct of a hospital, providing criminal penalties for violation thereof and increasing the criminal penalties for battery of a healthcare provider who is employed by a hospital.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6009 Recognizing the Kansas Chiropractic Association.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

Corbet, Ken

- HB 2092 Reapportioning the districts of certain members of the Washburn university board of regents who are appointed by the city of Topeka.
- HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
- HB 2256 Decreasing the state rate for sales and use taxes for sales of food, food ingredients and prepared food and modifying the percent credited to the state highway fund from revenue collected.
- HCR 5011 Proposing an amendment to the bill of rights of the constitution of the state of

- Kansas to provide no right to an abortion.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.
- HR 6017 Commemorating the 50th anniversary of the National Wild Turkey Federation.

Croft, Chris

- HCR 5001 Providing for joint sessions of the Senate and the House of Representatives for the purpose of hearing messages from the Governor and the Supreme Court.
- HCR 5002 Providing for joint rules for the House of Representatives and the Senate for the 2023-2024 biennium.
- HCR 5003 Providing for a joint session of the Senate and the House of Representatives for the purpose of hearing a message from the Governor.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5012 Providing for the first adjournment of the Senate and House of Representatives for a period of time during the 2023 regular session of the legislature.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HCR 5015 Providing for the adjournment of the House of Representatives for a period of time during the 2023 regular session of the Legislature.
- HCR 5016 Providing for the adjournment sine die of the Senate and House of Representatives during the 2023 legislative session.
 - HR 6001 Providing for the organization of the House of Representatives for the 2023 session of the Legislature.
 - HR 6002 Assigning seats in the House of Representatives for the 2023 session.
 - HR 6003 Providing temporary rules of the House of Representatives for the 2023 session until permanent rules are adopted.
 - HR 6004 Providing the permanent rules of the House of Representatives for the 2023-2024 biennium.
 - HR 6005 Providing for changes in seat assignments in the House of Representatives during the 2023 legislative session.
 - HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
 - HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

Curtis, Pam

- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2365 Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.

- HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.
HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
HR 6015 Commemorating the celebration of St. Patrick's Day.

Delperdang, Leo

- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
HR 6017 Commemorating the 50th anniversary of the National Wild Turkey Federation.
HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Dodson, Michael

- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
HB 2036 Creating a property tax exemption for retired and disabled veterans.
HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Donohoe, Owen

- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
HCR 5004 Urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act.
HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
HR 6015 Commemorating the celebration of St. Patrick's Day.

Droge, Duane

- HB 2126 Authorizing the over-the-counter purchase of ivermectin tablets and hydroxychloroquine tablets.
HCR 5011 Proposing an amendment to the bill of rights of the constitution of the state of Kansas to provide no right to an abortion.
HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
HR 6017 Commemorating the 50th anniversary of the National Wild Turkey Federation.
HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Ellis, Ronald

- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
HB 2026 Requiring the secretary of revenue to file release of tax warrants in the county where the warrant is docketed after payment of taxes owed.
HB 2036 Creating a property tax exemption for retired and disabled veterans.
HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
HCR 5011 Proposing an amendment to the bill of rights of the constitution of the state of Kansas to provide no right to an abortion.

- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Eplee, John

- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

Essex, Robyn

- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.

Estes, Susan

- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5004 Urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act.
- HCR 5013 Commemorating May 2023 as Jewish American Heritage Month.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.

Fairchild, Brett

- HB 2001 Defining grounds for impeachment of justices of the supreme court and certain judges of the district court.
- HB 2002 Continuing in existence the reimbursement from the taxpayer notification costs fund for printing and postage costs for county clerks beyond calendar year 2023.
- HB 2007 Prohibiting the secretary of health and environment from requiring a COVID-19 vaccination for care at a child care facility or attendance at a school.
- HB 2012 Requiring offenders on probation, parole or postrelease supervision to complete a citizenship curriculum.
- HB 2126 Authorizing the over-the-counter purchase of ivermectin tablets and hydroxychloroquine tablets.

- HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
- HB 2181 Prohibiting abortion procedures and creating the crimes of unlawful performance of an abortion and unlawful destruction of a fertilized embryo.
- HB 2222 Prohibiting the enforcement of federal rules or regulations and the promulgation of state rules and regulations to carry out such enforcement without legislative approval.
- HB 2249 Creating the defend the guard act to establish when the Kansas national guard may be released into active duty combat.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5007 Proposing a constitutional amendment imposing term limits for state legislators.
- HCR 5011 Proposing an amendment to the bill of rights of the constitution of the state of Kansas to provide no right to an abortion.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

Featherston, Linda

- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2244 Providing a permanent exemption for postsecondary educational institutions from the public buildings requirements under the personal and family protection act.
- HB 2245 Creating the gun violence restraining order act to authorize the issuance of protective orders prohibiting the acquisition and possession of firearms by certain individuals.
- HB 2327 Discontinuing property tax exemption for new qualifying pipeline property that experiences a spill or leak and providing for recoupment of certain property taxes.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2365 Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HCR 5004 Urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act.
- HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

Francis, Shannon

- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6017 Commemorating the 50th anniversary of the National Wild Turkey Federation.

Garber, Randy

- HB 2004 Establishing the EV energy equity road repair tax act and providing for a road

- repair tax on electricity distributed from a public charging station for electric vehicles.
- HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
- HB 2157 Creating the campus intellectual diversity act to establish an office of public policy events at each public postsecondary educational institution.
- HB 2158 Creating the campus free speech act to require each public postsecondary educational institution to adopt a policy of free expression.
- HB 2181 Prohibiting abortion procedures and creating the crimes of unlawful performance of an abortion and unlawful destruction of a fertilized embryo.
- HB 2222 Prohibiting the enforcement of federal rules or regulations and the promulgation of state rules and regulations to carry out such enforcement without legislative approval.
- HB 2249 Creating the defend the guard act to establish when the Kansas national guard may be released into active duty combat.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5007 Proposing a constitutional amendment imposing term limits for state legislators.
- HCR 5011 Proposing an amendment to the bill of rights of the constitution of the state of Kansas to provide no right to an abortion.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Gardner, Fred

- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

Goddard, Dan

- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5004 Urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act.
- HCR 5011 Proposing an amendment to the bill of rights of the constitution of the state of Kansas to provide no right to an abortion.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Goetz, Jason

- HB 2126 Authorizing the over-the-counter purchase of ivermectin tablets and hydroxychloroquine tablets.
- HB 2181 Prohibiting abortion procedures and creating the crimes of unlawful performance of an abortion and unlawful destruction of a fertilized embryo.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.

- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5011 Proposing an amendment to the bill of rights of the constitution of the state of Kansas to provide no right to an abortion.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
 - HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
 - HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
 - HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Haskins, Kirk

- HB 2092 Reapportioning the districts of certain members of the Washburn university board of regents who are appointed by the city of Topeka.
- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2327 Discontinuing property tax exemption for new qualifying pipeline property that experiences a spill or leak and providing for recoupment of certain property taxes.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2365 Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HCR 5004 Urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act.
- HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

Haswood, Christina

- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2244 Providing a permanent exemption for postsecondary educational institutions from the public buildings requirements under the personal and family protection act.
- HB 2245 Creating the gun violence restraining order act to authorize the issuance of protective orders prohibiting the acquisition and possession of firearms by certain individuals.
- HB 2327 Discontinuing property tax exemption for new qualifying pipeline property that experiences a spill or leak and providing for recoupment of certain property taxes.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for

- residential property to \$65,000 of such property's appraised valuation.
- HB 2365 Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HB 2368 Enacting the making work pay act to increase the Kansas minimum wage.
- HB 2369 Enacting the Kansas indian child welfare act.
- HB 2374 Changing the legal public holiday of Columbus Day to Indigenous Peoples Day.
- HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

Hawkins, Daniel

- HB 2023 Creating the crime of interference with the conduct of a hospital, providing criminal penalties for violation thereof and increasing the criminal penalties for battery of a healthcare provider who is employed by a hospital.
- HCR 5001 Providing for joint sessions of the Senate and the House of Representatives for the purpose of hearing messages from the Governor and the Supreme Court.
- HCR 5002 Providing for joint rules for the House of Representatives and the Senate for the 2023-2024 biennium.
- HCR 5003 Providing for a joint session of the Senate and the House of Representatives for the purpose of hearing a message from the Governor.
- HCR 5012 Providing for the first adjournment of the Senate and House of Representatives for a period of time during the 2023 regular session of the legislature.
- HCR 5015 Providing for the adjournment of the House of Representatives for a period of time during the 2023 regular session of the Legislature.
- HCR 5016 Providing for the adjournment sine die of the Senate and House of Representatives during the 2023 legislative session.
- HR 6001 Providing for the organization of the House of Representatives for the 2023 session of the Legislature.
- HR 6002 Assigning seats in the House of Representatives for the 2023 session.
- HR 6003 Providing temporary rules of the House of Representatives for the 2023 session until permanent rules are adopted.
- HR 6004 Providing the permanent rules of the House of Representatives for the 2023-2024 biennium.
- HR 6005 Providing for changes in seat assignments in the House of Representatives during the 2023 legislative session.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

Helgerson, Henry

- HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
- HB 2162 Providing for sales tax exemption for hygiene products.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

Highberger, Dennis "Boog"

- HB 2010 Updating a statutory cross reference to provide proper jury instruction in cases when a defendant lacks the required mental state to commit a crime.
- HB 2065 Allowing a court to change a spouse's name to a name that is different than a maiden or former name during a divorce proceeding.
- HB 2091 Requiring the secretary of agriculture to establish a division of sustainable

- agriculture that shall apply for federal grant funds under the greenhouse gas reduction fund to assist farmers in converting to renewable energy and sustainable agriculture practices.
- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2244 Providing a permanent exemption for postsecondary educational institutions from the public buildings requirements under the personal and family protection act.
- HB 2245 Creating the gun violence restraining order act to authorize the issuance of protective orders prohibiting the acquisition and possession of firearms by certain individuals.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2365 Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HB 2374 Changing the legal public holiday of Columbus Day to Indigenous Peoples Day.
- HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

Hill, Scott

- HB 2007 Prohibiting the secretary of health and environment from requiring a COVID-19 vaccination for care at a child care facility or attendance at a school.
- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
- HB 2012 Requiring offenders on probation, parole or postrelease supervision to complete a citizenship curriculum.
- HB 2181 Prohibiting abortion procedures and creating the crimes of unlawful performance of an abortion and unlawful destruction of a fertilized embryo.
- HB 2286 Prohibiting motorcycle profiling by law enforcement agencies.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5004 Urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5011 Proposing an amendment to the bill of rights of the constitution of the state of Kansas to provide no right to an abortion.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Hoffman, Kyle

- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
- HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6017 Commemorating the 50th anniversary of the National Wild Turkey Federation.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Hoheisel, Nick

- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Hougland, Allison

- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2327 Discontinuing property tax exemption for new qualifying pipeline property that experiences a spill or leak and providing for recoupment of certain property taxes.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2365 Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

Houser, Michael

- HB 2222 Prohibiting the enforcement of federal rules or regulations and the promulgation of state rules and regulations to carry out such enforcement without legislative approval.
- HCR 5007 Proposing a constitutional amendment imposing term limits for state legislators.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6017 Commemorating the 50th anniversary of the National Wild Turkey Federation.

Howe, Steven

- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Howell, Leah

- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Howerton, Cyndi

- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Hoye, Jo Ella

- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2365 Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

Humphries, Susan

- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for

infants who are born alive regardless of the intent of the delivery.

- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Jacobs, Trevor

- HB 2126 Authorizing the over-the-counter purchase of ivermectin tablets and hydroxychloroquine tablets.
- HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
- HB 2181 Prohibiting abortion procedures and creating the crimes of unlawful performance of an abortion and unlawful destruction of a fertilized embryo.
- HB 2222 Prohibiting the enforcement of federal rules or regulations and the promulgation of state rules and regulations to carry out such enforcement without legislative approval.
- HB 2249 Creating the defend the guard act to establish when the Kansas national guard may be released into active duty combat.
- HCR 5007 Proposing a constitutional amendment imposing term limits for state legislators.
- HCR 5011 Proposing an amendment to the bill of rights of the constitution of the state of Kansas to provide no right to an abortion.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Johnson, Timothy

- HB 2003 Authorizing the Kansas state high school activities association to establish a school classification system based on student attendance and other factors.
- HB 2008 Providing membership in the KP&F retirement system for certain security officers of the department of corrections and allowing certain service credit purchases of previous KPERS security officer service for purposes of KP&F retirement benefits.
- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
- HB 2036 Creating a property tax exemption for retired and disabled veterans.
- HB 2271 Authorizing any nonresident student whose parent or guardian is employed by a school district to enroll in and attend such school district.
- HCR 5004 Urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.
- HR 6017 Commemorating the 50th anniversary of the National Wild Turkey Federation.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Kessler, Tom

- HCR 5005 Making application to the Congress of the United States to call a convention of

the states to establish term limits for members of Congress.

HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.

HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

HR 6017 Commemorating the 50th anniversary of the National Wild Turkey Federation.

Landwehr, Brenda

HB 2359 Establishing the sunflower teacher-student mentor program within certain school districts to encourage students to pursue a teaching career.

HCR 5004 Urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act.

HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

Lewis, Bob

HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.

HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.

HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

HR 6015 Commemorating the celebration of St. Patrick's Day.

Martinez, Angela

HB 2162 Providing for sales tax exemption for hygiene products.

HB 2244 Providing a permanent exemption for postsecondary educational institutions from the public buildings requirements under the personal and family protection act.

HB 2245 Creating the gun violence restraining order act to authorize the issuance of protective orders prohibiting the acquisition and possession of firearms by certain individuals.

HB 2315 Requiring school districts to offer instruction on life skills for middle school and high school students.

HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.

HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.

HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.

HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.

HB 2365 Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.

HB 2366 Providing for transfers to the local ad valorem tax reduction fund.

HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.

HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

Mason, Les

HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.

HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.

- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.
- HR 6021 Recognizing the 125th Anniversary of the 1898 Smoky Valley Roller Mills in Lindsborg, Kansas.

Maughan, Carl

- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

Melton, Lynn

- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2327 Discontinuing property tax exemption for new qualifying pipeline property that experiences a spill or leak and providing for recoupment of certain property taxes.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

Meyer, Heather

- HB 2076 Repealing the adoption protection act.
- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2177 Removing statutory provisions that require marriage to be between two parties of the opposite sex.
- HB 2178 Amending the Kansas act against discrimination to include sexual orientation, gender identity or expression and status as a veteran.
- HB 2244 Providing a permanent exemption for postsecondary educational institutions from the public buildings requirements under the personal and family protection act.
- HB 2245 Creating the gun violence restraining order act to authorize the issuance of protective orders prohibiting the acquisition and possession of firearms by certain individuals.
- HB 2327 Discontinuing property tax exemption for new qualifying pipeline property that experiences a spill or leak and providing for recoupment of certain property taxes.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.

- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2365 Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HB 2368 Enacting the making work pay act to increase the Kansas minimum wage.
- HCR 5006 Proposing a constitutional amendment to repeal section 16 of article 15 of the constitution of the state of Kansas that requires marriage to be between individuals of the opposite sex.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

Miller, Dennis

- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2244 Providing a permanent exemption for postsecondary educational institutions from the public buildings requirements under the personal and family protection act.
- HB 2245 Creating the gun violence restraining order act to authorize the issuance of protective orders prohibiting the acquisition and possession of firearms by certain individuals.
- HB 2327 Discontinuing property tax exemption for new qualifying pipeline property that experiences a spill or leak and providing for recoupment of certain property taxes.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2365 Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

Miller, Silas

- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2365 Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.

- HB 2367 Creating the adult use cannabis regulation act to regulate the cultivation, manufacturing, possession and sale of cannabis in this state.
- HCR 5004 Urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act.
- HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

Miller, Vic

- HB 2092 Reapportioning the districts of certain members of the Washburn university board of regents who are appointed by the city of Topeka.
- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2327 Discontinuing property tax exemption for new qualifying pipeline property that experiences a spill or leak and providing for recoupment of certain property taxes.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2365 Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HCR 5001 Providing for joint sessions of the Senate and the House of Representatives for the purpose of hearing messages from the Governor and the Supreme Court.
- HCR 5002 Providing for joint rules for the House of Representatives and the Senate for the 2023-2024 biennium.
- HCR 5003 Providing for a joint session of the Senate and the House of Representatives for the purpose of hearing a message from the Governor.
- HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.
- HCR 5012 Providing for the first adjournment of the Senate and House of Representatives for a period of time during the 2023 regular session of the legislature.
- HCR 5015 Providing for the adjournment of the House of Representatives for a period of time during the 2023 regular session of the Legislature.
- HCR 5016 Providing for the adjournment sine die of the Senate and House of Representatives during the 2023 legislative session.
- HR 6001 Providing for the organization of the House of Representatives for the 2023 session of the Legislature.
- HR 6002 Assigning seats in the House of Representatives for the 2023 session.
- HR 6003 Providing temporary rules of the House of Representatives for the 2023 session until permanent rules are adopted.
- HR 6004 Providing the permanent rules of the House of Representatives for the 2023-2024 biennium.
- HR 6005 Providing for changes in seat assignments in the House of Representatives during the 2023 legislative session.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

Minnix, Jim

- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.
- HR 6022 Honoring the life and public service of Gayle Lavern Mollenkamp.

Moser, Lisa

- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Murphy, Michael

- HB 2007 Prohibiting the secretary of health and environment from requiring a COVID-19 vaccination for care at a child care facility or attendance at a school.
- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
- HB 2091 Requiring the secretary of agriculture to establish a division of sustainable agriculture that shall apply for federal grant funds under the greenhouse gas reduction fund to assist farmers in converting to renewable energy and sustainable agriculture practices.
- HB 2126 Authorizing the over-the-counter purchase of ivermectin tablets and hydroxychloroquine tablets.
- HB 2181 Prohibiting abortion procedures and creating the crimes of unlawful performance of an abortion and unlawful destruction of a fertilized embryo.
- HB 2222 Prohibiting the enforcement of federal rules or regulations and the promulgation of state rules and regulations to carry out such enforcement without legislative approval.
- HB 2249 Creating the defend the guard act to establish when the Kansas national guard may be released into active duty combat.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5004 Urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5007 Proposing a constitutional amendment imposing term limits for state legislators.
- HCR 5011 Proposing an amendment to the bill of rights of the constitution of the state of Kansas to provide no right to an abortion.

- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6007 Congratulating Eldon Headrick of Norwich EMS
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.
- HR 6017 Commemorating the 50th anniversary of the National Wild Turkey Federation.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Neelly, Lance

- HB 2008 Providing membership in the KP&F retirement system for certain security officers of the department of corrections and allowing certain service credit purchases of previous KPERS security officer service for purposes of KP&F retirement benefits.
- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
- HB 2036 Creating a property tax exemption for retired and disabled veterans.
- HB 2065 Allowing a court to change a spouse's name to a name that is different than a maiden or former name during a divorce proceeding.
- HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
- HB 2254 Amending the definition of land devoted to agricultural use for property tax purposes to include properties used as part of registered agritourism activities.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6015 Commemorating the celebration of St. Patrick's Day.

Neighbor, Cindy

- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2244 Providing a permanent exemption for postsecondary educational institutions from the public buildings requirements under the personal and family protection act.
- HB 2245 Creating the gun violence restraining order act to authorize the issuance of protective orders prohibiting the acquisition and possession of firearms by certain individuals.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

Ohaebosim, KC

- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2327 Discontinuing property tax exemption for new qualifying pipeline property that experiences a spill or leak and providing for recoupment of certain property taxes.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2365 Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6019 Recognizing Storytime Village, Inc., for its literacy programs.

Oropeza, Melissa

- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2245 Creating the gun violence restraining order act to authorize the issuance of protective orders prohibiting the acquisition and possession of firearms by certain individuals.
- HB 2327 Discontinuing property tax exemption for new qualifying pipeline property that experiences a spill or leak and providing for recoupment of certain property taxes.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

Osman, Dan

- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2245 Creating the gun violence restraining order act to authorize the issuance of protective orders prohibiting the acquisition and possession of firearms by certain individuals.
- HB 2327 Discontinuing property tax exemption for new qualifying pipeline property that experiences a spill or leak and providing for recoupment of certain property taxes.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.

- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HB 2370 Defining consent in the Kansas criminal code for sexual offenses.
- HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

Ousley, Jarrod

- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2339 Requiring the Kansas bureau of investigation to establish a Kansas voluntary do-not-sell firearms list to prevent the purchase of firearms by any person who voluntarily registers to be placed on the list.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HCR 5004 Urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6017 Commemorating the 50th anniversary of the National Wild Turkey Federation.

Owens, Stephen

- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6017 Commemorating the 50th anniversary of the National Wild Turkey Federation.

Patton, Fred

- HB 2092 Reapportioning the districts of certain members of the Washburn university board of regents who are appointed by the city of Topeka.
- HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6016 Recognizing March 18, 2023, as Kansas Public Defender Day.
- HR 6025 Congratulating and commending the 2022-2023 University of Kansas women's basketball team on their 2023 WNIT Championship.

Penn, Patrick

- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

HR 6015 Commemorating the celebration of St. Patrick's Day.

Pickert, Sandy

- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Poetter Parshall, Samantha

- HB 2126 Authorizing the over-the-counter purchase of ivermectin tablets and hydroxychloroquine tablets.
- HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
- HCR 5011 Proposing an amendment to the bill of rights of the constitution of the state of Kansas to provide no right to an abortion.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

Poskin, Mari-Lynn

- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
- HB 2075 Providing for the publication of signed statements of fair campaign practices and a cause of action for violations of such statement.
- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2327 Discontinuing property tax exemption for new qualifying pipeline property that experiences a spill or leak and providing for recoupment of certain property taxes.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2365 Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HCR 5004 Urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act.
- HCR 5010 Amending section 6 of article 6 of the constitution of the state of Kansas to prohibit public funds from being used for schools that are not operated as free schools.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

Probst, Jason

- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6017 Commemorating the 50th anniversary of the National Wild Turkey Federation.

Proctor, Pat

- HB 2007 Prohibiting the secretary of health and environment from requiring a COVID-19 vaccination for care at a child care facility or attendance at a school.
- HB 2008 Providing membership in the KP&F retirement system for certain security officers of the department of corrections and allowing certain service credit purchases of previous KPERS security officer service for purposes of KP&F retirement benefits.
- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
- HB 2036 Creating a property tax exemption for retired and disabled veterans.
- HB 2085 Including juvenile corrections officers in the definition of "security officer" for purposes of the KPERS correctional employees group.
- HB 2126 Authorizing the over-the-counter purchase of ivermectin tablets and hydroxychloroquine tablets.
- HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Rahjes, Ken

- HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.
- HR 6027 Recognizing Dr. Sue K. Peterson Thomas for her service to the State of Kansas and the Kansas State University.

Resman, John

- HB 2008 Providing membership in the KP&F retirement system for certain security officers of the department of corrections and allowing certain service credit purchases of previous KPERS security officer service for purposes of KP&F retirement benefits.
- HB 2229 Providing a deduction from sales or compensating use tax when selling and buying different motor vehicles within 180 days.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5007 Proposing a constitutional amendment imposing term limits for state legislators.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.

Rhiley, Bill

- HB 2004 Establishing the EV energy equity road repair tax act and providing for a road repair tax on electricity distributed from a public charging station for electric vehicles.
- HB 2007 Prohibiting the secretary of health and environment from requiring a COVID-19 vaccination for care at a child care facility or attendance at a school.
- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
- HB 2012 Requiring offenders on probation, parole or postrelease supervision to complete a citizenship curriculum.
- HB 2126 Authorizing the over-the-counter purchase of ivermectin tablets and hydroxychloroquine tablets.
- HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
- HB 2176 Creating the Arkansas city area public library district act, requiring an election for the creation of such district and authorizing unified school district No. 470 to levy a tax on behalf of the library district.
- HB 2181 Prohibiting abortion procedures and creating the crimes of unlawful performance of an abortion and unlawful destruction of a fertilized embryo.
- HB 2205 Creating the Udall area public library district act, requiring an election for the creation of such district and authorizing unified school district No. 463 to levy a tax on behalf of the library district.
- HB 2222 Prohibiting the enforcement of federal rules or regulations and the promulgation of state rules and regulations to carry out such enforcement without legislative approval.
- HB 2249 Creating the defend the guard act to establish when the Kansas national guard may be released into active duty combat.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5004 Urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act.
- HCR 5007 Proposing a constitutional amendment imposing term limits for state legislators.
- HCR 5011 Proposing an amendment to the bill of rights of the constitution of the state of Kansas to provide no right to an abortion.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study

and draft legislation relating to environmental, social and governance standards.

- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Robinson, Marvin

- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.
 - HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
 - HR 6014 Commending the United States African-American Burial Grounds Preservation Program.

Roth, Webster

- HB 2126 Authorizing the over-the-counter purchase of ivermectin tablets and hydroxychloroquine tablets.
- HB 2176 Creating the Arkansas city area public library district act, requiring an election for the creation of such district and authorizing unified school district No. 470 to levy a tax on behalf of the library district.
- HB 2205 Creating the Udall area public library district act, requiring an election for the creation of such district and authorizing unified school district No. 463 to levy a tax on behalf of the library district.
- HB 2249 Creating the defend the guard act to establish when the Kansas national guard may be released into active duty combat.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5011 Proposing an amendment to the bill of rights of the constitution of the state of Kansas to provide no right to an abortion.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
 - HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
 - HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
 - HR 6015 Commemorating the celebration of St. Patrick's Day.
 - HR 6017 Commemorating the 50th anniversary of the National Wild Turkey Federation.

Ruiz, Louis

- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HCR 5004 Urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act.

HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

Ruiz, Susan

- HB 2076 Repealing the adoption protection act.
- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2177 Removing statutory provisions that require marriage to be between two parties of the opposite sex.
- HB 2178 Amending the Kansas act against discrimination to include sexual orientation, gender identity or expression and status as a veteran.
- HB 2244 Providing a permanent exemption for postsecondary educational institutions from the public buildings requirements under the personal and family protection act.
- HB 2245 Creating the gun violence restraining order act to authorize the issuance of protective orders prohibiting the acquisition and possession of firearms by certain individuals.
- HB 2327 Discontinuing property tax exemption for new qualifying pipeline property that experiences a spill or leak and providing for recoupment of certain property taxes.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2365 Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HCR 5006 Proposing a constitutional amendment to repeal section 16 of article 15 of the constitution of the state of Kansas that requires marriage to be between individuals of the opposite sex.
- HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

Sanders, Clarke

- HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5004 Urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5011 Proposing an amendment to the bill of rights of the constitution of the state of Kansas to provide no right to an abortion.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.

HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Sawyer, Tom

- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2365 Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6012 Commemorating the 125th Anniversary of Friends University.

Sawyer Clayton, Stephanie

- HB 2009 Providing for sales tax exemption for feminine hygiene products and diapers.
- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2256 Decreasing the state rate for sales and use taxes for sales of food, food ingredients and prepared food and modifying the percent credited to the state highway fund from revenue collected.
- HB 2327 Discontinuing property tax exemption for new qualifying pipeline property that experiences a spill or leak and providing for recoupment of certain property taxes.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2365 Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6020 Recognizing the contributions of Kansas Rotarians.

Schlingensiepen, Tobias

- HB 2092 Reapportioning the districts of certain members of the Washburn university board of regents who are appointed by the city of Topeka.
- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2244 Providing a permanent exemption for postsecondary educational institutions from the public buildings requirements under the personal and family protection act.
- HB 2245 Creating the gun violence restraining order act to authorize the issuance of protective orders prohibiting the acquisition and possession of firearms by certain individuals.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and

- closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2365 Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6015 Commemorating the celebration of St. Patrick's Day.

Schmoe, Rebecca

- HB 2126 Authorizing the over-the-counter purchase of ivermectin tablets and hydroxychloroquine tablets.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5004 Urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Schreiber, Mark

- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HCR 5004 Urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6016 Recognizing March 18, 2023, as Kansas Public Defender Day.
- HR 6017 Commemorating the 50th anniversary of the National Wild Turkey Federation.

Seiwert, Joe

- HB 2004 Establishing the EV energy equity road repair tax act and providing for a road repair tax on electricity distributed from a public charging station for electric vehicles.
- HB 2091 Requiring the secretary of agriculture to establish a division of sustainable agriculture that shall apply for federal grant funds under the greenhouse gas reduction fund to assist farmers in converting to renewable energy and sustainable agriculture practices.
- HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.

- HCR 5007 Proposing a constitutional amendment imposing term limits for state legislators.
- HCR 5011 Proposing an amendment to the bill of rights of the constitution of the state of Kansas to provide no right to an abortion.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
 - HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
 - HR 6012 Commemorating the 125th Anniversary of Friends University.
 - HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
 - HR 6017 Commemorating the 50th anniversary of the National Wild Turkey Federation.
 - HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Smith, Adam

- HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5011 Proposing an amendment to the bill of rights of the constitution of the state of Kansas to provide no right to an abortion.
 - HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
 - HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
 - HR 6017 Commemorating the 50th anniversary of the National Wild Turkey Federation.
 - HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Smith, Chuck

- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
 - HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
 - HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
 - HR 6015 Commemorating the celebration of St. Patrick's Day.
 - HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Smith, Eric

- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
- HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
 - HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
 - HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
 - HR 6015 Commemorating the celebration of St. Patrick's Day.
 - HR 6017 Commemorating the 50th anniversary of the National Wild Turkey Federation.
 - HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Stogsdill, Jerry

- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HCR 5004 Urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act.
- HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

Sutton, Bill

- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
- HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5011 Proposing an amendment to the bill of rights of the constitution of the state of Kansas to provide no right to an abortion.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Tarwater, Sean

- HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5007 Proposing a constitutional amendment imposing term limits for state legislators.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6015 Commemorating the celebration of St. Patrick's Day.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Thomas, Adam

- HB 2189 Granting jurisdiction to the court to extend custody of non-minor dependents to the secretary for children and families.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5004 Urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5007 Proposing a constitutional amendment imposing term limits for state legislators.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

Thompson, Mike

- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
- HB 2036 Creating a property tax exemption for retired and disabled veterans.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.

Titus, Kenny

- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

Turk, Adam

- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
- HB 2036 Creating a property tax exemption for retired and disabled veterans.
- HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.
- HR 6023 Commemorating the 20th anniversary of the bilateral relations between Kansas and the Republic of Armenia.

Turner, Carl

- HB 2229 Providing a deduction from sales or compensating use tax when selling and buying different motor vehicles within 180 days.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.

Underhill, Jeff

- HB 2011 Providing a Kansas income tax subtraction modification for certain amounts received as compensation for members of the armed forces.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Vaughn, Lindsay

- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2368 Enacting the making work pay act to increase the Kansas minimum wage.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

Waggoner, Paul

- HB 2004 Establishing the EV energy equity road repair tax act and providing for a road repair tax on electricity distributed from a public charging station for electric vehicles.
- HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.
- HR 6018 Reaffirming Kansas' commitment to internal combustion engine vehicles.

Wasinger, Barb

- HB 2027 Creating a procedure to prevent distribution of a decedent's assets to a person charged with the felonious killing of the decedent until criminal proceedings are completed.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.

- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6008 Recognizing February 2, 2023, as Wear Red Day in the Kansas legislature.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.
- HR 6024 Honoring the legendary Kansas sculptor Pete Felten on his 90th birthday.

Waymaster, Troy

- HB 2039 Exempting disabled veterans from certain requirements and fees relating to hunting and fishing licenses.
- HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6011 Commemorating the 150th anniversary of the Ellsworth Route.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

Weigel, Virgil

- HB 2092 Reapportioning the districts of certain members of the Washburn university board of regents who are appointed by the city of Topeka.
- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

White, Gary

- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6017 Commemorating the 50th anniversary of the National Wild Turkey Federation.

Williams, Kristey

- HB 2150 Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.
- HB 2168 Allowing hemp fiber, grain and seeds to be used as food for livestock, poultry and pets; adding hemp grain to the definition of grain; authorizing the secretary to utilize performance-based sampling when inspecting industrial hemp; lowering license and registration fees; extending license and registration periods to two years; and exempting certain hemp processors from fingerprinting and background check requirements.
- HB 2313 Creating the born-alive infants protection act to provide legal protections for infants who are born alive regardless of the intent of the delivery.
- HB 2359 Establishing the sunflower teacher-student mentor program within certain school

- districts to encourage students to pursue a teaching career.
- HCR 5004 Urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act.
- HCR 5014 Directing the joint committee on fiduciary financial institutions oversight to study and draft legislation relating to environmental, social and governance standards.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.

Williams, Laura

- HCR 5005 Making application to the Congress of the United States to call a convention of the states to establish term limits for members of Congress.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.
- HR 6015 Commemorating the celebration of St. Patrick's Day.

Winn, Valdenia

- HB 2088 Directing the capitol preservation committee to develop and approve plans for a mural honoring the 1st Kansas (Colored) Voluntary Infantry regiment.
- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2244 Providing a permanent exemption for postsecondary educational institutions from the public buildings requirements under the personal and family protection act.
- HB 2245 Creating the gun violence restraining order act to authorize the issuance of protective orders prohibiting the acquisition and possession of firearms by certain individuals.
- HB 2327 Discontinuing property tax exemption for new qualifying pipeline property that experiences a spill or leak and providing for recoupment of certain property taxes.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2365 Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.
- HCR 5004 Urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act.
- HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

Woodard, Brandon

- HB 2076 Repealing the adoption protection act.
- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2177 Removing statutory provisions that require marriage to be between two parties of the opposite sex.
- HB 2178 Amending the Kansas act against discrimination to include sexual orientation, gender identity or expression and status as a veteran.

- HB 2244 Providing a permanent exemption for postsecondary educational institutions from the public buildings requirements under the personal and family protection act.
- HB 2245 Creating the gun violence restraining order act to authorize the issuance of protective orders prohibiting the acquisition and possession of firearms by certain individuals.
- HB 2341 Declaring Juneteenth National Independence Day to be a legal public holiday and closing state offices for certain legal public holidays.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2365 Terminating the KPERS 3 cash balance plan and transferring the members of such plan to the KPERS 2 plan.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HB 2368 Enacting the making work pay act to increase the Kansas minimum wage.
- HCR 5006 Proposing a constitutional amendment to repeal section 16 of article 15 of the constitution of the state of Kansas that requires marriage to be between individuals of the opposite sex.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6013 Strengthening the sister-state ties between the State of Kansas and Taiwan.

Xu, Rui

- HB 2051 Establishing the advisory commission on Asian-American Pacific Islander affairs.
- HB 2162 Providing for sales tax exemption for hygiene products.
- HB 2327 Discontinuing property tax exemption for new qualifying pipeline property that experiences a spill or leak and providing for recoupment of certain property taxes.
- HB 2348 Restoring local government control over wages, compensation and benefits for construction projects.
- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2363 Releasing any person convicted of a drug offense involving marijuana from such person's sentence and providing for the expungement of any associated records.
- HB 2364 Increasing the extent of property tax exemption from the statewide school levy for residential property to \$65,000 of such property's appraised valuation.
- HB 2366 Providing for transfers to the local ad valorem tax reduction fund.
- HB 2368 Enacting the making work pay act to increase the Kansas minimum wage.
- HCR 5009 Proposing to amend the constitution of the state of Kansas to decrease the assessed value for real property used for residential purposes to 9%.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.

Younger, David

- HB 2349 Abolishing the death penalty and creating the crime of aggravated murder.
- HCR 5004 Urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act.
- HR 6006 Congratulating and commending the 2023 Kansas Teacher of the Year team.
- HR 6015 Commemorating the celebration of St. Patrick's Day.

COMMITTEES**House Committees***Agriculture and Natural Resources*

- HB 2079 Establishing a statutory white-tailed deer firearm hunting season and requiring the Kansas department of wildlife and parks to provide resident hunting license holders certain permits free of charge.
- HB 2159 Providing for additional sources of revenue for the water program management fund and creating additional fees for the regulation of underground injection control wells.
- HB 2160 Exempting the transport of cotton bales from the secured load requirements under certain conditions.
- HB 2331 Designating Lehigh Portland state park.
- HB 2332 Updating references and corresponding changes related to 2021 Executive Reorganization Order No. 48 and the transfer of the division of tourism from the department of wildlife and parks to the department of commerce.
- HB 2372 Regulating the land application of swine manure and wastewater.
- HB 2397 Prohibiting conveyance of certain real property in this state to foreign adversaries.

Agriculture and Natural Resources Budget

- HB 2342 Establishing the pet animal board of veterinarians within the Kansas department of agriculture, transferring all Kansas pet animal act powers, duties and functions to such board, limiting procedures relating to the seizure of animals, eliminating no-contact inspection provisions, requiring a license for animal rescues, authorizing a single license fee for all license categories and changing the membership of the Kansas pet animal advisory board.
- HB 2343 Authorizing legal publications to be made on internet websites selected by the governing body of a city, county or school district.
- HB 2386 Prohibiting a state or local governmental employee from entering or remaining on private property and providing exceptions.

Appropriations

- HB 2132 Expanding the eligible fields of study and establishing a maximum scholarship amount for certain private postsecondary educational institutions in the Kansas promise scholarship act.
- HB 2179 Removing non-cooperation with child support from disqualifications for child care assistance.
- HB 2191 Authorizing the children's cabinet to form a 501(c)(3) for fundraising for the Dolly Parton imagination library book gifting program.
- HB 2192 Concerning state agencies; requiring the secretary of administration to include on the Kansas taxpayer transparency act website certain information concerning grants, grant awardees and grant applications.
- HB 2193 Concerning the investment of state moneys; reestablishing the provisions of law authorizing the state treasurer to certify and transfer a portion of state moneys, equivalent to the aggregate net amount received for unclaimed property, available for investment to the KPERS board of trustees.
- HB 2235 Authorizing the division of printing to print for local governments and schools.
- HB 2273 Appropriations for FY 2024, FY 2025 and FY 2026 for various state agencies.
- HB 2274 Making and concerning supplemental appropriations for fiscal years 2023 and 2024 for various state agencies.
- HB 2277 Concerning state agencies; relating to the employee award and recognition

- program; authorizing hiring, recruitment and retention bonuses; increasing the limitation on such award or bonus to \$10,000; eliminating the secretary of administration's authority to adopt rules and regulations; and requiring such secretary to submit an annual report to certain legislative committees concerning such awards and bonuses.
- Sub HB 2277 Substitute for HB 2077 by the Committee on Appropriations – Implementing additional reporting requirements for information technology projects and state agencies, requiring additional information technology security training and status reports, requiring reporting of significant cybersecurity audits and changing the membership requirements, terms of members and the quorum requirements for the information technology executive council.
- HB 2290 Authorizing the affiliation of northwest Kansas technical college and north central Kansas technical college with Fort Hays state university.
- HB 2362 Removing state fire marshal approval as a requirement for licensure or renewal of licensure for disability service providers and facilities.
- HB 2414 Expanding the university engineering initiative act to include certain private postsecondary educational institutions.
- HB 2415 Establishing the KanCare bridge to a healthy Kansas program to expand Medicaid eligibility.
- HB 2418 Abolishing the study commission for the consolidation of Kansas City, Kansas, and Wyandotte county, consolidation commission of Topeka, Kansas, and Shawnee county, study commission for the consolidation in Greeley county, podiatry review committee, state board of healing arts review committee for each branch of the healing arts, contact lens advisory council, state emergency response commission, naturopathic advisory council, transportation vision task force, special education funding task force, Persian Gulf war veterans health initiative act, Kansas export finance act, community strategic planning assistance act, natural and scientific areas advisory board, public finance transparency board, Kansas film services commission, Kansas bioscience authority, KAN-ED act and department of health and environment advisory committees.
- HB 2428 Providing membership in the Kansas police and firemen's retirement system for certain security officers of the department of corrections and for certain law enforcement officers and employees of the Kansas department of wildlife and parks.
- HB 2429 Establishing the alternatives to abortion program to provide resources and promote childbirth to women facing unplanned pregnancies.
- HB 2432 Providing postsecondary tuition assistance to certain children of qualifying public school teachers.
- HB 2436 Enacting the Kansas public investments and contracts protection act concerning environmental, social and governance (ESG) criteria, prohibiting the state and political subdivisions from giving preferential treatment to or discriminating against companies based on such ESG criteria in procuring or letting contracts, requiring KPERS fiduciaries to act solely in the financial interest of the participants and beneficiaries of the system, restricting state agencies from adopting ESG criteria or requiring any person or business to operate in accordance with such criteria and providing for enforcement of such act by the attorney general.
- HB 2443 Establishing the office of the child advocate.
- HB 2444 Establishing the school district mental health intervention team program in statute to provide coordinated mental health services for students among school districts and community mental health centers.
- HB 2448 Creating the legislative compensation commission and prescribing powers and

- duties of the commission and the legislature.
- HB 2449 Providing that all members of statutory boards or commissions who are authorized by statute to receive compensation shall receive the amount of per diem compensation paid to legislators.
- HB 2452 Eliminating the requirement that the state employees health care commission offer long-term care insurance and indemnity insurance.
- HB 2453 Enacting the dentist and dental hygienist compact to provide interstate practice privileges for dentists and dental hygienists.
- HB 2459 Prohibiting the change of the point of diversion of a water right if such change causes the safe yield of the source of water supply to be exceeded.
- HB 2460 Prohibiting postsecondary educational institutions from taking certain actions regarding admission applicants and faculty concerning diversity, equity, inclusion or patriotism, exceptions; providing for civil remedies and penalties.
- HB 2461 Authorizing the Kansas development finance authority to issue bonds for the construction and equipment of the NIAR technology and innovation building on the innovation campus of Wichita state university.
- HB 2462 Authorizing the Kansas development finance authority to issue bonds for the construction and renovation of a new department of nursing and student wellness center on the campus of Emporia state university.
- HB 2463 Authorizing the Kansas development finance authority to issue bonds for the renovation and equipment of the university stadium on the campus of Wichita state university.
- HB 2464 Increasing the dollar amount of state scholarships for students attending a postsecondary educational institution who have established financial need.
- HB 2468 Concerning state of disaster emergencies, appointing the incident commander by the adjutant general for weather-related disasters, establishing coordinating duties of the division of emergency management and establishing the disaster contingency fund for use by the state finance council to match federal grants and funds to respond to such weather-related disaster.
- HB 2471 Establishing the transformation of passenger and freight vehicle industry program to attract businesses engaged in electric motor vehicle and hydrogen-powered vehicle production by offering qualified companies that meet certain requirements an investment tax credit, retention of a percentage of total payroll tax, reimbursement of a percentage of eligible employee training and education expenses and a sales tax exemption for construction costs of the qualified company's qualified business facility.
- HB 2472 Authorizing the governor to submit a budget report to the legislature that increases the total expenditures for the ensuing fiscal year by not more than 2% of the total expenditures from the immediately preceding fiscal year.
- HB 2473 Reconciling multiple amendments to certain statutes.
- HB 2474 Making and concerning appropriations for FY 23 and FY 24 for the department of administration for an income tax rebate to certain Kansas resident taxpayers.
- H Sub SB 42 House Substitute for SB 42 by Committee on Appropriations - Exempting rural emergency hospitals from the hospital provider assessment and establishing residency and other requirements for membership on a hospital board.

Child Welfare and Foster Care

- HB 2034 Requiring a referral of an alleged victim of child abuse or neglect for an examination as part of an investigation, creating a program in the department of health and environment to provide training and payment for such examinations.
- HB 2153 Authorizing the attorney general to coordinate training regarding a multidisciplinary team approach to intervention in reports involving alleged

- human trafficking for law enforcement agencies and requiring training on human trafficking awareness and identification for certain child welfare agencies, juvenile justice agencies, mental health professionals and school personnel.
- HB 2194 Enacting the Representative Gail Finney memorial foster care bill of rights.
- HB 2240 Requiring the clerk of the district court to give notice of qualified residential treatment program placement.
- HB 2247 Prohibiting banks from requiring a cosigner for an account of a child in the custody of the secretary.
- HB 2299 Directing the secretary for children and families to consider foster parents as prospective adoptive parents under certain circumstances.
- HB 2361 Limiting when the court is required to give preference to a relative for the custody for adoption of a child in need of care.
- HB 2371 Limiting the number of children in out-of-home placement cases assigned to case managers.
- HB 2377 Directing the office of vital statistics to provide birth or death certificates to the Kansas department for children and families and exempt the department from fees for such certificates.
- HB 2407 Creating conditions for the administration of certain tests, questionnaires, surveys and examinations and eliminating the parental consent requirements.

Commerce, Labor and Economic Development

- HB 2042 Authorizing towing by self-storage unit operators of motor vehicles, watercraft or trailers for nonpayment of rent or abandonment and providing for notice to occupants, a right of redemption prior to towing and liability protection for operators.
- HB 2063 Limiting current workers compensation benefit reductions that are based on the receipt of retirement benefits to reductions only to permanent disability compensation and only when retirement benefits begin after the accident.
- HB 2064 Establishing the Kansas employee emergency savings account (KEESA) program to allow eligible employers to establish employee savings accounts, providing an income and privilege tax credit for certain eligible employer deposits to such employee savings accounts and providing a subtraction modification for certain employee deposits to such savings accounts.
- HB 2123 Establishing the office of entrepreneurship within the department of commerce, encouraging that 5% of state contracts and certain incentive funding go toward Kansas businesses that have been in operation for less than five years, encouraging the elimination of first-year business fees and requiring the office of entrepreneurship to submit an annual report to the legislature.
- HB 2124 Allowing businesses to sell cereal malt beverage by the drink on Sundays without requiring that 30% of such businesses' gross receipts be derived from the sale of food.
- HB 2125 Providing for charitable event permits and demonstration permits for body art services, authorizing cease and desist orders against unlicensed providers of body art services and requiring related administrative actions to be in accordance with the Kansas administrative procedure act and reviewable under the Kansas judicial review act.
- HB 2173 Ensuring that refrigerants that are approved for use under federal law may be used in Kansas.
- HB 2182 Enacting the Kansas film and digital media industry production development act, providing a tax credit, sales tax exemption and loans and grants to incentivize film, video and digital media production in Kansas and establishing a program to be administered by the secretary of commerce for the purpose of developing such production in Kansas.

- HB 2234 Increasing and changing the measure of the cost threshold when state construction projects require a negotiating committee and the selection of professional services from a list of qualified firms.
- HB 2253 Establishing a state employment preference for persons with disabilities.
- HB 2275 Increasing the maximum amount of yearly income tax credits available for purchases under the disability employment act from qualified vendors, continuing in existence such credits beyond tax year 2023 of eligible purchases available for such credit and further defining qualifying vendors and employees eligible for the credit.
- HB 2291 Providing an exemption from the Kansas food code to permit microbreweries to allow dogs on the premises.
- HB 2292 Enacting the Kansas apprenticeship tax credit act to encourage development of apprenticeship programs in Kansas by providing income tax credits for participating businesses that employ apprentices.
- HB 2333 Providing for disqualification from employment security benefits for failing to attend a job interview without giving notice to the prospective employer or for failing to respond to a job offer.
- HB 2334 Extending the deadline for project agreements under the attracting powerful economic expansion act, enhancing incentives for qualified suppliers and adding a new employee relocation reimbursement incentive for qualified suppliers, limiting the corporate income tax rate reduction provision to two rate reductions and permitting qualified firms and qualified suppliers to participate in other economic development programs for new projects.
- HB 2344 Expanding the membership of the council on travel and tourism, updating the committee assignment required for members appointed from the house of representatives and modifying the department of commerce's grant program for tourism promotion by reducing the allocation of grants for public entities and removing the limitation on grant amounts to any single entity.
- HB 2387 Providing funding for STAR bond districts to replace lost food sales tax revenue, authorizing renovation and construction costs for historic theaters as eligible STAR bond project costs and extending the deadline for the STAR bond report to certain legislative committees.
- HB 2388 Requiring that licensing bodies provide verified electronic credentials to credential holders, including military servicemembers and others receiving Kansas credentials based on their credentials from other jurisdictions, and use centralized electronic credential data management systems with instantaneous credential verification and an auditable record.
- HB 2389 Applying real estate broker licensure provisions to trusts, authorizing the Kansas real estate commission to issue cease and desist orders and providing that dealing in real estate transactions involving assignable contracts requires licensure.
- HB 2399 Enacting the freelance isn't free act to provide protections for freelance workers, authorizing the secretary of labor to investigate alleged violations and the attorney general to enforce orders against violators, establishing a private cause of action for freelance workers against violators and establishing an assistance program for freelance workers to be administered by the secretary of labor.
- HB 2400 Enacting the Kansas adult learner grant act to facilitate workforce development by providing grants and workforce retention incentive payments to adults who pursue baccalaureate degrees from eligible postsecondary educational institutions in certain fields of study.
- HB 2401 Defining "benefit year" and "temporary unemployment" in the employment security law, requiring electronic filing of reports for employers with 25 or more employees, permitting discretion in the number of appointments and length of

- terms for the temporary employment security board of review and extending the time required for establishment of a new account due to a business acquisition.
- Sub HB 2414 Substitute for HB 2414 by Committee on Commerce, Labor and Economic Development – Developing postsecondary engineering programs, providing scholarships for engineering students at certain public and private institutions of higher education by establishing a matching grant program to be administered by the secretary of commerce and creating the engineering graduate incentive fund.

Corrections and Juvenile Justice

- HB 2021 Allowing evidence-based program account money to be used on certain children, requiring the department of corrections to build data systems and allowing for overall case length limit extensions for certain juvenile offenders.
- HB 2022 Providing for the appointment of the superintendent of the Kansas highway patrol by the attorney general, not the governor; transferring the duties of governor relating to the Kansas highway patrol to the attorney general; granting jurisdiction of the Kansas highway patrol to the attorney general, a division to be known as the Kansas highway patrol.
- HB 2031 Enacting the reduce armed violence act to increase the criminal penalties for certain violations of criminal possession of a weapon by a convicted felon that involve firearms.
- HB 2032 Allowing persons with felony drug convictions to receive benefits under the food assistance program.
- HB 2033 Changing the criteria used to refer and admit juveniles to a juvenile crisis intervention center.
- HB 2067 Increasing the felony loss thresholds for certain property crimes to match the crime of theft.
- HB 2068 Modifying how certain prior convictions are counted for the special sentencing rule related to possession of a controlled substance and providing concurrent or consecutive sentencing for persons convicted of new crimes while on release for a felony.
- HB 2069 Providing that the service of postrelease supervision period shall not toll except as otherwise provided by law.
- HB 2070 Allowing certain nondrug offenders to participate in a certified drug abuse treatment program.
- HB 2071 Extending terminal medical release to inmates in the custody of the department of corrections with a condition likely to cause death within 120 days.
- HB 2072 Reducing the criminal penalties for most severity level 5 drug crimes and increasing the penalties for offenders in criminal history category 5-I.
- HB 2073 Prohibiting fines and fees from being assessed against a juvenile or a juvenile's parent, guardian or custodian in a case pursuant to the revised Kansas juvenile justice code.
- HB 2104 Defining options for early discharge from probation for certain offenders and limiting the maximum term of supervision on probation.
- HB 2180 Increasing good time and program credit for certain offenders and removing liability protection for wrongful acts committed by the department of corrections in making good time and program credit calculations.
- HB 2186 Modifying the criminal penalties for unlawful voluntary sexual relations and excluding juveniles adjudicated for the offense from offender registration requirements.
- HB 2212 Eliminating offender registration requirements for certain juvenile offenders.
- HB 2213 Authorizing offenders subject to offender registration to register at one location, creating a mechanism for fees to be waived and creating a mechanism to seek

- relief from registration requirements for violent offenders.
- HB 2214 Changing the name of the Larned correctional mental health facility to the Larned state correctional facility and removing references to facilities that no longer exist.
- HB 2280 Requiring a person convicted of driving under the influence to pay child support for any child of a person killed during the offense giving rise to such conviction.
- HB 2295 Requiring people who live with offenders on probation, parole or postrelease supervision to report when such offender is not home during required hours.
- HB 2328 Excluding tests to detect the presence of fentanyl, ketamine or gamma hydroxybutyric acid in a substance from the definition of drug paraphernalia.
- HB 2329 Increasing the additional prison time for the special sentencing rule related to possessing a firearm during the commission of a drug felony.
- HB 2350 Creating the crimes of human smuggling and aggravated human smuggling and providing penalties therefor.
- HB 2385 Creating an inference of an intent to distribute a controlled substance based on the quantity of the substance possessed instead of a rebuttable presumption.
- HB 2398 Adding the placing of controlled substances into pills into the definition of manufacture, increasing the criminal penalties for manufacturing fentanyl and creating a special sentencing rule to make sentences for distributing fentanyl presumptive imprisonment.
- H Sub SB 73 House Substitute for SB 73 by Committee on Corrections and Juvenile Justice
Allowing evidence-based program account money to be used on certain children, requiring the department of corrections to build data systems, allowing for overall case length limit extensions for certain juvenile offenders and authorizing detention sanctions for probation violations.

Education

- HB 2040 Revising the Kansas school equity and enhancement act to provide per-student education funding based on student enrollment in the current school year.
- HB 2080 Authorizing students enrolled in a virtual school to take virtual state assessments.
- HB 2081 Creating the aspiring future teacher of the year scholarship program; such scholarships based on the recipients of the Kansas teacher of the year award backgrounds and attributes; making and concerning appropriations for the program for fiscal years ending June 30, 2024, June 30, 2025, June 30, 2026, June 30, 2027, and June 30, 2028, for the department of education for such scholarships.
- HB 2138 Creating the career technical education credential and transition incentive for employment success act to provide additional state aid to certain school districts for students who obtain career technical education credentials.
- HB 2139 Creating the crime of abuse of a sports official and providing criminal penalties therefor.
- HB 2142 Creating the get the lead out of school drinking water act to require schools to comply with legal limits on lead content in school drinking water.
- HB 2143 Establishing requirements for school district bullying policies and procedures for investigating complaints.
- HB 2163 Requiring statutory due process procedures for a school district's non-renewal or termination of a teacher contract.
- HB 2223 Removing the sunset for the high-density at-risk student weighting under the Kansas school equity and enhancement act.
- HB 2224 Increasing the number of school days and hours that must be provided by school districts for each school year.
- HB 2236 Establishing parents' right to direct the education, upbringing and moral or

- religious training of their children including the right to object to harmful and inappropriate educational materials.
- HB 2238 Creating the fairness in women's sports act to require that female student athletic teams only include members who are biologically female.
- HB 2248 Requiring school districts to adopt policies to ensure parents may review educational materials and records pertinent to their child.
- HB 2278 Requiring audits of safe and secure schools plans for all school districts including staggered on-site inspections.
- HB 2322 Revising the definition of "children with disabilities" for purposes of providing special education to replace emotional disturbance with emotional disability.

Elections

- HB 2013 Requiring a runoff election between the top two candidates whenever a candidate for a statewide office fails to receive a majority of the votes cast at a general or special election.
- HB 2035 Requiring the secretary of state to submit an annual report to the legislature on voter registration procedures.
- HB 2037 Requiring verification of residential addresses of registered voters and creating the crime of falsifying a residential address for purposes of voter registration.
- HB 2038 Requiring postsecondary educational institutions to indicate when a student's identification issued by such institution cannot be used for voting purposes.
- HB 2052 Requiring correction of voter registration lists when notice is provided by a court that a person is disqualified from jury service due to not being a citizen of the United States.
- HB 2053 Authorizing the secretary of state to adopt rules and regulations for the use of remote ballot boxes for the return of advance voting ballots.
- HB 2054 Modifying the deadline for requesting a recount after an election.
- HB 2055 Prohibiting third parties from mailing advance voting ballot applications to registered voters.
- HB 2056 Requiring all advance voting ballots to be returned by 7 p.m. on election day.
- HB 2057 Regulating the use of remote ballot boxes for the return of advance voting ballots.
- HB 2086 Amending statutes concerning election procedures and election officials.
- HB 2087 Directing political parties to have procedures for the selection of presidential electors.
- HB 2116 Requiring the secretary of state to join the electronic registration information center (ERIC) to aid state and local officials in keeping voter registration rolls current.
- HB 2117 Requiring the secretary of state to revise the information collected from persons registering to vote to ensure that the state may utilize the systematic alien verification of entitlements program (SAVE) to delete non-citizens from voter registration rolls.
- HB 2118 Requiring the secretary of state to enter into agreements with the Kansas department of aging and disability services, the Kansas department of children and families and the Kansas department of health and environment to cross-check various welfare recipient data to ensure the state's voter registration rolls are current.
- HB 2119 Requiring precinct committeemen and committeewomen to provide the county clerk with their address, phone number and email address.
- HB 2120 Requiring the secretary of state to periodically review state voter registration rolls to investigate when multiple voters utilize the same residential area address and when there are persons with discrepancies in the spelling of names at that address.

- HB 2122 Requiring a witness to each signature on an advance voting ballot envelope and limiting the witness to not more than 10 advance voting ballot envelopes.
- HB 2164 Creating the crime of elector fraud to make it a crime to falsify presidential elector certificates.
- HB 2165 Amending the campaign finance and governmental ethics statutes to extend the time frame for hearings before the governmental ethics commission and making technical amendments.
- HB 2166 Expanding the elections crime of corrupt political advertising to be consistent with the campaign finance act and clarifying the scope of its application.
- HB 2167 Amending the campaign finance act to regulate and limit the use of cryptocurrency and to prohibit the use of any political funds collected by a candidate or candidate committee for a candidate for federal office.
- HB 2190 Expanding certain election crimes and creating new ones, eliminating the criminal prosecutorial authority of the secretary of state and defining special elections.
- HB 2206 Amending the campaign finance act's definition of expressly advocating for a candidate by adding a reasonable person standard to the definition.
- HB 2270 Requiring the names, addresses, phone numbers and email addresses of precinct committeemen and precinct committeewomen to be provided to the county election officer and requiring the county election officer to report such information to the secretary of state.
- HB 2289 Limiting the power of the governmental ethics commission to issue subpoenas to when a verified complaint has been filed and the commission has found probable cause exists.
- HB 2297 Expanding the scope of uses of campaign contributions to include family caregiving services.
- HB 2312 Exempting certain political party committee treasurers from liability for certain violations under the campaign finance act.
- HB 2391 Amending the governmental ethics commission act; relating to campaign finance; establishing a two-year statute of limitations; limiting subpoena power of the commission; allowing respondents to transfer hearing before presiding office under the Kansas administrative procedure act; making other amendments.
- Sub HB 2391 House Substitute for HB 2391 by Committee on Elections - Amending the act establishing the governmental ethics commission, relating to campaign finance, establishing a five-year statute of limitations for bringing actions before the commission, limiting the commission's subpoena power, allowing respondents to transfer a hearing before the commission to a hearing officer under the office of administrative hearings.
- H Sub SB 208 House Substitute for SB 208 by Committee on Elections - Amending provisions relating to the governmental ethics commission's authority to investigate and enforce the campaign finance act and limitations on the receipt and expenditure of contributions.

Energy, Utilities and Telecommunications

- HB 2154 Providing for the statewide election of commissioners of the state corporation commission, establishing the utilities regulation division in the office of the attorney general, requiring such division to represent and protect the collective interests of utility customers in utility rate-related proceedings and exempting the state corporation commission from the open meetings act.
- HB 2155 Requiring the state corporation commission to review the regional rate competitiveness of an electric utility's rates in electric utility rate proceedings.
- HB 2156 Authorizing public utilities subject to the jurisdiction of the state corporation commission to establish rates that benefit low-income residential customers.
- HB 2225 Limiting cost recovery for certain electric public utilities' transmission-related costs.

- HB 2226 Extending the time period for notice of excavations and permitting use of virtual whitelining for excavations.
- HB 2227 Authorizing certain power purchase agreements with renewable energy suppliers, exempting the sales of electricity pursuant to power purchase agreements from public utility regulation and requiring electric public utilities to enter into parallel generation contracts with certain customers of the utility.
- HB 2228 Increasing the capacity limitation of the total amount of net-metered generation systems that may operate within the service territory of an investor-owned electric utility and removing the load-size limitations on customers' net-metered systems.
- HB 2309 Making the 911 coordinating council subject to the Kansas governmental operations accountability law and reducing the fees imposed on telecommunications services and prepaid wireless services under the Kansas 911 act.
- HB 2310 Increasing the number of commissioners on the state corporation commission subject to gubernatorial appointment and senate confirmation and prohibiting the appointment and confirmation of any person who has a conflict of interest.

Federal and State Affairs

- HB 2043 Requiring that discharged inmates be offered the opportunity to register to vote and requiring the secretary of state to develop a voter registration program that offers voter registration services through certain state agencies and at each accredited high school.
- HB 2044 Amending the definition of "race" in the Kansas act against discrimination to include traits historically associated with race, including hair texture and protective hairstyles.
- HB 2045 Increasing the statutory limit for charges assessed on loans made by pawnbrokers.
- HB 2046 Requiring all persons to be 18 years of age to be eligible to give consent for marriage and eliminating exceptions to such requirement.
- HB 2058 Requiring monthly remittance of gallonage taxes on wine to the secretary of revenue by the holder of a special order shipping license.
- HB 2059 Amending the alcoholic liquor or cereal malt beverage common consumption area law to permit rather than require the city ordinance or county resolution creating such area to block public streets or roadways from motorized traffic and to allow the boundaries to be designated by signage.
- HB 2084 Enacting the kratom consumer protection act, defining kratom as a food product, prohibiting the sale of kratom that is adulterated, requiring persons to be at least 18 years of age for the purchase of such product, establishing civil fines for violations of the act and requiring the secretary of agriculture to adopt rules and regulations for the administration of the act.
- HB 2151 Requiring the secretary of corrections to notify judges, prosecutors, nonexpert witnesses and lead investigators when an inmate is released from custody.
- HB 2152 Requiring the display of the national motto in public schools, colleges and universities.
- HB 2169 Permitting a prosecution for childhood sexual abuse to be commenced at any time, permitting victims of childhood sexual abuse to bring a civil action for recovery of damages caused by such abuse at any time and reviving claims against any party for such damages that occurred on or after July 1, 1984.
- HB 2170 Providing sampling rules for alcoholic liquor and cereal malt beverages for spirits distributors, wine distributors and beer distributors in regard to the amount of products used for samples for distributors, retailers and club and drinking establishment licensees.
- HB 2187 Adding members to the commission on peace officers' standards and training and

- requiring the new members to be appointed with a preference to increase diversity.
- HB 2188 Regulating the sale and distribution of kratom products, requiring the secretary of agriculture to adopt rules and regulations and requiring licensure of kratom product dealers.
- HB 2207 Expanding the election crime of corrupt political advertising to include messages sent using text messaging devices.
- HB 2208 Authorizing the state historical society to convey certain real property to the Shawnee Tribe.
- HB 2269 Amending the Kansas cigarette and tobacco products act to raise the minimum age to 21 years old for the sale, purchase or possession of cigarettes, electronic cigarettes or tobacco products.
- HB 2300 Requiring a duly ordained minister of religion to report certain abuse and neglect of children except when reporting would violate the penitential communication privilege.
- HB 2301 Requiring commercial entities that produce material harmful to minors on the internet to require age verification for access to such internet sites and establishing a civil cause of action against such commercial entities by persons harmed to recover actual and punitive damages, court costs and attorney fees.
- HB 2303 Enacting the community defense and human trafficking reduction act to regulate sexually oriented businesses and human trafficking and to impose criminal penalties.
- HB 2304 Standardizing firearms safety programs in school districts.
- HB 2311 Amending the Kansas amusement ride act relating to inspections of amusement rides and inflatable devices, training regarding the operation of amusement rides and inflatable devices and establishing an annual permit fee for inflatable devices.
- HB 2345 Enacting the supported decision-making agreements act to provide a statutory framework for adults who want decision-making assistance.
- HB 2358 Permitting mid-level practitioners to provide medical certification to attest to an individual's cause of death to file a death certificate.
- HB 2402 Prohibiting new self-service storage facilities from being located within 1,000 feet of a child care facility or school.
- HB 2403 Creating the crime of unlawful storage of any firearm including a rifle, shotgun or machine gun or stun guns and the crime of unlawful storage of a large magazine capacity rifle or shotgun or machine gun where a minor has access.
- HB 2404 Enacting the Kansas protection of pensions and businesses against ideological interference act, relating to ideological boycotts involving environmental, social or governance standards, requiring KPERS to divest from and prohibiting state contracts or the deposit of state moneys with entities engaged in such boycotts as determined by the state treasurer and prohibiting discriminatory practices in the financial services industry based on such boycotts.
- HB 2405 Establishing the Kansas legal tender act and providing for an income tax subtraction modification for sales of specie.
- HB 2406 Prohibiting persons in charge of a building from requiring off-duty police officers carrying a concealed handgun from providing certain personal information or wearing anything identifying such persons as a law enforcement officer or as being armed.
- HB 2412 Removing state agency fees for concealed-carry licenses.
- HB 2413 Requiring firearms and stun guns to be stored in locked containers, establishing crimes for failure to store such weapons where a person under 18 years of age has access to such weapons and creating more severe penalties for firearms with large-capacity magazines.

- HB 2417 Creating the medical cannabis regulation act to regulate the cultivation, processing, distribution, sale and use of medical cannabis.
- HB 2422 Eliminating the statutory qualifications listed for the chief inspector for boiler safety appointed by the state fire marshal.
- HB 2426 Authorizing appeals from certain decisions related to a citizen-initiated grand jury.
- HB 2427 Requiring school districts to provide separate accommodations for students of each biological sex on overnight school sponsored trips.
- HB 2430 Providing for requirements for use of funds allocated to agencies for the purpose of supporting unhoused individuals and creating penalties for unauthorized camping on government-owned land.
- HB 2431 Allowing vessels that operate upon the Perry reservoir to be licensed as clubs and drinking establishments.
- HB 2437 Updating certain terms, requirements and fees contained in the Kansas pet animal act.
- HB 2438 Eliminating the instructor-coordinator's certificate requirement associated with the teaching of emergency medical services courses.
- HB 2439 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2441 Creating the anti-red flag gun seizure act to prohibit the enforcement of any law, regulation or order that prohibits the possession of a firearm in violation of amendment II to the constitution of the United States.
- HB 2442 Creating the Kansas gun rights preservation act to prohibit the infringement of Kansas citizens' constitutional right to keep and bear arms by the federal government.
- HB 2446 Prohibiting cities and counties from regulating plastic and other containers designed for the consumption, transportation or protection of merchandise, food or beverages.
- HB 2447 Prohibiting cities and counties from banning the sale of products or services otherwise allowed by state law.
- HB 2451 Specifying the delta-9 tetrahydrocannabinol concentration amount for final hemp products and allowing certain hemp products to be manufactured, marketed, sold or distributed.
- HB 2455 Updating the Kansas general corporation code, the business entity transactions act, the business entity standard treatment act, the Kansas revised uniform limited partnership act and the Kansas uniform partnership act.
- HB 2456 Imposing requirements for reapportionment legislation.
- HB 2458 Authorizing the state board of education to establish a new unified school district, if necessary, for the attachment of territory of a school district disorganized via voter petition and providing for administrative and judicial review of resolutions to permanently close a public school building.
- HB 2467 Revising the definition of "abortion" to clarify procedures that are excluded from such definition.
- HB 2469 Changing the order of succession for the office of governor to provide that the speaker of the house of representatives shall become governor if the office of both the governor and lieutenant governor are vacant rather than the president of the senate.
- HCR 5008 Applying to the Congress of the United States to call for a convention of the states for the limited purpose of amending the constitution of the United States to impose fiscal restraints on the federal government.
- H Sub SB 116 House Substitute for SB 116 by Committee on Federal and State Affairs – Removing state agency fees for licenses to carry concealed handguns.

Financial Institutions and Pensions

- HB 2101 Regulating contract for deed transactions, authorizing recording of contract for deeds or affidavits of equitable interest, listing deceptive practices constituting violations of the consumer protection act, requiring notice to the buyer of default and allowing buyers to cure such default.
- HB 2102 Making appropriations for FY 2023 for the state treasurer for the repurchase of certain KPERS pension obligation revenue bonds.
- HB 2103 Eliminating the statutory 15% alternative investment limit for the KPERS fund and requiring the KPERS board to establish an alternative investment percentage limit.
- HB 2105 Enacting the Kansas earned wage access services act, establishing requirements, duties and prohibitions for persons engaged in earned wage access services and providing for the administration of such act by the office of the state bank commissioner.
- HB 2133 Allowing a surcharge when purchases are made with a credit or debit card.
- HB 2195 Increasing the amount of retiree compensation subject to the statutory employer contribution rate to the first \$35,000 of compensation earned by a retiree in a calendar year and for a period commencing July 1, 2023, and ending December 31, 2024, requiring participating employers to pay only the statutory employer contribution rate on all compensation of a retiree employed in a covered position.
- HB 2196 Expanding deferred retirement option program (DROP) membership to all Kansas police and firemen's retirement system members.
- HB 2197 Providing a procedure for the distribution of a first-time home buyer savings account balance upon the death of an account holder, changing the term "transfer on death" to "payable on death" and resolving a conflict when beneficiaries differ on a financial institution's account records and tax forms required by the secretary of revenue.
- HB 2198 Providing membership affiliation in the Kansas police and firemen's retirement system for certain law enforcement officers and employees of the Kansas department of wildlife and parks.
- HB 2241 Increasing the amount charged per annum on closed end credit consumer loans.
- HB 2242 Providing restrictions, lender reporting and other requirements for alternative small installment loans made under the UCCC.
- HB 2243 Enacting the protect vulnerable adults from financial exploitation act.
- HB 2252 Providing a postretirement cost-of-living adjustment for certain KPERS retirees.
- HB 2272 Establishing a KPERS working after retirement exemption for retirees employed by a community developmental disability organization in a licensed professional nurse, licensed practical nurse or direct support position.
- HB 2320 Enacting the commercial property assessed capital enhancement or C-PACE act, requiring the department of commerce to designate or establish a C-PACE board, providing for assessment contracts between C-PACE lenders and property owners and establishing rights, duties and responsibilities of mortgage lenders.
- HB 2321 Enacting the Kansas work and save program act, allowing certain individuals to contribute to individual retirement accounts and providing administrative duties and powers of the state treasurer regarding such program.

General Government Budget

- HB 2184 Abolishing the judicial council fund; transferring all moneys and liabilities of such fund to the state general fund; repealing the transfer of funds from docket fees to the judicial council fund; and transferring annually unencumbered funds from the publications fee fund to the state general fund.

- HB 2305 Amending statutes regulating the practice of barbering regarding licensure, examinations and fees.

Health and Human Services

- HB 2161 Enacting the patient right to visitation act to require patient care facilities to adopt visitation rules to allow certain relatives and other persons, including clergy, to visit terminally ill patients and other patients making major medical decisions.
- HB 2257 Providing for the licensure and regulation of music therapists by the state board of healing arts and establishing the music therapy advisory committee.
- HB 2258 Prohibiting certain licensed individuals from using conversion therapy on minors.
- HB 2259 Providing that certain mental health medications be available without prior authorization to treat medicaid recipients and abolishing the mental health medication advisory committee.
- HB 2260 Increasing the number of medical student loan agreements that may be provided by the university of Kansas school of medicine and prohibiting impediments to switching between residency programs.
- HB 2262 Allowing six months of an embalmer apprenticeship to be completed prior to an individual attending mortuary science school
- HB 2263 Authorizing pharmacy technicians to administer certain vaccines.
- HB 2264 Enacting the no patient left alone act to allow in-person visitation to certain patients at hospitals, adult care homes and hospice facilities.
- HB 2265 Providing for the regulation of supplemental nursing services agencies by the secretary for aging and disability services.
- HB 2266 Defining non-covered benefits under dental benefit plans.
- HB 2276 Prohibiting pelvic, rectal, or prostate exams on unconscious patients without informed consent.
- HB 2287 Imposing certain health insurance coverage requirements for screening and diagnostic examinations for breast cancer.
- HB 2288 Enacting the counseling compact to provide for interstate practice privileges for professional counselors.
- HB 2337 Defining in-state and interstate practitioners under the Kansas telemedicine act, establishing certain standards of care, requiring certain insurance coverage of in-state telemedicine services and establishing the Kansas telehealth advisory committee.
- HB 2338 Designating sickle cell disease awareness week and requiring KDHE to study and report on topics related to sickle cell disease.
- HB 2340 Increasing the membership of the behavioral sciences regulatory board, decreasing the years of practice required for reciprocity licensure of certain professions, extending the license period for temporary licenses, establishing new license categories, providing additional continuing education requirements and requiring that clinical social work supervisors be approved by the board.
- HB 2347 Providing price limits and other requirements for health benefits covering prescription insulin drugs and establishing the insulin affordability program for the uninsured.
- HB 2390 Establishing the Kansas overdose fatality review board and excluding tests to detect the presence of fentanyl, ketamine or gamma hydroxybutyric acid in a substance from the definition of drug paraphernalia.
- HB 2408 Exempting certain services provided in an adult care homes from the provisions of the acts regulating cosmetologists and barbers.
- H Sub SB 96 House Substitute for SB 96 by Committee on Health and Human Services - Establishing child care licensing requirements relating to license capacity and

staff-to-child ratios, eliminating certain license fees and training requirements, creating a process for day care facility licensees to apply for temporary waiver of certain statutory requirements and authorizing the secretary to develop and operate pilot programs to increase child care facility availability or capacity.

Higher Education Budget

- HB 2375 Establishing the temporary candidacy baccalaureate and masters social work licenses and providing requirements and fees therefor.

Insurance

- HB 2089 Modifying the requirement to report individuals who solicit memberships on behalf of prepaid service plans from semi-annually to annually and upon application for registration and discontinuing payment of annual registration fees for such plans.
- HB 2090 Authorizing the commissioner of insurance to set the amount of certain fees.
- HB 2093 Discontinuing payments to certain group-funded insurance pools, refunding existing balances thereof and abolishing such funds and establishing the group-funded pools refund fund.
- HB 2094 Specifying certain requirements necessary to demonstrate fiscal soundness for health maintenance organizations and medicare provider organizations applying for certificates of authority.
- HB 2095 Changing the required number of employees contained in the definitions of "large employer" and "small employer" for purposes of coverage of autism spectrum disorder.
- HB 2096 Requiring certain premium taxes to be paid 90 days after each calendar year and basing such premium taxes upon the gross premiums collected for the previous calendar year.
- HB 2097 Removing the requirement of a documented written demand for premiums as part of a prima facie case against agents or brokers who fail to pay premiums due.
- HB 2098 Adding certain legal entities to the definition of "person" thereby making such entities subject to penalties for violations of insurance law.
- HB 2099 Discontinuing certain exemptions from the pharmacy benefits manager licensure act.
- HB 2100 Updating the version of risk-based capital instructions in effect.
- HB 2283 Enacting the ensuring transparency in prior authorization act to impose requirements and limitations on the use of prior authorization in healthcare.
- HB 2284 Adding fire districts to the definition of "municipality" for purposes of the payment of COBRA premiums under certain circumstances.
- HB 2285 Updating certain statutory references in Chapter 40 of the Kansas Statutes Annotated.
- HB 2325 Adding maternity center to the definition of "healthcare provider" for purposes of the healthcare provider insurance availability act.

Judiciary

- HB 2015 Authorizing the designee of an employing agency or entity to petition the court for an order requiring infectious disease testing.
- HB 2016 Clarifying how property held under a transfer-on-death deed is distributed when one beneficiary predeceases the grantor.
- HB 2017 Enacting the uniform family law arbitration act.
- HB 2018 Permitting a will or a copy of a will filed within six months after the death of the testator to be admitted to probate at any time.

- HB 2028 Requiring certain records to be automatically expunged from a person's criminal record.
- HB 2029 Increasing the time of an initial restraining order and possible extensions issued in a protection from abuse order or a protection from stalking, sexual assault or human trafficking order.
- HB 2074 Allowing courts to prohibit possession of a firearm in a temporary custody order pursuant to the care and treatment act for mentally ill persons.
- HB 2121 Addressing how speedy trial time is assessed during the COVID-19 public health emergency and providing reasons for granting a request to be discharged from criminal liability.
- Sub HB 2121 Substitute for HB 2121 by the Committee on Judiciary - Extending the suspension of statutory speedy trial time limitations and providing that time during the COVID-19 public health emergency shall not be assessed against the state.
- HB 2127 Adjusting time requirements linked to notice by publication and mailing in the Kansas probate code.
- HB 2128 Creating definitions of "intimate partner" and "intimate partner violence" in the Kansas criminal code and requiring certain considerations be made in determining bond when a crime is committed against an intimate partner.
- HB 2129 Requiring defendants who petition the court for forensic DNA testing to notify the court when such testing is complete and request a hearing based on whether the evidence is favorable or unfavorable.
- HB 2130 Increasing certain dollar amounts in the Kansas probate code.
- HB 2131 Providing that the mission of the judicial council is to study the administration of justice in Kansas and make recommendations for improvements therefor.
- HB 2144 Authorizing modification of a noncharitable irrevocable trust to provide that the rule against perpetuities is inapplicable, providing that the Kansas uniform statutory rule against perpetuities is inapplicable to trusts under certain circumstances and modifying the definition of resident trust in the Kansas income tax act.
- HB 2171 Providing that peer review privilege for healthcare providers does not apply to factual information.
- HB 2172 Enacting the uniform trust decanting act.
- HB 2183 Removing the cap on damages that may be awarded in wrongful death actions.
- HB 2185 Permitting short form notification service and alternative methods of service under the protection from abuse act and the protection from stalking, sexual assault or human trafficking act and clarifying precedence of child-related orders issued under the protection from abuse act.
- HB 2215 Creating the crime of utilizing a drug-masking product and providing criminal penalties therefor.
- HB 2216 Removing the mandatory term of imprisonment as a penalty for driving with license that is canceled, suspended or revoked for failure to pay fines.
- HB 2217 Requiring that a criminal sentence be presumptive imprisonment if a person felony was committed against a person based on that person's actual or perceived race, color, religion, ethnicity, national origin or sexual orientation.
- HB 2246 Establishing requirements for the involuntary discharge or transfer of a resident in an adult residential care facility, the right to appeal such discharge or transfer and a process for such appeal.
- Sub HB 2246 Substitute for HB 2246 by Committee on Judiciary - Establishing requirements for the involuntary discharge or transfer of a resident in an adult residential care facility and authorizing the secretary to investigate and assess a penalty for violations.

- HB 2250 Enacting the supported decision-making agreements act to provide a statutory framework for adults who want decision-making assistance.
- HB 2251 Authorizing the department of education to contract with a private vendor to install and operate school bus cameras.
- HB 2293 Requiring prosecutors to disclose their intent to introduce testimony from a jailhouse witness and to forward related information to the Kansas bureau of investigation.
- HB 2294 Increasing the required age to 21 to purchase or possess cigarettes and tobacco products including electronic cigarettes and establishing unlawful acts under the Kansas cigarette and tobacco products act and penalties for violations thereof.
- HB 2326 Extending the sunset date on the scrap metal theft reduction act and clarifying that catalytic converters are covered by the act.
- HB 2351 Increasing the maximum rate paid to appointed counsel for an indigent person.
- HB 2352 Requiring the plaintiff's attorney to prove beyond a reasonable doubt that property is subject to forfeiture under the Kansas standard asset seizure and forfeiture act.
- HB 2353 Increasing the amount of time a person may be held for treatment and adding criteria for when continued treatment may be ordered under the care and treatment act for mentally ill persons.
- HB 2354 Requiring involuntary commitment proceedings to be commenced for a defendant who is awaiting a competency determination.
- HB 2355 Removing sodomy between consenting members of the same sex from the crime of criminal sodomy.
- HB 2356 Creating a presumption that joint legal custody and maximized parenting time in temporary parenting plans are in the best interests of a child and defining related terms under the Kansas family law code.
- HB 2357 Requiring that appointees to the supreme court be determined to be qualified by the senate.
- HB 2379 Requiring protection from abuse and protection from stalking, sexual assault and human trafficking orders to restrain the plaintiff from contacting the defendant.
- HB 2380 Requiring a criminal conviction for civil asset forfeiture, remitting proceeds from civil asset forfeiture to the state general fund, increasing the burden of proof required to forfeit property, making certain property ineligible for forfeiture, providing persons involved in forfeiture proceedings representation by counsel and the ability to demand a jury trial and allowing a person to request a hearing on whether forfeiture is excessive.
- HB 2381 Requiring the court to appoint an attorney to represent a child who is the subject of child in need of care proceedings and allowing for the optional appointment of a guardian ad litem.
- HB 2383 Allowing certain persons to take the examination to be certified by the supreme court as qualified to be a district magistrate judge.
- HB 2395 Continuing in existence certain exceptions to the disclosure of public records under the open records act.
- HB 2396 Requiring a criminal conviction for civil asset forfeiture and proof beyond a reasonable doubt that property is subject to forfeiture, remitting proceeds to the state general fund and requiring law enforcement agencies to make forfeiture reports more frequently.
- HB 2409 Enacting the Kansas uniform parentage act (2017).
- H Sub SB 244 House Substitute for SB 244 by Committee on Judiciary - Updating the Kansas general corporation code, the business entity transactions act, the business entity standard treatment act, the Kansas revised uniform limited partnership act and the Kansas uniform partnership act.

K-12 Education Budget

- HB 2030 Authorizing nonpublic school students to participate in activities regulated by the Kansas state high school activities association and allowing nonpublic school students who enroll part time in a public school to participate in nonpublic school activities.
- HB 2048 Providing additional student eligibility under the tax credit for low income students scholarship program and increasing the amount of the tax credit for contributions made pursuant to such program.
- HB 2060 Establishing the special education and related services funding task force.
- HB 2218 Establishing the Sunflower education equity act to provide education savings accounts for qualified students in Kansas.
- HB 2261 Authorizing boards of education of school districts to compensate board members for the duties and obligations of board members.
- HB 2382 Establishing the school district board of education member free speech and transparency act.
- H Sub SB 83 House Substitute for SB 83 by Committee on K-12 Education Budget – Making appropriations for the state department of education for FY 2024, establishing the sunflower education equity act to provide education savings accounts for qualified students, requiring school districts to provide a salary increase to all licensed teachers and defining enrollment of small school districts as the highest enrollment from the preceding four years under the Kansas school equity and enhancement act.
- H Sub SB 11 House Substitute for SB 113 by Committee on K-12 Education Budget – Making appropriations for the department of education for FY 23, FY 24 and FY 25; establishing requirements relating to school building closures; authorizing certain students to participate in activities regulated by the Kansas state high school activities association; revising school district open enrollment requirements and procedures; authorizing compensation for local school district board of education members; amending provisions in the Kansas school equity and enhancement act relating to certain weightings and determination of enrollment; expanding student eligibility and increasing the amount of the tax credit under the tax credit for low income students scholarship program; and reauthorizing the 20 mill statewide school tax levy.

Legislative Modernization

- HB 2314 Prohibiting the use of the social media platform TikTok on state-owned devices and on any state network.
- H Sub SB 229 House Substitute for SB 229 by Committee on Legislative Modernization – Creating the legislative compensation commission, prescribing powers and duties of the commission and the legislature, establishing the rate of pay for statewide elected officials based on the salary for members of Congress and establishing the rate of pay for judges and justices based on the salary for district judges of the United States.

Local Government

- HB 2082 Authorizing counties to create a code inspection and enforcement fund and a municipalities fight addiction fund, and expanding the scope of county equipment reserve fund to include other technology expenses.
- HB 2083 Creating the Kansas vacant property act to prohibit municipalities from imposing any fees or registration requirements on the basis that property is unoccupied.
- HB 2174 Authorizing the Kansas human rights commission or any city or county to remove

- an unlawful restrictive covenant by recording a redacted plat or declaration.
- HB 2237 Authorizing certain telecommunications and video service providers to operate within county public right-of-way.
- HB 2268 Prohibiting certain restrictions of residential solar energy devices.
- HB 2323 Providing for the detachment and transfer of fire district property annexed by a city.
- HB 2324 Removing the publication of notice requirement before a landlord can sell a tenant's property that has been abandoned.
- HB 2376 Prohibiting the recording of any restrictive covenant that violates the Kansas act against discrimination and authorizing the removal of such covenants from existing documents, and prohibiting city or county laws prohibiting discrimination that are more restrictive than state law.

Social Services Budget

- HB 2330 Increasing the amount of state moneys distributed to local health departments.

Taxation

- HB 2041 Providing a sales tax exemption for purchases by a not-for-profit corporation operating a community theater.
- HB 2061 Providing an income tax rate of 5% for individuals and corporations, decreasing the surtax for entities subject to the privilege tax and providing that future income tax rate decreases be contingent on exceeding revenue estimates.
- HB 2062 Discontinuing the excise tax on rental and leased motor vehicles and imposing property tax on such vehicles.
- HB 2066 Providing for a property tax exemption for up to two motor vehicles for firefighters and emergency medical service providers.
- HB 2106 Providing a sales tax exemption for sales of property and services used in the provision of communications services.
- HB 2107 Increasing the income limit to qualify for the income tax subtraction modification for social security income.
- HB 2108 Providing a back-to-school sales tax holiday for sales of certain school supplies, computers and clothing.
- HB 2109 Increasing the income limit for the income tax subtraction modification for social security income.
- HB 2110 Allowing single sales factor apportionment of business income for certain taxpayers.
- HB 2111 Establishing a 0% state rate for sales and use taxes for food and food ingredients, providing a sales tax exemption for children's diapers and feminine hygiene products, establishing the STAR bonds food sales tax revenue replacement fund, altering the calculation for STAR bond districts and discontinuing the food sales income tax credit.
- HB 2134 Providing a deduction from sales or compensating use tax when selling a wrecked or damaged salvaged vehicle and purchasing a subsequent motor vehicle.
- HB 2135 Establishing an income, privilege and premium tax credit for contributions to eligible charitable organizations operating pregnancy centers or residential maternity facilities.
- HB 2136 Providing an income tax subtraction modification for sales of property subject to eminent domain.
- HB 2137 Authorizing taxing subdivisions to send notices required to exceed the revenue neutral rate if the county clerk fails to send such notice and providing for reimbursement of printing and postage costs.
- HB 2175 Providing for future decreased income tax rates contingent on retention of a 7.5%

- state general fund ending balance.
- HB 2199 Authorizing disabled veterans to receive a sales tax exemption for the purchase of up to two motor vehicles.
- HB 2200 Establishing a property tax exemption for retired and disabled veterans.
- HB 2201 Requiring prior year tax information to be included on the classification and appraised valuation notice.
- HB 2202 Providing a sales tax exemption for sales of over-the-counter drugs.
- HB 2203 Providing a sales tax exemption for purchases made by sleep in heavenly peace, inc.
- HB 2204 Establishing a state tax credit for family caregivers of disabled veterans.
- HB 2219 Allowing an itemized deduction for certain wagering losses for individual income tax purposes.
- HB 2220 Establishing a five-year property tax exemption for city, county and township property used for business incubator purposes.
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- HB 2024 Expanding legal surrender of an infant to include infant refuge bassinets.

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- HB 2112 Enacting the Representative Gail Finney foster care bill of rights.
- HB 2113 Prohibiting denial of a petition for expungement due to the petitioner's inability to pay outstanding costs, fees, fines or restitution, providing that the waiting period for expungement starts on the date of conviction or adjudication and authorizing expungement of a juvenile adjudication if the juvenile has not committed a felony offense in the previous two years.
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Joint Committee on Special Claims Against the State

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Joint Committee on Fiduciary Financial Institutions Oversight

- SB 204 Replacing the definition of "charitable beneficiaries" with "qualified charities" in the technology-enabled fiduciary financial institutions act.

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- HB 2077 Implementing additional reporting requirements for informational technology projects and state agencies and requiring additional information technology security training and status reports.
- HB 2078 Changing the membership requirements, terms of members and the quorum requirements for the information technology executive council.

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